

Twelfth Parliament

(No. 55)



Third Session  
Afternoon Sitting

(1031)

**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**SUPPLEMENTARY**

**WEDNESDAY, JUNE 26, 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\*. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON ITS' CONSIDERATION OF THE PRESIDENT'S RESERVATIONS TO THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2018)**

(The Leader of the Majority Party)

**THAT**, this House do agree with the Report of the Committee of the whole House on its' consideration of the President's Reservations to the Insurance (Amendment) Bill (National Assembly Bill No. 21 of 2018).

*(Question to be put)*

**9\*. THE NUCLEAR REGULATORY BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2018)**

(The Leader of the Majority Party)

Second Reading

*(Question to be put)*

**10\*. THE IMPEACHMENT PROCEDURE BILL (SENATE BILLS NO. 15 OF 2018)**

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

First Reading

**11\*. THE PREVENTION OF TERRORISM (AMENDMENT) BILL (SENATE BILLS NO. 20 OF 2018)**

(The Chairperson, Departmental Committee on Administration and National Security)

First Reading

**12\*. THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILLS NO. 27 OF 2018)**

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

First Reading

**13\*. THE TEA BILL (SENATE BILLS NO. 36 OF 2018)**

(The Chairperson, Departmental Committee on Agriculture and Livestock)

First Reading

**14\*. THE CARE AND PROTECTION OF OLDER MEMBERS OF SOCIETY BILL (SENATE BILLS NO. 17 OF 2018)**

(The Chairperson, Departmental Committee on Labour and Social welfare)

First Reading

**15\*. THE APPROPRIATION BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2019)**

(The Chairperson, Budget and Appropriations Committee)

Second Reading

**16\*. COMMITTEE OF THE WHOLE HOUSE**

The Appropriation Bill (National Assembly Bill No. 46 of 2019)

(The Chairperson, Budget and Appropriations Committee)

17\*. **MOTION – REPORT ON THE STATUS OF NATIONAL REFERRAL HOSPITALS**

(The Chairperson, Departmental Committee on Health)

**THAT**, this House **adopts** the Report of the Departmental Committee on Health on the Status of National Referral Hospitals, *laid on the Table of the House on Thursday, May 09, 2019.*

18\*. **MOTION – INQUIRY INTO ALLOCATION OF LAND IN KAMITI ANMER FOREST**

(The Chairperson, Departmental Committee on Lands)

**THAT**, this House **adopts** the Report of the Committee on Lands on the Inquiry into a Complaint by *Kamiti Anmer Forest Squatters Association* regarding allocation of Land LR. No. 8390 in *Kamiti Anmer Forest*, *laid on the Table of the House on Tuesday, June 18, 2019.*

19\*. **MOTION – SENATE AMENDMENTS TO THE PUBLIC PRIVATE PARTNERSHIPS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2017)**

(The Leader of the Majority Party)

**THAT**, the Senate amendments to the Public Private Partnerships (Amendment) Bill (National Assembly Bill No. 52 of 2017) be now considered.

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**\* Denotes Orders of the Day**

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# NOTICES

## I. THE APPROPRIATION BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2019)

Notice is given that the Chairperson of the Budget and Appropriations Committee (Hon. Kimani Ichung'wah, MP) wishes to move the following amendments to the Appropriation Bill, 2019 –

### CLAUSE 2

**THAT**, Clause 2 be deleted and substituted thereof with the following-

"2. The Treasury may issue out of the Consolidated Fund and apply towards the supply granted for the service of the year ending on the 30<sup>th</sup> June, 2020, the sum of Kenya Shillings one trillion, four hundred and seventy-five billion, two hundred and eighty-seven million, two hundred and ninety-six thousand, seven hundred and sixty-four, and that sum shall be deemed to have been appropriated as from 1<sup>st</sup> July, 2019, for the services and purposes specified in the Schedule."

### SCHEDULE

**THAT**, the Schedule be amended as follows -

#### (a) **R1071: THE NATIONAL TREASURY**

**Programme 0717000 - General Administration Planning and Support Services**

- (i) **THAT**, the allocation under the programme in respect of Recurrent Supply Estimates, Kshs. 66,347,501,139 be deleted and substituted thereof with the figure, **Kshs. 64,547,501,139;**
- (ii) **THAT**, the allocation under the Vote R1071 (The National Treasury) in respect of total Recurrent Supply Estimates, Kshs. 77,491,757,205 be deleted and substituted thereof with the figure, **Kshs. 75,691,757,205;** and
- (iii) **THAT**, the consequential amendments be effected in the relevant Class Sub-Totals and the Cluster Sub-Totals.

#### (b) **D1071: THE NATIONAL TREASURY**

**Programme 0717000 - General Administration Planning and Support Services**

- (i) **THAT**, the allocation under the programme in respect of Development Supply Estimates, Kshs. 349,892,155 be deleted and substituted thereof with the figure, **Kshs. 2,149,892,155**;
- (ii) **THAT**, the allocation under Vote D1071 (The National Treasury) in respect of total Development Supply Estimates, Kshs. 27,566,991,724 be deleted and substituted thereof with the figure, **Kshs. 29,366,991,724**;
- (iii) **THAT**, the consequential amendments be effected in the relevant Class Sub-Totals and the Cluster Sub-Totals.

(c) **R2041: PARLIAMENTARY SERVICE COMMISSION**

**Programme 0722000 - Senate Affairs**

- (i) **THAT**, the allocation under the programme in respect of Recurrent Supply Estimates, Kshs. 6,715,144,400 be deleted and substituted thereof with the figure, **Kshs. 7,215,144,400**;
- (ii) **THAT**, the allocation under the Vote R2041 (The Parliamentary Service Commission) in respect of Total Recurrent Supply Estimates, Kshs. 13,132,600,000 be deleted and substituted thereof with the figure, **Kshs. 13,632,600,000**;
- (iii) **THAT**, the consequential amendments be effected in the relevant Class Sub-Totals and the Cluster Sub-Totals.

(d) **D1066: STATE DEPARTMENT FOR EARLY LEARNING AND BASIC EDUCATION**

**Programme 0501000 - Primary Education**

- (i) **THAT**, the allocation under the programme in respect of **Development** Supply Estimates, Kshs. 715,701,500 be deleted and substituted thereof with the figure, **Kshs. 1,515,701,500**;
- (ii) **THAT**, the allocation under the Vote D1066 (The **State Department for Early Learning**) in respect of Total **Development** Supply Estimates, Kshs. 6,201,669,353 be deleted and substituted thereof with the figure, **Kshs. 7,001,669,353**;
- (iii) **THAT**, the consequential amendments be effected in the relevant Class Sub-Totals and the Cluster Sub-Totals.

(e) **R1064: STATE DEPARTMENT FOR VOCATIONAL AND TECHNICAL TRAINING**

**Programme 0505000 - Technical and Vocational Training**

- (i) **THAT**, the allocation under the programme in respect of **Recurrent** Supply Estimates, Kshs. 14,795,031,125 be deleted and substituted thereof with the figure, **Kshs. 13,995,031,125;**
- (ii) **THAT**, the allocation under the Vote R1064 (The **State Department for Vocational and Technical Training**) in respect of Total **Recurrent** Supply Estimates, Kshs. 15,000,212,992 be deleted and substituted thereof with the figure, **Kshs. 14,204,212,992;**
- (iii) **THAT**, the consequential amendments be effected in the relevant Class Sub-Total and the Cluster Sub-Totals.
- (f) **IN RESPECT OF GRAND - TOTAL;**
- (i) **THAT**, the sum of the Grand Total in respect of supply estimates, Kshs. 1,474,787,296,764 be deleted and substituted thereof with the figure Kshs. **1,475,287,296,764.**

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**The House resolved on Wednesday, February 13, 2019 as follows:-**

- II. **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.
- III. **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.

- IV. **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.



# NOTICE PAPER

Tentative business for

Thursday, June 27, 2019

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*(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, June 27, 2019:-

**A. MOTION - REPORT ON THE STATUS OF NATIONAL REFERRAL HOSPITALS**

(The Chairperson, Departmental Committee on Health)

*(If not concluded on Wednesday, June 26, 2019 – Afternoon sitting)*

**B. MOTION - INQUIRY INTO ALLOCATION OF LAND IN KAMITI ANMER FOREST**

(The Chairperson, Departmental Committee on Lands)

*(If not concluded on Wednesday, June 26, 2019 – Afternoon sitting)*

**C. MOTION - SENATE AMENDMENTS TO THE PUBLIC PRIVATE PARTNERSHIPS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2017)**

(The Leader of the Majority Party)

*(If not concluded on Wednesday, June 26, 2019 – Afternoon sitting)*

**D. MOTION - REPORT ON A MEETING TO PROMOTE AND POPULARIZE THE RATIFICATION OF THE PROTOCOL ON THE FREE MOVEMENT OF PERSONS AND ITS IMPLEMENTATION ROADMAP**

(The Chairperson, Departmental Committee on Defence and Foreign Relations)

*(Resumption of debate interrupted on Tuesday, March 19, 2019)*

**E. MOTION - REPORT ON AN INQUIRY INTO LAND ACQUISITION BY THE KENYA DEFENCE FORCES FOR ESTABLISHMENT OF A FORWARD OPERATING BASE (FOB) IN NAROK COUNTY**

(The Chairperson, Departmental Committee on Defence and Foreign Relations)

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# APPENDIX

## **ORDER NO.7 - QUESTIONS**

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

### Question No.                      QUESTIONS BY PRIVATE NOTICE

**QPN No. 31/2019      The Member for Ainabkoi (Hon. William Chepkut, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -**

- (i) Is the Cabinet Secretary aware that on 17<sup>th</sup> June 2019, one Ronald Kipkurui alias Chepkut of Identity Card Number 34475501 was murdered at Naiberi Trading Centre in Ainabkoi Constituency?
  
- (ii) Could the Cabinet Secretary consider establishing a police station at Naiberi Trading Centre as a lasting solution to the rising cases of insecurity at Naiberi in view of the fact that the area police station is currently located far-away in Eldoret Town?

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

**QPN No. 32/2019      The Member for Tharaka Nithi County (Hon. Beatrice Nkatha, MP) to ask the Cabinet Secretary for Public Service, Youth and Gender Affairs: -**

- (i) Is the Cabinet Secretary aware that the Regulations under the Counter-Trafficking in Persons Act, No. 8 of 2010 are yet to be gazetted 9 years since the law came into force, and state when this will be done?
  
- (ii) Could the Cabinet Secretary state what measures have been put in place to rescue and provide care and shelter for victims of trafficking who are currently being held in police cells or prisons?
  
- (iii) Is the Government expected to report on the status of this matter, specifically on Sustainable Development Goal 8 on human trafficking, at the next meeting of the High-Level Political Forum in July this year?

### Question

No.

**296/2019**

### ORDINARY QUESTIONS

**The Member for Naivasha (Hon. Jayne Kihara, MP) to ask the Cabinet Secretary for National Treasury and Planning: -**

- (i) Is the Cabinet Secretary aware that many former employees of the Kenya Railways Corporation have not been receiving their pensions for a long time?
  
- (ii) What measures has the Ministry put in place to ensure that all the pending pension payments belonging to former employees of the Kenya Railways Corporation are paid without further

delay since most of the said pensioners do not qualify to benefit from the senior citizens' cash transfer programme (commonly known as *Pesa ya Wazee*) on account of being pensionable?

*(To be replied before Departmental Committee on Finance and National Planning)*

**298/2019 The Member for Dagoretti North (Hon. Simba Arati, MP) to ask the Cabinet Secretary for Industry, Trade and Cooperatives: -**

- i) Could the Cabinet Secretary provide details of the whereabouts of the 1.2 million bags of contaminated sugar confiscated in the months of May, June and July 2018 by the Government's Multi-Agency Team at various points across the country and whether they were destroyed?
- ii) What mechanism has the Multi-agency Team put in place to further rid the market of the contaminated commodity as well as prevent it from accessing the market?

*(To be replied before the Departmental Committee on Trade, Industry and Cooperatives)*

**299/2019 The Member for Vihiga County (Hon. Beatrice Adagala, MP) to ask the Cabinet Secretary for Labour and Social Protection-**

- (i) Is the Cabinet Secretary aware of pamphlets, letters and posters being circulated in Vihiga County in the month of May 2019 asking the general public to apply for domestic jobs in the Middle East?
- (ii) Could the Cabinet Secretary explain whether the advertisements were genuine and if not, what measures have been put in place to protect Kenyans, particularly the people of Vihiga County from such incidences?
- (iii) What measures has the Ministry put in place to guarantee the safety and welfare of Kenyans seeking employment abroad?

*(To be replied before the Departmental Committee on Protection and Social Welfare)*

**300/2019 The Member for Gichugu (Robert Gichumu Githinji, MP) to ask the Cabinet Secretary for Industry, Trade and Cooperatives: -**

- (i) Could the Cabinet Secretary explain whether there were any trade agreements signed between our Government and the Government of Uganda during the recent visit by the President of the Republic of Uganda?

- (ii) Could the Cabinet Secretary provide the details of the said agreements and explain how the Country is set to gain from such agreements?
- (iii) What measures is the Ministry taking to ensure that there is no trade imbalance between Kenya and other East African and COMESA countries to the detriment of Kenya?

*(To be replied before the Departmental Committee on Trade, Industry and Cooperatives)*

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