



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

THURSDAY, AUGUST 08, 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 OF 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 Public Finance Management (Amendment) Bill (National Assembly Bill No. 63 of 2019) from **14 days to 7 days**.

9*. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE STATISTICS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 37 OF 2019)
(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 Statistics (Amendment) Bill (National Assembly Bill No. 37 of 2019).

(Question to be put and Third Reading)

...../10*

10*. MOTION – VETTING OF A NOMINEE FOR APPOINTMENT AS THE CHAIRPERSON OF THE BOARD OF DIRECTORS OF THE KENYA FISH MARKETING AUTHORITY

(The Chairperson, Departmental Committee on Agriculture & Livestock)

THAT, taking into consideration the findings of the Departmental Committee on Agriculture & Livestock in its Report on the *Vetting of a Nominee for Appointment as the Chairperson of the Board of Directors of the Kenya Fish Marketing Authority, laid on the Table of the House on Wednesday, August 7, 2019*, and pursuant to section 201(1)(a) & (2) of the Fisheries Management and Development Act, 2016 and section 8 of the Public Appointments (Parliamentary Approval) Act, 2011, this House **approves** the appointment of **Hon. Ochieng’ G. Mbeo** as the Chairperson to the Board of Directors of the Kenya Fish Marketing Authority.

(Question to be put)

11*. 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)

Second Reading

(Question to be put)

12*. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 63 OF 2019)

(The Chairperson, Budget & Appropriations Committee)

First Reading

13*. COMMITTEE OF THE WHOLE HOUSE

The National Drought Management Authority (Amendment) Bill (National Assembly Bill No. 26 of 2019)

(The Leader of the Majority Party)

14*. THE SECTIONAL PROPERTIES BILL (NATIONAL ASSEMBLY BILL NO. 23 OF 2019)

(The Leader of the Majority Party)

Second Reading

...../15*

15*. MOTION – APPROVAL OF RATIFICATION OF PROTOCOL TO AMEND THE CONVENTION OF OFFENCES AND CERTAIN ACTS COMMITTED ON BOARD AIRCRAFT (MONTREAL PROTOCOL, 2014)

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

THAT, this House **adopts** the Report of the Departmental Committee on Transport, Public Works and Housing on its consideration of the Protocol to amend the Convention of Offences and Certain Acts Committed on Board Aircraft (Montreal Protocol, 2014) for Ratification, *laid on the Table of the House on Thursday, June 6, 2019*, and pursuant to section 8 of the Treaty Making and Ratification Act, 2012 **approves** the Ratification of the Protocol to amend the Convention on Offences and Certain Acts Committed on Board Aircraft (Montreal Protocol, 2014).

16*. MOTION – APPROVAL OF RATIFICATION OF BILATERAL AIR SERVICES AGREEMENTS BETWEEN KENYA & THE HELLENIC REPUBLIC; BURKINA FASO; CAMBODIA; SEYCHELLES; AND FINLAND

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

THAT, this House **adopts** the Report of the Departmental Committee on Transport, Public Works and Housing on its consideration of the Bilateral Air Services Agreements between Kenya & the Hellenic Republic; Kenya & Burkina Faso; Kenya & Cambodia; Kenya & Seychelles; and Kenya & Finland, *laid on the Table of the House on Thursday, June 6, 2019*, and pursuant to section 8 of the Treaty Making and Ratification Act, 2012 **approves** the Ratification of the Bilateral Air Services Agreements between Kenya & the Hellenic Republic; Kenya & Burkina Faso; Kenya & Cambodia; Kenya & Seychelles; and Kenya & Finland.

17*. MOTION - REPORT ON THE PUBLIC FINANCE MANAGEMENT (BIASHARA KENYA FUND) REGULATIONS, 2019 AND THREE OTHER RELATED SETS OF REGULATIONS

(The Chairperson, Committee on Delegated Legislation)

THAT, this House adopts the Report of the Committee on Delegated Legislation on its consideration of the Public Finance Management (Biashara Kenya Fund) Regulations, 2019 (Legal Notice No. 78 of 2019); the Public Finance Management (Uwezo Fund)(Revocation) Regulations, 2019 (Legal Notice No. 79 of 2019); the Public Finance Management (Women Enterprise

...../17*(cont'd)

Fund)(Revocation) Regulations, 2019 (Legal Notice No. 80 of 2019); and the Public Finance Management (Youth Enterprise Development Fund)(Revocation) Regulations, 2019 (Legal Notice No. 81 of 2019), *laid on the Table of the House on Tuesday, July 30, 2019*, and pursuant to the provisions of Section 18 of the Statutory Instruments Act, 2013 and Standing Order 210 (4)(b) ***annuls in entirety*** the said regulations.

*** Denotes Orders of the Day**

.....Notices

(No.72)

THURSDAY, AUGUST 08, 2019

(2095)

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 **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.

- 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.

.....*Notices*(cont'd)*

ADJOURNMENT

NOTIFICATION OF RECESS (August 09, 2019 – September 09, 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, September 10, 2019 at 2:30 p.m.**

(Thereafter, the House to adjourn without question put)

.....Appendix

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. **ORDINARY QUESTIONS**

369/2019 **The Member for Mwingi North (Hon. Paul Nzengu, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development: -**

- (i) Could the Cabinet Secretary explain the rationale as to why there is a disjointed tarmac road between *Kamuwongo* Market and *Kandwia* Market in Mwingi North Constituency where a middle section on the said stretch of the road is not tarmacked?
- (ii) What measures is the Ministry putting in place to resolve the inconsistency and ensure that the entire stretch of the said road is tarmacked and by when?

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

373/2019 **The Member for Lamu East (Hon. Sharif Athman Ali, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -**

- (i) What is the status of compensation to persons affected by the acquisition of land for the development of the Lamu Port - South Sudan – Ethiopia - Transport (LAPSSET) Corridor project in Lamu?
- (ii) What plans has the Ministry put in place to ensure that affected persons in *Kwa Sasi Area* in Lamu East Constituency are compensated or re-settled?

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

375/2019 **The Member for Nakuru County (Hon. Liza Chelule, MP) to ask the Cabinet Secretary for Labour and Social Protection: -**

- (i) Could the Cabinet Secretary provide the status and criteria used for identification and registration of Elderly persons in Nakuru County who qualify to benefit from the Elderly-Persons Cash-Transfer Programme?
- (ii) What measures is the Ministry putting in place to ensure that the elderly persons receive their monthly stipends and any other services without having to travel for long distances?

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

376/2019 The Member for Baringo Central (Hon. Joshua Chepyegon Kandie, MP) to ask the Cabinet Secretary for Education: -

Considering that Baringo Central Constituency is an Arid and Semi-Arid area and that most of the school going children face starvation and hunger which consequently affects their learning-

- (i) Could the Cabinet Secretary consider introducing school feeding programmes in all primary and secondary day schools in Arid and Semi-Arid areas?
- (ii) What measures are being undertaken by the Ministry to ensure that school going children do not drop out of school as a result of hunger?

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

377/2019 The Nominated Member (Hon. Prof. Jacqueline Oduol, MP) to ask the Cabinet Secretary for Labour and Social Protection: -

- (i) What is the status of implementation of the Counter Trafficking in Persons Act and the National Plan of Action for Combating Human Trafficking with regard to establishment of a functional independent Unit to assist in resolving and dealing with human trafficking in the Country?
- (ii) Could the Cabinet Secretary state the number of victims of human trafficking in the country since 2013 to date and the number of perpetrators that have been convicted to date?

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

378/2019 The Member for Embakasi Central (Hon. Benjamin G. Mwangi, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -

- (i) Could the Cabinet Secretary provide details of the status of the construction of Kangundo Road in Nairobi City County by the National Government including scope of works, contract value, the firm awarded the contract and avail a copy of the Ministry's Engineer inspection report, if any?
- (ii) Could the Cabinet Secretary confirm whether the contractor is adhering to the standards and specifications as contained in the contract in the construction of the said Road, particularly with regard to drainage, pedestrian walkways and crossings and marked diversions for ease flow of traffic?

(iii) What measures has the Ministry put in place to ensure that the said road is constructed to set standards and is completed on time?

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

379/2019 The Member for Mumias East (Hon. Benjamin J. Washiali, CBS, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government-

- (i) Could the Cabinet Secretary provide the exact quantities of the contaminated sugar being held by the Directorate of Criminal Investigations impounded from factories and other stores across the Country in 2018?
- (ii) When is the Ministry expected to destroy the contaminated sugar and how will it be destroyed?
- (iii) What measures has the Ministry put in place to ensure that such products do not find their way into the Country again?

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