



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

TUESDAY, SEPTEMBER 10, 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 THE NATIONAL DROUGHT MANAGEMENT AUTHORITY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 26 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 National Drought Management Authority (Amendment) Bill (National Assembly Bill No. 26 of 2019).

(Question to be put and Third Reading)

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

(The Leader of the Majority Party)

Second Reading

(Question to be put)

10*. THE REFUGEES BILL (NATIONAL ASSEMBLY BILL NO. 62 OF 2019)

(The Leader of the Majority Party)

First Reading

11*. 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).

12*. 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.

...../13*

13*. **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 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

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.

.....*Notice Paper I*

NOTICE PAPER I

Tentative business for
Wednesday (Morning), September 11, 2019

(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 Wednesday (Morning), September 11, 2019:-

A. THE RADIOGRAPHERS BILL (NATIONAL ASSEMBLY BILL NO. 47 OF 2019)

(The Hon. Sabina Chege, M.P.)

First Reading

B. MOTION - CERVICAL CANCER SCREENING SERVICES TO ALL WOMEN AND ISSUANCE OF THE HPV VACCINE TO BOYS AND GIRLS BY THE NATIONAL GOVERNMENT

(The Hon. (Dr.) Tecla Tum, M.P.)

(Question to be put)

C. THE BANKING (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 55 OF 2019)

(The Hon. Jude Njomo, M.P.)

Second Reading

D. THE ANTI-CORRUPTION AND ECONOMIC CRIMES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 6 OF 2019)

(The Hon. Ndindi Nyoro, M.P.)

Second Reading

(Resumption of debate interrupted on Wednesday, July 24, 2019 – Morning sitting)

(Balance of time on motion – 3 hours 20 minutes)

E. THE EMPLOYMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.15 OF 2019)

(The Hon. Martha Wangari, M.P.)

Second Reading

(Resumption of debate interrupted on Wednesday, August 07, 2019 – Morning sitting)

(Balance of time on motion – 3 hours 13 minutes)

F. MOTION- REVIEW OF THE MANDATORY RETIREMENT AGE IN THE PUBLIC SERVICE

(The Hon. Charles Njagua Kanyi, M.P.)

G. MOTION - POLICY MEASURES TO ENSURE 100 PERCENT TRANSITION FROM SECONDARY EDUCATION TO TERTIARY EDUCATION

(The Hon. John Munene Wambugu, M.P.)

H. MOTION - REGISTRATION OF FARMERS AND FORMATION OF AGRI-BUSINESS ENTITIES FOR IMPROVED BENEFITS AND SUSTAINABLE FOOD AND NUTRITIONAL SECURITY

(The Hon. (Dr.) John Mutunga, M.P.)

I. MOTION - FORMULATION OF A COMPREHENSIVE POLICY TO HARNESS DIASPORA KENYANS FOR NATIONAL DEVELOPMENT

(The Hon. Godfrey Osotsi, M.P.)

.....*Notice Paper*
II

NOTICE PAPER II

Tentative business for

Wednesday (Afternoon), September 11, 2019

(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 Wednesday (Afternoon), September 11, 2019:-

A. MOTION – SENATE AMENDMENTS TO THE COPYRIGHT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 33 OF 2017)

(The Leader of the Majority Party)

B. MOTION – SENATE AMENDMENTS TO THE COUNTY GOVERNMENTS RETIREMENT SCHEME BILL (NATIONAL ASSEMBLY BILL NO. 10 OF 2018)

(The Leader of the Majority Party)

C. COMMITTEE OF THE WHOLE HOUSE

(i) Consideration of Senate amendments to the Copyright (Amendment) Bill (National Assembly Bill No. 33 of 2017)

(The Leader of the Majority Party)

(ii) Consideration of Senate amendments to the County Governments Retirement Scheme Bill (National Assembly Bill No. 10 of 2018)

(The Leader of the Majority Party)

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

(The Chairperson, Budget & Appropriations Committee)

Second Reading

E. THE COUNTY GOVERNMENTS (REVENUE RAISING PROCESS) BILL (NATIONAL ASSEMBLY BILL NO. 24 OF 2018)

(The Leader of the Majority Party)

Second Reading

F. THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILL NO. 22 OF 2018)

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

Second Reading

G. MOTION - SESSIONAL PAPER NO. 1 OF 2019 ON THE POLICY

**FRAMEWORK FOR REFORMING EDUCATION AND
TRAINING FOR SUSTAINABLE DEVELOPMENT IN
KENYA**

(The Chairperson, Departmental Committee on Education and
Research)

**H. THE EARLY CHILDHOOD EDUCATION BILL (SENATE BILL NO.26
OF 2018)**

(The Chairperson, Departmental Committee on Education and Research)

Second Reading

.....Appendix

A P P E N D I X

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**

355/2019 The Member for Matayos (Hon. Geoffrey Odanga, MP) to ask

the Cabinet Secretary for Education and Research: -

- (i) Could the Cabinet Secretary provide details of the implementation of the adult-education programme in the country including funding, administration and the number of persons enrolled in the programme per county?
- (ii) What measures has the Ministry put in place to popularize adult education in counties in order to give a second chance to the Kenyans who dropped out of school for various reasons and who wish to improve their literacy levels?

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

371/2019

The Member for Murang'a County (Hon. Sabina Chege, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -

- (i) Could the Cabinet Secretary explain why the construction of *Kangema-Kanyenyaini-Kiriri-Karurumo* road which serves thousands of farmers, traders and motorists in accessing *Kanyenyaini Tea Factory, Gakira and Kanyenyaini markets*, has stalled despite having been funded?
- (ii) What measures has the Ministry put in place to ensure that the said road is constructed and completed on time?

(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)

380/2019

The Member for Bonchari (Hon. John Oroo Oyioka, MP) to ask the Cabinet Secretary for Health-

- (i) Could the Cabinet Secretary explain how the National Hospital Insurance Fund (NHIF) premiums of Kshs. 500/- for self-employed persons and Kshs. 150/- for people who are employed and earning not more than Kshs. 5999/- as stipulated in *the Legal Notice no 14 of 2015 (The National Hospital Insurance Fund (Standard and Special Contributions) Regulations, 2015)* were arrived at?

- (ii) Could the Cabinet Secretary consider classifying self-employed persons into various categories based on the amount of their earnings?
- (iii) Are there plans to address challenges faced by the majority of self-employed persons whose gross income is below Kshs. 5,999/- per month in paying the stipulated premiums?

(To be replied before the Departmental Committee on Health)

381/2019 The Member for Bomet County (Hon Joyce Korir, MP) ask the Cabinet Secretary for Information, Communication and Technology: -

- (i) Could the Cabinet Secretary provide details concerning the recently introduced *Fuliza* service by Safaricom Limited, including its credit-related mechanism and overall financing system?
- (ii) What is the legal status of the service and its impact to the Country's economy?

(To be replied before the Departmental Committee on Information, Communication and Innovation)

382/2019 The Member for Baringo Central (Hon. Joshua Chepyegon Kandie, MP) to ask the Cabinet Secretary for Education, Science and Technology: -

- (i) Could the Cabinet Secretary consider waiving outstanding school fees arrears for over 500 former students from various secondary schools in Baringo Central Constituency who graduated between 2000 and 2016, whose parents/guardians cannot afford to clear the arrears?
- (ii) Could the Cabinet Secretary explain why examination certificates for various former students continue to be held by various schools on account of outstanding fees arrears contrary to the law?

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