



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – (THIRD SESSION)
THE NATIONAL ASSEMBLY
ORDERS OF THE DAY
THURSDAY, OCTOBER 03, 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- RATIFICATION OF THE AGREEMENT FOR THE ESTABLISHMENT OF THE INTERNATIONAL ANTI-CORRUPTION ACADEMY AS AN INTERNATIONAL ORGANIZATION

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

THAT, this House **adopts** the Report of the Departmental Committee on Justice and Legal Affairs on its consideration of the Instrument for Ratification of the Agreement for the Establishment of the International Anti-Corruption Academy as an International Organization, *laid on the Table of the House on Wednesday, June 26, 2019*, and pursuant to the provisions of section 8 of the Treaty Making and Ratification Act, 2012 **approves** the Ratification of the Agreement for the Establishment of the International Anti-Corruption Academy as an International Organization.

(Resumption of debate interrupted on Wednesday, October 2, 2019 – Afternoon Sitting)

9*. MOTION- REPORT ON A FACT FINDING MISSION ON THE WELFARE OF MIGRANT KENYAN WORKERS IN THE KINGDOM OF SAUDI ARABIA

(The Chairperson, Departmental Committee on Labour & Social Welfare)

THAT, this House **adopts** the Report of the Departmental Committee on Labour and Social Welfare on the visit to Riyadh, Saudi Arabia on a Fact Finding Mission on the Welfare of Migrant Kenyan Workers in the Kingdom of Saudi Arabia from February 27 to March 3, 2019, *laid on the Table of the House on Thursday, August 8, 2019*.

10*. MOTION – PETITION BY THE EXECUTIVE FOR THE VARIATION OF THE BOUNDARIES OF MOUNT ELGON FOREST RESERVE

(The Chairperson, Departmental Committee on Environment and Natural Resources)

THAT, this House **adopts** the Report of the Departmental Committees on Environment and Natural Resources and Lands on their consideration of a Petition by the Executive regarding the Variation of the Boundaries of *Mount Elgon Forest Reserve*, *laid on the Table of the House on Thursday, July 4, 2019*, and pursuant to the provisions of section 34(5)(b) of the Forest Conservation and Management Act, 2016 and noting the finding of the Committees that the Petition discloses ground for variation of boundaries of the particular forest, this House-

- (i) **approves** the variation of the boundaries of *Mount Elgon Forest Reserve* to exclude *Chepyuk* Phases II and III comprising of a total area of 4,607 Hectares; and
- (ii) **resolves** that the Government secures the remaining forest area within *Mount Elgon Forest Reserve* particularly in *Chepkitale* area in line with the need to achieve the United Nation’s recommended ten percent forest cover in the country.

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

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

Second Reading

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

(The Leader of the Majority Party)

Second Reading

*** Denotes Orders of the Day**

N O T I C E S

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

- I. **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.
- 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.

The House further resolved on Tuesday, June 11, 2019 as follows:-

- III. **THAT**, pursuant to the provisions of Standing Order 256 (*Exemption of Business from the Standing Orders*), petitions submitted under **section 34 of the Forest Conservation and Management Act (No. 34 of 2016)** (*Petitions for variation of boundaries or revocation of public forests*) are exempted from the provisions of Standing Orders 223(k) and 227(2) in order to accommodate public participation and provide for the obligatory resolution of the House approving or rejecting petitions for variation of boundaries or revocation of the registration of public forest or a portion of a public forest as contemplated under section 34 of the Forest Conservation and Management Act (No. 34 of 2016).

NOTICE PAPER

Tentative business for

Tuesday, October 08, 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 Tuesday, October 08, 2019:-

A. COMMITTEE OF THE WHOLE HOUSE

- (i) The Sacco Societies (Amendment) Bill (National Assembly Bill No.1 of 2018)
(The Leader of the Majority Party)
- (ii) The Sectional Properties Bill (National Assembly Bill No. 23 of 2019)
(The Leader of the Majority Party)

B. MOTION- REPORT ON A FACT FINDING MISSION ON THE WELFARE OF MIGRANT KENYAN WORKERS IN THE KINGDOM OF SAUDI ARABIA

(The Chairperson, Departmental Committee on Labour & Social Welfare)

(If not concluded on Thursday, October 3, 2019)

C. MOTION – PETITION BY THE EXECUTIVE FOR THE VARIATION OF THE BOUNDARIES OF MOUNT ELGON FOREST RESERVE

(The Chairperson, Departmental Committee on Environment and Natural Resources)

(If not concluded on Thursday, October 3, 2019)

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

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

Second Reading

(If not concluded on Thursday, October 3, 2019)

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

(The Leader of the Majority Party)

Second Reading

(If not concluded on Thursday, October 3, 2019)

...../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

429/2019 The Member for Mwatate (Hon. Andrew Mwadime, MP) to ask the Cabinet Secretary for Education: -

- (i) Could the Cabinet Secretary explain the criteria used to identify and consequently *gazette* hardship areas, and provide a list of such areas in Taita Taveta County, particularly Mwatate Constituency?
- (ii) Could the Cabinet Secretary also explain the discrepancies in the criteria exemplified by the fact that *Kungu* Primary School and *Elijah Mzae* Secondary School, both in Mwatate Constituency, share the same compound but only teachers in *Elijah Mzae* Secondary School are paid hardship allowances?
- (iii) Why were hardship allowances payments for teachers in *Ronge* Ward in Mwatate Constituency stopped when *Ronge* Ward's educational administrative boundaries were transferred from Voi Constituency to Mwatate Constituency?

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

437/2019 The Member for Baringo County (Hon. Gladwell Jesire, MP) to ask the Cabinet Secretary for Education: -

- (i) What is the fate of Kabarnet School for the Deaf and the Blind in Baringo County which is yet to reopen for Third Term on account of a strike by subordinate staff who have not been paid their salaries for the last fifteen months?
- (ii) What were the reasons behind the recent reduction of the Government's annual allocation to the school from Ksh 2.3m to Ksh 416,000?
- (iii) Could the Cabinet Secretary consider restoring the original allocation amount of Ksh 2.3m to the school, and further consider reviewing this amount upwards on account of the rising economic costs?

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

438/2019 The Member for Starehe (Hon. Charles Njagua, MP) to ask the Cabinet Secretary of Sports, Culture and Heritage: -

- (i) Could the Cabinet Secretary explain the formula used by the Music Copyright Society of Kenya (MCSK) to arrive at a flat rate payout of Ksh. 2,530 per performing artist as royalties, and:-
- (a) Submit a list of all the 13,967 artists alleged to have received the said royalties, and confirm whether all of them are performing artistes?
 - (b) Give an account for Ksh.118 million collected by MCSK from April to June 2019, and also for monies collected by MCSK between 2017 and 2019 when the Kenya Copyright Board (KECOBO) had suspended MCSK's license?
- (ii) Could the Cabinet Secretary also:-
- (a) State the actions taken by MCSK against broadcasters who have not been remitting royalties for local artistes despite airing their content?
 - (b) Explain why MCSK assets were recently disposed off, and how the proceeds from the said disposal were utilized?

(To be replied before the Departmental Committee on Sports, Culture and Tourism)

441/2019

The Member for Teso South (Hon. Geoffrey Omuse, MP) to ask the Cabinet Secretary for Education: -

- (i) What measures have been put in place to ensure that all school buildings and other infrastructure in both private and public schools are safe for learners in view of the recent collapse of a classroom at Precious Talent Academy in Nairobi County?
- (ii) How much money was allocated for school infrastructure in the financial year 2017/2018, per constituency, indicating the institutions that received the said funding?

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