



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

TUESDAY, OCTOBER 29, 2019 AT 2.30 P.M.

ORDER OF BUSINESS

PRAYER

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Questions and Statements

- 8*. THE REPRESENTATION OF SPECIAL INTEREST GROUPS LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2019)**
(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

(Question to be put)

- 9*. THE PUBLIC PARTICIPATION BILL (NATIONAL ASSEMBLY BILL NO. 69 OF 2019)**
(The Chairperson, Select Committee on Parliamentary Broadcasting and Library)

First Reading

- 10*. THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILL NO. 22 OF 2018)**
(The Chairperson, Departmental Committee on Justice & Legal Affairs)

Second Reading

(Resumption of debate interrupted on Thursday, October 17, 2019)

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

(The Leader of the Majority Party)

Second Reading

12*. MOTION - ANNULLMENT OF THE RETIREMENT BENEFITS (OCCUPATIONAL RETIREMENT BENEFITS SCHEMES)(AMENDMENT) REGULATIONS, 2019 AND THE INSURANCE (MOTOR VEHICLES THIRD PARTY RISKS) (CERTIFICATE OF INSURANCE) (AMENDMENT) RULES, 2019

(The Chairperson, Committee on Delegated Legislation)

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the Retirement Benefits (Occupational Retirement Benefits Schemes) (Amendment) Regulations, 2019 (*Legal Notice No. 88 of 2019*) and the Insurance (Motor Vehicles Third Party Risks) (Certificate of Insurance) (Amendment) Rules, 2019 (*Legal Notice No. 92 of 2019*), *laid on the Table of the House on Wednesday, October 2, 2019*, and pursuant to the provisions of Section 18 of the Statutory Instruments Act, 2013 and Standing Order 210 (4)(b) **annuls in entirety-**

- (i) the Retirement Benefits (Occupational Retirement Benefits Schemes) (Amendment) Regulations, 2019 (*Legal Notice No. 88 of 2019*); and,
- (ii) the Insurance (Motor Vehicles Third Party Risks) (Certificate of Insurance) (Amendment) Rules, 2019 (*Legal Notice No. 92 of 2019*).

13*. MOTION - RATIFICATION OF THE AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF KENYA AND THE GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA ON DEFENCE CO-OPERATION

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

THAT, this House **adopts** the Report of the Departmental Committee on Defence and Foreign Relations on its consideration of the Agreement between the Government of the Republic of Kenya and the Government of the Republic of South Africa on Defence Co-operation, *laid on the Table of the House on Wednesday, October 16, 2019*, and pursuant to section 8 of the Treaty Making and Ratification Act, 2012 **approves** the Ratification of the Agreement between the Government of the Republic of Kenya and the Government of the Republic of South Africa on Defence Co-operation.

...../14*

14*. THE DATA PROTECTION BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2019)

(The Leader of the Majority Party)

Second Reading

15*. THE PARLIAMENTARY PENSIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2019)

(The Leader of the Minority Party)

Second Reading

16*. THE COMPETITION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 49 OF 2019)

(The Leader of the Majority Party)

Second Reading

17*. THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2019)

(The Leader of the Majority Party)

Second Reading

*** Denotes Orders of the Day**

...../Notices

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.

...../Notice Paper I

NOTICE PAPER I

Tentative business for
Wednesday (Morning), October 30, 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), October 30, 2019:-

A. THE LIVESTOCK AND LIVESTOCK PRODUCTS MARKETING BOARD BILL (NATIONAL ASSEMBLY BILL NO.2 OF 2019)

(The Hon. Bashir Abdullaih, M.P.)

Second Reading
(Question to be put)

B. THE ALCOHOLIC DRINKS CONTROL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 70 OF 2019)

(The Hon. Silvanus Onyiego, M.P.)

First Reading

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

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

(Resumption of debate interrupted on Wednesday, October 16, 2019 – Morning sitting)
(Balance of time – 1 hour 14 minutes)

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

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

E. 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.)

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

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

G. MOTION - ESTABLISHMENT OF DATABASE CENTRES FOR ISSUANCE OF BIRTH CERTIFICATES TO CHILDREN

(The Hon. Mary Wamaua, M.P.)

H. MOTION - INFORMATION IN POLICE CLEARANCE CERTIFICATES

(The Hon. Gladwell J. Cheruiyot, M.P.)

I. MOTION- INTRODUCTION OF AGE-APPROPRIATE SEX EDUCATION IN SCHOOLS

(The Hon. Elsie Muhanda, M.P.)

J. THE PARLIAMENTARY PENSIONS (AMENDMENT)(No.3) BILL (NATIONAL ASSEMBLY BILL NO. 57 OF 2019)

(The Hon. Andrew Mwadime, M.P.)

Second Reading

K. THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 16 OF 2019)

(The Hon. (Dr.) Makali Mulu, M.P.)

Second Reading

...../Notice Paper II

NOTICE PAPER II

Tentative business for

Wednesday (Afternoon), October 30, 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), October 30, 2019:-

A. 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 Tuesday, October 29, 2019)

B. MOTION - ANNULLMENT OF THE RETIREMENT BENEFITS (OCCUPATIONAL RETIREMENT BENEFITS SCHEMES)(AMENDMENT) REGULATIONS, 2019 AND THE INSURANCE (MOTOR VEHICLES THIRD PARTY RISKS) (CERTIFICATE OF INSURANCE) (AMENDMENT) RULES, 2019

(The Chairperson, Committee on Delegated Legislation)

(If not concluded on Tuesday, October 29, 2019)

C. MOTION - RATIFICATION OF THE AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF KENYA AND THE GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA ON DEFENCE CO-OPERATION

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

(If not concluded on Tuesday, October 29, 2019)

D. THE DATA PROTECTION BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2019)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Tuesday, October 29, 2019)

E. THE PARLIAMENTARY PENSIONS (AMENDMENT) BILL (NATIONAL ASSEMBLYBILL NO. 45 OF 2019)

(The Leader of the Minority Party)

Second Reading

(If not concluded on Tuesday, October 29, 2019)

F. THE COMPETITION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 49 OF 2019)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Tuesday, October 29, 2019)

G. THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2019)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Tuesday, October 29, 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**

453/2019

The Member for Magarini (Hon. Michael Thoyah Kingi, MP)
to ask the Cabinet Secretary for Environment and Forestry: -

Could the Cabinet Secretary explain the measures put in place by the National Environment Management Authority (NEMA) to ensure that pollution and other health hazards caused by chemical wastes and emissions by *M/S Krystalline Salt Factory* at the *Gongoni Salt Works* in Magarini Constituency of Kilifi County, which continues to affect the area residents, are mitigated?

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

459/2019 The Member for Malava (Hon. Malulu Injendi, MP) to ask the Cabinet Secretary for Education: -

- (i) Why is the Cabinet Secretary yet to establish the Education Standards and Quality Assurance Council as provided for in section 64(1) of the Basic Education Act, 2013, which has led to the current crisis in quality assurance, infrastructure and management in the education sector since the said Council is charged with the responsibility of ensuring standards and maintenance of quality in the sector?
- (ii) When will the Cabinet Secretary commence the process of appointing substantive members to the said Council as required by the said Act?

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

460/2019 The Member for Igembe Central (Hon. Kubai Iringo, MP) to ask the Cabinet Secretary for Foreign Affairs: -

- (i) What circumstances led to the arrest of one *Kinyua M'mumbwika*, a young man aged twenty (20) years from *Hitwammwahi village, Njia Ward*, Igembe Central, Meru County, who has been detained in the United Republic of Tanzania since the year 2015?
- (ii) What steps has the Ministry taken to ensure that this young man, who has been illegally held for over four years without any charges being preferred against him, is released?

(To be replied before the Departmental Committee on Defence and Foreign Relations)

461/2019 The Member for Bura (Hon. Ali Wario, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -

- (i) Could the Cabinet Secretary explain the criteria used in the recruitment of Prison Wardens in *Tana North Sub-County*?
- (ii) Could the Cabinet Secretary confirm that the exercise was conducted in a fair and transparent manner?
- (iii) Could the Cabinet Secretary explain whether the Ministry took into account the interests of all the communities living in the area during the exercise, considering that four (4) out of the six (6) recruits belong to one community despite the existence of more than eight communities in the Sub-County?

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