



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

WEDNESDAY, OCTOBER 09, 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 SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 1 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 Sacco Societies (Amendment) Bill (National Assembly Bill No. 1 of 2018).

(Question to be put and Third Reading)

- 9*. **MOTION** – **REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE SECTIONAL PROPERTIES BILL (NATIONAL ASSEMBLY BILL NO. 23 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 Sectional Properties Bill (National Assembly Bill No. 23 of 2019).

(Question to be put and Third Reading)

10*. 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.*

(Resumption of debate interrupted on Tuesday October, 08, 2019)

11*. SPECIAL MOTION – APPROVAL OF REVISED DEBT CEILING FOR THE NATIONAL GOVERNMENT

(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 (National Government)(Amendment) Regulations, 2019, *laid on the Table of the House on Wednesday, October 09, 2019*, and pursuant to the provisions of section 205(4) of the Public Finance Management Act, 2012 and section 18 of the Statutory Instruments Act, 2013 *approves* the amendments to the Public Finance Management (National Government) Regulations, 2015 (principal Regulations) as effected through ***Legal Notice No. 155 of 26th September, 2019***, as follows-

- (a) in regulation 26(1), sub paragraph (c) by deleting the words **“50 percent of Gross Domestic Product (GDP) in net present value terms”** and substituting therefor the words **“nine trillion shillings”**; and,
- (b) in regulation 196, paragraph (1) by deleting the words **“net present value of the total public debt that is”** and substituting therefor the words **“set limit”**.

[The Speaker has determined that this Special Motion is a Money Motion within the provisions of Article 114 of the Constitution]

...../12*

12*. 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.

13*. THE REPRESENTATION OF SPECIAL INTEREST GROUPS LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2019)

(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

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

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

Second Reading

15*. 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**

...../Notices

NOTICES

I. PROPOSED AMENDMENTS TO THE SPECIAL MOTION ON APPROVAL OF THE REVISED DEBT CEILING FOR THE NATIONAL GOVERNMENT

Notice is given that the Chairpersons of the Budget & Appropriations Committee and the Departmental Committee on Finance & National Planning intend to move the following amendments to the Special Motion on Approval of the Revised Debt Ceiling for the National Government:-

THAT, the Motion be amended as follows –

- (i) in paragraph (a) by deleting the words “**nine trillion shillings**” appearing immediately after the expression “and substituting therefor the words” and substituting therefor with the words “**seven trillion five hundred billion (7.5 trillion)**”;
- (ii) by inserting the following new paragraph after paragraph (a)-

(aa) in regulation 26(1) by inserting the following proviso at the end of paragraph (c) –

“Provided that the limit set out in this paragraph shall apply for the period up to the 2021/2022 financial year.”

[Subject to Article 114 of the Constitution]

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

- II. 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)

III. **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.

IV. **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.

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

V. **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

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NOTICE PAPER I

Tentative business for
Thursday, October 10, 2019

PUBLIC HOLIDAY

...../Notice Paper II

NOTICE PAPER II

Tentative business for
Tuesday, October 15, 2019

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 15, 2019:-

A. 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 Wednesday, October 9, 2019 – Afternoon sitting)

B. THE REPRESENTATION OF SPECIAL INTEREST GROUPS LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2019)

(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

(If not concluded on Wednesday, October 9, 2019 – Afternoon sitting)

C. 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 Wednesday, October 9, 2019 – Afternoon sitting)

D. 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 Wednesday, October 9, 2019 – Afternoon sitting)

E. MOTION - REPORT ON 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)

...../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.**QUESTION BY PRIVATE NOTICE**

QPN
37/2019

The Member for Embakasi Central (Hon. Benjamin G. Mwangi, MP) to ask the Cabinet Secretary for Interior & Coordination of National Government:-

- (i) Could the Cabinet Secretary explain why on Sunday, 6th October, 2019, Police Officers subjected innocent citizens walking along *Spine Road in Kayole 1, Masimba Road and Junction Area in Embakasi Central Constituency* to arbitrary arrests on falsified charges?
- (ii) Could the Cabinet Secretary further explain why on the same date, police officers subjected innocent businesspersons in Kayole estate, Nairobi County to harassment and vandalism of their business wares and properties?
- (iii) Would the Ministry consider compensating the affected victims for the harassment and loss of properties, and what measures are in place to ensure that innocent people are not victimized during police operations?

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

ORDINARY QUESTIONS

447/2019

The Member for Bomachoge Chache (Hon. Alfah Ondieki, MP) to ask the Cabinet Secretary for Public Service, Youth and Gender Affairs: -

- (i) Could the Cabinet Secretary provide details on the Public Service Commission's policy on requirements needed by applicants to secure entry-level jobs in the public service?
- (ii) Could the Cabinet Secretary confirm whether work-based experience is a requirement for youth to secure entry-level jobs?

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

448/2019

The Member for Mathare (Hon. Anthony Tom Oluoch, MP) to ask the Cabinet Secretary for Lands: -

- (i) Could the Cabinet Secretary provide the ownership status of the parcel of land LR. No. 209/8600 located in Hospital Ward, Mathare Constituency, currently inhabited by over 30,000

residents, but whose ownership is disputed between the Kenya Police Depot situated in Mathare and area residents?

- (ii) What urgent steps is the Cabinet Secretary taking to resolve this dispute?

(To be replied before the Departmental Committee on Lands)

449/2019 The Member for Mathioya (Hon. Peter Kimari Kihara, MP) to ask the Cabinet Secretary for Water, Sanitation and Irrigation: -

- (i) Could the Cabinet Secretary explain why *Nyangiti* Borehole in *Gitugi* Ward of Mathioya Constituency which was sunk using public funds in 2017 is yet to be equipped?
- (ii) When will the said Borehole be equipped to ensure provision of safe and sufficient water to thousands of residents of Mathioya?

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