



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**TUESDAY, NOVEMBER 12, 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 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.

*(Question to be put)*

...../9\*

**9\*. MOTION - ANNULMENT 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*).

*(Question to be put)*

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

(The Leader of the Minority Party)

Second Reading

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

(The Chairperson, Parliamentary Pensions Management Committee)

Second Reading

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

(The Leader of the Majority Party)

Second Reading

...../13\*

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

(The Leader of the Majority Party)

Second Reading

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

(The Leader of the Majority Party)

Second Reading

**15\*. THE TEA BILL (SENATE BILL NO. 36 OF 2018)**

(The Chairperson, Departmental Committee on Agriculture & Livestock)

Second Reading

**16\*. THE GAMING BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2019)**

(The Chairperson, Departmental Committee on Sports, Culture & Tourism)

Second Reading

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**\* Denotes Orders of the Day**

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**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.

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...../Notice Paper

**NOTICE PAPER I**

**Tentative business for**

# Wednesday (Morning), November 13, 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), November 13, 2019:-

A. 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.)

*(Resumption of debate interrupted on Wednesday, November 6, 2019 – Morning Sitting)*  
*(Balance of time – 54 minutes)*

B. MOTION - FORMULATION OF A COMPREHENSIVE POLICY TO HARNESS DIASPORA KENYANS FOR NATIONAL DEVELOPMENT  
(The Hon. Godfrey Osotsi, M.P.)

C. MOTION- REVIEW OF THE MANDATORY RETIREMENT AGE IN THE PUBLIC SERVICE  
(The Hon. Charles Njagua, M.P.)

D. MOTION - ESTABLISHMENT OF DATABASE CENTRES FOR ISSUANCE OF BIRTH CERTIFICATES TO CHILDREN  
(The Hon. Mary Wamaua, M.P.)

E. MOTION - INFORMATION IN POLICE CLEARANCE CERTIFICATES  
(The Hon. Gladwell J. Cheruiyot, M.P.)

F. MOTION - INTRODUCTION OF AGE-APPROPRIATE SEX EDUCATION IN SCHOOLS  
(The Hon. Elsie Muhanda, M.P.)

G. THE KENYA INSTITUTE OF CURRICULUM DEVELOPMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 33 OF 2019)  
(The Hon. Joyce Emanikor, M.P.)

Second Reading

H. THE EQUALISATION FUND BILL (NATIONAL ASSEMBLY BILL NO. 43 OF 2019)  
(The Hon. Kassait Kamket, M.P.)

Second Reading

**I. 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), November 13, 2019**

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*(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), November 13, 2019:-

**A. COMMITTEE OF THE WHOLE HOUSE**

The Public Finance Management (Amendment) Bill (National Assembly Bill No. 51 of 2017)

(The Leader of the Majority Party)

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

(The Chairperson, Parliamentary Pensions Management Committee)

Second Reading

*(If not concluded on Tuesday, November 12, 2019)*

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

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Tuesday, November 12, 2019)*

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

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Tuesday, November 12, 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 Tuesday, November 12, 2019)*

**F. THE TEA BILL (SENATE BILL NO. 36 OF 2018)**

(The Chairperson, Departmental Committee on Agriculture & Livestock)

Second Reading

**G. THE GAMING BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2019)**

(The Chairperson, Departmental Committee on Sports, Culture & Tourism)

Second Reading



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# **APPENDIX**

## **ORDER NO.7 - QUESTIONS**

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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**                      **The Member for Mwingi North (Hon. Paul Musyimi Nzengu, MP) to ask the Cabinet Secretary for Interior & Coordination of National Government: -**  
**45/2019**

- (i) Could the Cabinet Secretary explain the status of investigations into the road accident involving a motor vehicle registration number *KBM 881V*, *Toyota Prado* (also Reg. No. *GKB 214E*) assigned to the Office of the Deputy President and a motor cycle of registration number *KMCT 356V*, which happened along *Kismayu* road near *Mustaqbal* Filling Station in *Garissa* County on 9<sup>th</sup> February, 2015 leading to the death of one *Patrick Mutia Muthni* of ID No. 29726448 as reported in *Garissa* Police Station Occurrence Book No. 07/09/02/2015?
- (ii) When will the family of the deceased be compensated for the death caused due to negligence of the driver?

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

### **ORDINARY QUESTIONS**

**479/2019**                      **The Member for Mathioya (Hon. Peter Kimari Kihara, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -**

- (i) Why the Government is yet to compensate individuals whose land was acquired by the Government or adversely affected during the construction of *Kiriaini - Kairo Road* in Mathioya Constituency, over ten years ago?
- (ii) What measures the Ministry is putting in place to ensure that these households are compensated without any further delays?

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

482/2019

**The Member for Sabatia (Hon. Agoi Alfred Masadia, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government –**

- (i) Could the Cabinet Secretary state whether there are any plans by the Government to compensate or assist all victims of terrorist-related acts in the country specifically victims of terror-related attacks at the Dusit D2 Hotel which took place on 15<sup>th</sup> January, 2019, the Westgate mall attack of 21<sup>st</sup> September, 2013 and the terror attack at the United States Embassy in Nairobi on 7<sup>th</sup> August, 1998?
- (ii) When will the Government compensate the said victims fully?

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

483/2019

**The Member for Magarini (Hon. Michael Thoyah Kingi, MP) to ask the Cabinet Secretary for Education -**

- (i) Could the Cabinet Secretary explain the steps taken by the Ministry to investigate the demolition of *Kadzuhoni Primary School in Gongoni Ward, Magarini Constituency* by unknown persons as reported to Cabinet Secretary's office *vide a letter dated 13<sup>th</sup> July 2019* and received *on 15<sup>th</sup> July 2019*?
- (ii) What is the status of investigations into the demolitions and steps taken to apprehend the perpetrators?
- (iii) Are there plans to rebuild the demolished classrooms and further secure the school land to deter similar incidences in future?

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

484/2019

**The Member for Moyale (Hon. Qalicha Gufu Wario, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -**

- (i) Is the Cabinet Secretary aware of increased incidences of insecurity in Moyale Constituency of Marsabit County in the last few months that have led to loss of life and property including loss of the lives of five people and several livestock?
- (ii) What immediate steps has the Ministry taken to end the continued killings and attacks and enhance security in Moyale Constituency?
- (iii) What measures has the Ministry put in place to ensure that residents of *Uran Ward, Moyale Sub-County, Marsabit* are provided with security considering several insecurity lapses from June to October, 2019?

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

485/2019

**The Member for Tharaka (Hon. George Gitonga Murugara, MP) to ask the Cabinet Secretary for Agriculture, Livestock and Fisheries: -**

- (i) Could the Cabinet Secretary confirm the existence of a national policy for the protection of donkeys, noting that the animals have been predicted to be extinct in Kenya by the year 2022 in light of the establishment of donkey abattoirs in the Country?
- (ii) Could the Cabinet Secretary further confirm whether the establishment of several donkey abattoirs in the country, including *M/s. Goldox, Starbrilliant Limited, Silzha and Fuhai, Machakos Trading Company Limited* have attributed to declining numbers of donkeys nationally, as they have been trading in donkey skins that are in high demand in particular foreign markets for cosmetic value addition?
- (iii) What measures is the government taking to ensure that the donkey population in Kenya is protected, the slaughter of donkeys is regulated and that theft, rustling, smuggling and other vices against the animals are eradicated?

*(To be replied before the Departmental Committee on Agriculture and Livestock)*

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