



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – THIRD SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, DECEMBER 03, 2019

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Honourable Speaker

4. **PETITION**

The Member for Cherangany (Hon. Joshua Kututy) presented a Petition regarding Degazettement of Kapolet Land in Cherangany Constituency;

The Petition was referred to the relevant Departmental Committee pursuant to Standing Order 227(1).

5. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) List of Nominees to the National Government Constituencies Development Fund Committee for Baringo South Constituency from the National Government Constituencies Development Fund Board.

(The Leader of the Majority Party)

- (ii) Report of the Public Investments Committee on the Inquiry into the Safety of Ferries as observed in the Audited Accounts of the Kenya Ferry Services for the Financial Year 2016/2017.

(Chairperson, Public Investments Committee)

- (iii) Reports of Departmental Committee on Finance and National Planning on its consideration of: -

- a) The nomination of a Representative of the Parliamentary Service Commission to the Salaries and Remuneration Commission; and

- b) The nominee for approval as the Controller of Budget.

(Chairperson, Departmental Committee on Finance and National Planning)

- (iv) Response by the Departmental Committee on Lands to Statements sought by Hon. Geoffrey Osotsi, MP and Hon. John Paul Mwirigi, MP.

(Chairperson, Departmental Committee on Lands)

6. NOTICES OF MOTION

The following Notices were given –

(i) NG-CDF Nominees for Baringo South Constituency

THAT, pursuant to the provisions of section 43(4) and 10 of the National Government Constituencies Development Fund Act, 2015 and paragraphs 5(2) and (10) of the National Government Constituencies Development Fund Regulations, 2016 this House approves the List of Nominees for appointment to the Baringo South Constituency Committee of the National Government Constituency Development Fund, *laid on the Table of the House on Tuesday, December 3, 2019* as follows:

- | | |
|-------------------------------|--|
| (i) Samuel Kiprotich Bungei | -Male Adult Representative |
| (ii) Geoffrey Kipkebut Kosgei | -Male Youth Representative |
| (iii) Zakia Jemuge Kiptuisang | -Female Youth Representative |
| (iv) Hellen Cheptoo | -Female Adult Representative |
| (v) Christine Jepkemoi Kandie | -Representative of PLWD |
| (vi) Eunice Tarkok Kiprotich | -Nominee of the Constituency Office (Female) |
| (vii) Justine Kiprono Chebii | -Nominee of the Constituency Office (Male) |

(Vice Chairperson, Select Committee on the National Government Constituencies Development Fund)

(ii) Approval of Nominee for Appointment as a Representative of the Parliamentary Service Commission to the Salaries and Remuneration Commission

THAT, taking into consideration the findings of the Departmental Committee on Finance and National Planning in its Report on the *Vetting of the Nominee for Approval as a Representative of the Parliamentary Service Commission to the Salaries & Remuneration Commission, laid on the Table of the House on Tuesday, December 3, 2019*, and pursuant to the provisions of Article 250(2)(b) of the Constitution and section 7(11) of the Salaries and Remuneration Commission Act, this House **approves** the appointment of **Hon. Amina Abdalla** as the representative of the Parliamentary Service Commission to the Salaries and Remuneration Commission.

(Chairperson, Departmental Committee on Finance and National Planning)

(ii) Approval of Nominee for Appointment as the Controller of Budget

THAT, taking into consideration the findings of the Departmental Committee on Finance and National Planning in its Report on the *Vetting of the Nominee for Approval as the Controller of Budget, laid on the Table of the House on Tuesday, December 3, 2019*, and

pursuant to the provisions of Article 228(1) of the Constitution, section 4(10) of the Controller of Budget Act, 2016 and section 8 of the Public Appointments (Parliamentary Approval) Act, 2011 this House **approves** the appointment of **Dr. Margaret Nyang'ate Nyakang'o** as the Controller of Budget.

(Chairperson, Departmental Committee on Finance and National Planning)

(ii) Adoption of Report of the Public Investments Committee on the Inquiry into the Safety of Ferries

THAT, this House adopts the Report of the Public Investments Committee on its inquiry into the Safety of Ferries as observed in the Audited Accounts of the Kenya Ferry Services for financial year 2016/2017, laid on the Table of the House on Tuesday, 3rd December 2019.

(Chairperson, Public Investments Committee)

7. QUESTIONS

The following Questions were asked –

- (i) Question No.516/2019 by the Member for Gatanga (Hon. Nduati Ngugi) regarding irregular transfer of property on land L.R. number 305/5 in Thika.

(To be replied in writing by the Director of Public Prosecution)

- (i) Question No.523/2019 by the Member for Embakasi Central (Hon. Benjamin Mwangi) regarding ownership of land L.R. number Nairobi/Block/156/1 in Komarock Ward.

(To be replied by the Cabinet Secretary for lands and Physical Planning before the Departmental Committee on Lands)

The following Questions was deferred –

- (i) Question No.515/2019 by the Member for Buuri (Hon. Rindikiri Mugambi) regarding state of the road connecting Isiolo International Airport and Meru Town.

8. STATEMENTS

- (i) The Nominated Member (Hon. David Ole Sankok) informed the House that 3rd December 2019 was the World Disability Day, and called for more affirmative action for Persons Living with Disability.
- (ii) The Member for Igembe Central (Hon. Kubai Iringo) protested to the Speaker that he had awaited in vain for the Departmental Committee on Defence and Foreign Relations to respond to his Statement. The Leader of the Majority Party undertook to request the Committee leadership to table the Response by Thursday 5th December 2019.
- (iii) The Chairperson of the Departmental Committee on Agriculture and Livestock informed the Speaker that the Committee was yet to complete its consideration of a Request for Statement by Hon. Cecily Mbarire on declining prices of milk and milk prices. The Speaker advised the Committee to consider moving a Motion for Extension of Time for Consideration of the Statement.

- (iv) The Member for Homa Bay Town (Hon. Peter Kaluma) voiced concerns about the inadequacy of the Statement forwarded by the Teachers Service Commission regarding interdiction of teachers. The Speaker directed the Departmental Committee on Education and Research to revisit the matter.
- (v) The Chairperson of the Departmental Committee on Lands tabled and presented Responses to Statements sought by Hon. Geoffrey Osotsi and Hon. John Paul Mwirigi.

9. PROCEDURAL MOTION – REDUCTION OF PUBLICATION PERIOD OF A SPECIFIED BILL

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 120, this House resolves to reduce the publication period of the Supplementary Appropriation (No.2) Bill (National Assembly Bill No.81 of 2019 from 7 days to 1 day

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

10. THE SUPPLEMENTARY APPROPRIATION (NO.2) BILL (NATIONAL ASSEMBLY BILL NO.81 OF 2019)

Order for First Reading read;

Bill read a First Time and ordered to be read a Second Time **today**.

11. MOTION -REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE COMPETITION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.49 OF 2019)

Motion made and Question proposed –

THAT, this House do agree with the report of the Committee of the whole House on its consideration of the Competition (Amendment) Bill (National Assembly Bill No.49 of 2019)

(The Leader of the Majority Party)

Question put and agreed to;

Motion made and Question proposed –

THAT, the Competition Bill (National Assembly Bill No.49 of 2019) be now read a Second Time.

Question put and agreed to;

Bill read a Third Time and **passed**.

12. **MOTION -REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.50 OF 2019)**

Motion made and Question proposed –

THAT, this House do agree with the report of the Committee of the whole House on its consideration of the Insurance (Amendment) Bill (National Assembly Bill No.50 of 2019)

(The Leader of the Majority Party)

Question put and agreed to;

Motion made and Question proposed –

THAT, the Insurance (Amendment) Bill (National Assembly Bill No.50 of 2019) be now read a Second Time.

Question put and agreed to;

Bill read a Third Time and **passed.**

13. **REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE NUCLEAR REGULATORY BILL (NATIONAL ASSEMBLY BILL NO.27 OF 2019)**

Motion made and Question proposed –

THAT, this House do agree with the report of the Committee of the whole House on its consideration of the Nuclear Regulatory Bill (National Assembly Bill No.27 of 2019) and seek leave to sit again, today.

(The Leader of the Majority Party)

Question put and agreed to;

14. **MOTION - ANNULMENT OF THE LAND REGISTRATION (ELECTRONIC LAND TRANSACTIONS) REGULATIONS, 2019**

Motion made and Question proposed –

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the Land Registration (Electronic Land Transactions) Regulations, 2019 (Legal Notice No. 101 of 2019), laid on the Table of the House on Wednesday, November 13, 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.

(Hon. Daniel Maanzo, Committee on Delegated Legislation – 28.11.2019)

Debate had been interrupted on Thursday. November 28, 2019;

Mover replied;

Question put and agreed to.

15. **MOTION - REPORT ON EXTENSION OF TIME LIMIT TO SUBMIT AND PUBLISH CENTRAL BANK OF KENYA ANNUAL REPORTS FOR THE FINANCIAL YEAR 2018/2019**

Motion made and Question proposed-

THAT, this House **adopts** the Report of the Public Investments Committee on the Extension of Time Limit for submission and publishing of the Financial Reports of the Central Bank of Kenya, *laid on the Table of the House on Wednesday, November 20, 2019*, and pursuant to the provisions of section 90 of the Public Finance Management Act, 2012, **approves** the extension of time limit for submission and publishing of the Financial Reports of the Central Bank of Kenya for the Financial Year 2018/19.

(Chairperson, Public Investments Committee - 27.11.2019)

Amendment proposed-

THAT, the motion be amended by inserting the following words after the expression "2018/2019"

"for a period not exceeding six (6) months pursuant to provisions of sections 54 and 55 of the Central Bank of Kenya Act (Cap 491, Laws of Kenya)".

Debate had been interrupted on Wednesday, November 27, 2019 – Afternoon sitting ;

Question of the amendment put and agreed to;

Debate on the Motion as amended resumed;

Mover replied;

Question put and agreed to and the House resolved accordingly

16. THE SUPPLEMENTARY APPROPRIATION (NO.2) BILL (NATIONAL ASSEMBLY BILL NO.81 OF 2019)

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Supplementary Appropriation (No.2) Bill (National Assembly Bill No.81 of 2019) be now read a Second Time

(Chairperson, Budget and Appropriations Committee)

[Change of Chair from the Speaker to the Fourth Chairperson]

There being no debate arising;

Question put and agreed to;

Bill read a Second Time and committed to the Committee of the whole House tomorrow.

17. COMMITTEE OF THE WHOLE HOUSE

Order for Committee read;

IN THE COMMITTEE

The First Chairperson in the Chair

The Nuclear Regulatory Bill (National Assembly Bill No. 27 of 2019)

Clause 85 - amendment proposed –

THAT, clause 85 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 85 - as amended agreed to.

Clause 86 - amendment proposed –

THAT, clause 86 of the Bill be amended by deleting the word “Commission” appearing immediately after the word “The” and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 86 - as amended agreed to.

Clause 87 - amendment proposed –

THAT, clause 87 of the Bill be amended by deleting the word “Commission” appearing immediately after the word “The” and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 87 - as amended agreed to.

Clause 88 - amendment proposed –

THAT, clause 88 of the Bill be amended by deleting the word “Commission” appearing immediately after the words “to the” and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 88 - as amended agreed to.

Clause 89 - amendment proposed –

THAT, clause 89 of the Bill be amended in sub-clause (1) by deleting the word “Commission” appearing immediately after the word “The” and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 89 - as amended agreed to.

Clause 90 - amendment proposed –

THAT, clause 90 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 90 - as amended agreed to.

Clause 91 - amendment proposed –

THAT, clause 91 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 91 - as amended agreed to.

Clause 92 - agreed to.

Clause 93 - amendment proposed –

THAT, clause 93 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 93 - as amended agreed to.

Clauses 94, 95 & 96 - agreed to.

Clause 97 - amendment proposed –

THAT, clause 97 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 97 - as amended agreed to.

Clause 98 - amendment proposed –

THAT, clause 98 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 98 - as amended agreed to.

Clause 99 - amendment proposed –

THAT, clause 99 of the Bill be amended in sub-clause (2) by—

(a) deleting paragraph (b);

(b) deleting paragraph (d) and substituting therefor the following new paragraph—

“(d) members of the former Radiation Protection Board and the Chief Radiation Protection Officer shall continue to serve in the Authority in the corresponding positions as members of the Board and Director General respectively for their unexpired term.”

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 99 - as amended agreed to.

Clause 100 - amendment proposed –

THAT, clause 100 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment proposed –

THAT, clause 100 of the Bill be amended inserting the word “budget” immediately after the word “asset’

(Chairperson, Departmental Committee on Health)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 100 - as amended agreed to.

Clause 101 - amendment proposed –

THAT, clause 101 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 101 - as amended agreed to.

Clause 102 - amendment proposed –

THAT, clause 102 of the Bill be amended by deleting the word “Commission” wherever it appears and substituting therefor the word “Authority”;

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 102 - as amended agreed to.

Schedule - amendment proposed -

THAT, the Bill be amended by deleting the Schedule and substituting therefor the following new Schedule—

PROVISIONS AS TO THE CONDUCT OF BUSINESS AND AFFAIRS OF THE BOARD

Tenure of office. **1.** (1) The Chairperson or a member of the Board other than an *ex-officio* member shall, subject to the provisions of this Schedule, hold office for a period of three years, on such terms and conditions as may be specified in the instrument of appointment, but shall be eligible for re-appointment for one further term.

(2) The members of the Board shall be appointed at different times so that the respective expiry dates of the members' terms of office shall fall at different times.

Disqualification of members. **2.** (1) No person shall be appointed or shall, as a member of the Board if such person is—

- (a) a member of Parliament or a county assembly; or
- (b) a person who holds any office or position, in a political party.

Vacation of office. **3.** (1) A member of the Board other than an *ex-officio* member may—

- (a) at any time resign from office by notice in writing to the Cabinet Secretary;
- (b) be removed from office by the Cabinet Secretary on recommendation of the Board if the member—
 - (i) has been absent from three consecutive meetings of the Board without its permission;
 - (ii) is adjudged bankrupt or enters into a composition or scheme of arrangement with his creditors;

(iii) is convicted of a corruption or economic crime or other criminal offence involving dishonesty, fraud or moral turpitude or any other criminal offence under any law punishable with imprisonment that amounts to a felony under the Laws of Kenya;

(iv) is of unsound mind or is incapacitated by prolonged physical or mental illness for a period exceeding six months; or

(c) is otherwise unable or unfit to discharge his functions.

Meetings. **4.** (1) The Board shall meet at least once in every three months.

(2) Notwithstanding subparagraph (1), the Chairperson may, and upon requisition in writing by at least five members, convene a special meeting of the Board at any time for the transaction of the business of the Board.

(3) Unless three quarters of the total members of the Board otherwise agree, at least fourteen days' written notice of every meeting of the Board shall be given to every members of the Board.

(4) The Chairperson shall preside at every meeting of the Board and in his absence, the members present shall elect one of their number, from among the members appointed under section 8, to preside and the person so elected shall have all the powers of the Chairperson with respect to that meeting and the business transacted thereat.

(5) Unless a unanimous decision is reached, a decision on any matter before the Board shall be by a majority of the votes of the members present and voting, and in case of an equality of votes, the Chairperson or the person presiding shall have a casting vote.

(6) Subject to subparagraph (4), no proceedings of the Board shall be invalid by reason only of a vacancy among the members of the Board.

(7) Nothing in this paragraph shall prevent the Chairperson from authorizing a member of the Board to use live telephone conferencing or other appropriate communication or multimedia facilities to participate in any meeting of the Board where, prior to the meeting, the member, by notification to the Chairperson, has requested for such authorization.

Committees of the Board. **5.** (1) The Board may establish such committees as it may deem appropriate to perform such functions and responsibilities as it may determine.

Board.

(2) The Board shall appoint the Chairperson of a committee established under subparagraph (1) from amongst its members.

(3) The Board may where it deems appropriate, co-opt any person to attend the deliberations of any of its committees.

(4) All decisions by the committees appointed under subparagraph (1) shall be ratified by the Board.

Secretary to the Board. **6.** (1) The secretary to the Board shall be responsible to the Chief Executive Officer for—

- (a) arranging the business of the Board’s meetings;
- (b) keeping records of the proceedings of the Board; and
- (c) performing such other duties as the Board may direct.

(2) The Commission may in the absence of the secretary appoint any member of the Board or staff of the Authority to temporarily perform the functions of the secretary under subparagraph (1).

Disclosure of interest. **7.** (1) A member of the Board who has an interest in any contract, or other matter present at a meeting shall at the meeting and as soon as reasonably practicable after the commencement, disclose the fact thereof and shall not take part in the consideration or discussion of, or vote on, any questions with respect to the contract or other matter, or be counted in the quorum of the meeting during consideration of the matter.

(2) A disclosure of interest made under subparagraph (1) shall be recorded in the minutes of the meeting at which it is made.

(3) A member of the Board who wilfully contravenes subparagraph (1) commits an offence and is liable, upon conviction, to a fine not exceeding two hundred thousand shillings.

Contracts and instruments. **8.** Any contract or instrument which, if entered into or executed by a person not being a body corporate, would not require to be under seal may be entered into or executed on behalf of the Authority by any person generally or specially authorized by the Board for that purpose.

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Schedule - as amended agreed to.

Clause 2 - amendment proposed –

THAT, clause 2 of the Bill be amended by deleting the word “interior security” and substituting therefor the word “health”

(Chairperson, Departmental Committee on Health)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment proposed –

THAT, clause 2 of the Bill be amended—

(a) by deleting the definition of “activities” and substituting therefor the following new definition—

““activity” means the production, use, import and export of radiation sources for industrial, research and medical purposes; the transportation of radioactive material; the siting, construction, commissioning, operation, and decommissioning of facilities; radioactive waste management activities and site remediation;”

(b) in the definition of “authorization” by deleting the word “Commission” appearing immediately after the words “by the” and substituting therefor the word “Authority”;

(c) in the definition of “Cabinet Secretary” by deleting the word “interior” appearing immediately after the words “relating to” and substituting therefor the word “internal”;

(d) by deleting the definition of “clearance levels” and substituting therefor the following new definition—

“clearance levels” means values established by the Authority and expressed in terms of radioactivity concentrations or total activity, at or below which sources of radiation may be released from regulatory control by the Authority;

(e) by deleting the definition of “Commission” and substituting therefor the following new definition in it proper alphabetical sequence—

“Authority” means the Kenya Nuclear Regulatory Authority established under section 5;”

(f) in the definition of “consumer products” by deleting the word “ionizing” appearing immediately after the word “generates”;

(g) in the definition of “Director General” by deleting the word “Commission” appearing immediately after the words “of the” and substituting therefor the word “Authority”;

- (h) in the definition of “exemption” by deleting the word “Commission” appearing immediately after the words “by the” and substituting therefor the word “Authority”;
- (i) by deleting the definition of “facilities” and substituting therefor the following new definition—

“facility” means—

- (a) a nuclear facilities or any other location that an authorized person has control over;
- (b) a radiation source facility;
- (c) a radioactive waste management facility and any other premises where radioactive material is produced, processed, used, handled, stored or disposed of, on such a scale that consideration of protection of safety is required;
- (d) a reactor, critical facility, conversion plant, fabrication plant, a reprocessing plant, isotope separation plant or a separate storage installation; or
- (e) any location where nuclear materials in amount greater than one effective kilogram is customarily used;”

- (j) in the definition of “inspection” by deleting the word “Commission” appearing immediately after the words “by the” in paragraph (b) and substituting therefor the word “Authority”;
- (k) by deleting the definition of “non-iodizing radiation” and substituting therefor the following new definition—

““non-ionizing radiation” means optical radiation, radio frequency radiation, low-frequency electric and magnetic fields, ultrasonic radiation and any other radiation with similar biological effects;”

- (l) in the definition of “notification” by deleting the word “Commission” appearing immediately after the words “to the” and substituting therefor the word “Authority”;
- (m) in the definition of “radiation source” by inserting the word “not” immediately after the word “material”;
- (n) in the definition of “radioactive material” by deleting the word “Commission” appearing immediately after the words “by the” and substituting therefor the word “Authority”;
- (o) in the definition of “radioactive waste” by deleting the word “activity” wherever it appears in paragraph (a) and substituting therefor the word “radioactivity”;
- (p) in the definition of “source” by deleting the word “radiation” appearing immediately after the word “cause”;
- (q) by inserting the following new definition in its proper alphabetical sequence—

““Board” means the Board of the Authority established under section 8;”

(Chairperson, Departmental Committee on Energy)

Question of the amendment proposed;

Proposed amendment in paragraph (c) dropped;

Debate arising;

Question put and agreed to;

Clause 2 - as amended agreed to.

Title - agreed to.

Clause 1 - agreed to.

Bill to be reported with amendments.

18. **HOUSE RESUMED** - the Fourth Chairperson in the Chair.

The Nuclear Regulatory Bill (National Assembly Bill No. 27 of 2018)

Bill reported with amendments;

Motion made and Question proposed –

THAT, the House do agree with the Committee in the said Report

(The Leader of the Majority Party)

Question deferred to another day.

19. **MOTION - REPORT ON CONSIDERATION OF THE CENTRAL BANK OF KENYA (MORTGAGE REFINANCE COMPANIES) REGULATIONS, 2019**

Motion made and question proposed –

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the Central Bank of Kenya (Mortgage Refinance Companies) Regulations, 2019 (*Legal Notice No. 134 of 2019*) laid on the Table of the House on Thursday, November 21, 2019, and pursuant to the provisions of section 18 of the Statutory Instruments Act, 2013 and Standing Order 210 (4) (b) **annuls Regulation 26(2) and Regulation 42** of the said Regulations.

(The Chairperson, Committee on Delegated Legislation)

Debate arising;

Mover replied;

Question deferred to another day.

20. **THE TEA BILL (SENATE BILL NO. 36 OF 2018)**
(The Chairperson, Departmental Committee on Agriculture & Livestock)

Order for Second Reading read;

Order deferred to another day.

21. **MOTION - REPORT ON THE IMPLEMENTATION STATUS OF THE RESOLUTION OF THE HOUSE ON CONDITIONAL APPROVAL OF A NOMINEE FOR APPOINTMENT AS AN AMBASSADOR**
(The Chairperson, Committee on Implementation)

Order read;

THAT, taking into consideration the findings of the Select Committee on Implementation on its Report on *Examination of the Implementation Status of the Resolution of the House of 6th June, 2019 regarding the conditional Approval of Ms. Mwendu Mwinzi for Appointment as Ambassador of Kenya to Seoul, South Korea, laid on the Table of the House on November 27, 2019*, which takes cognizance of the determination of the High Court of Kenya of 14th November, 2019, (*Nairobi Constitutional Petition No. 367 of 2019*) particularly paragraphs 104 and 105 that, while Ms. Mwendu Mwinzi **cannot be coerced** to renounce her citizenship of the United States of America (USA), a person holding dual citizenship **ought not** be an ambassador unless the person renounces the citizenship of the foreign state as *dual citizenship may jeopardize the national interest of the Republic of Kenya against the interest of the foreign state*; this House **REJECTS** the appointment of Ms. Mwendu Mwinzi as an Ambassador.

Order deferred to another day.

22. **MOTION - REPORT ON EXAMINATION OF THE FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT FOR THE FINANCIAL YEAR 2016/2017**

Motion made and Question proposed;

THAT, this House **adopts** the Report of the Public Accounts Committee on its examination of the Report of the Auditor General on the Financial Statements for the National Government for the Financial Year 2016/2017, *laid on the Table of the House on Wednesday, November 27, 2019*.

(The Chairperson, Public Accounts Committee)

Debate arising;

And the time being Seven o'clock, the Second Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

23. **HOUSE ROSE** - at Seven o'clock.

M E M O R A N D U M

The Speaker will take the Chair on
Wednesday, December 04, 2019 at 9.30 a.m.

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