



(No. 011)

(045)

**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (FOURTH SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, MARCH 04, 2020 AT 9.30 A.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\*. THE NATIONAL YOUTH COUNCIL (AMENDMENT) BILL  
(NATIONAL ASSEMBLY BILL NO. 8 OF 2019)**

(The Hon. Gideon Keter, M.P.)

Second Reading

*(Resumption of debate interrupted on Wednesday, February 26, 2020)*  
*(Balance of time – 25 minutes)*

**9\*. THE PUBLIC SERVICE (VALUES AND PRINCIPLES)(AMENDMENT)  
BILL (NATIONAL ASSEMBLY BILL NO. 17 OF 2019)**

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

Second Reading

**10\*. THE PUBLIC ORDER (AMENDMENT) BILL (NATIONAL ASSEMBLY  
BILL NO. 14 OF 2019)**

(The Hon. Simon King'ara, M.P.)

Second Reading

**11\*. THE ASSISTED REPRODUCTIVE TECHNOLOGY BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2019)**

(The Hon. Millie Odhiambo Mabona, M.P.)

Second Reading

**12\*. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 22 OF 2019)**

(The Hon. Kimani Ichung'wah, M.P.)

Second Reading

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**\* Denotes Orders of the Day**

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# **N O T I C E**

The House resolved on Tuesday, February 18, 2020 as follows:-

**THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on **Bills NOT 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 three hours and thirty minutes, with not more than thirty (30) minutes for the Mover in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of 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 (15) minutes each; and that priority in speaking 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.

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..... /Notice Paper

# **NOTICE PAPER**

## **Tentative business for**

### **Wednesday (Afternoon), March 04, 2020**

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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), March 04, 2020:-

- A. **MOTION** - **APPOINTMENT OF MEMBERS TO THE COMMITTEE ON MEMBERS' SERVICES AND FACILITIES**  
(The Chairperson, Committee on Selection)
  
- B. **MOTION** - **APPOINTMENT OF MEMBERS TO THE COMMITTEE ON PARLIAMENTARY POWERS AND PRIVILEGES**  
(The Chairperson, Committee on Selection)
  
- C. **MOTION** - **REPORT ON AUDITED FINANCIAL STATEMENTS FOR THE UWEZO FUND AND THE WOMEN ENTERPRISE FUND**  
(The Chairperson, Special Funds Accounts Committee)

*(Resumption of debate interrupted on Tuesday, March 3, 2020)*

- D. **THE BUSINESS LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 80 OF 2019)**  
(The Leader of the Majority Party)

Second Reading

- E. **MOTION** - **ANNUAL REPORTS ON THE STATE OF THE JUDICIARY**  
(The Chairperson, Departmental Committee on Justice and Legal Affairs)
  
- F. **THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILL NO. 27 OF 2018)**  
(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Second Reading

**G. THE CARE AND PROTECTION OF OLDER MEMBERS OF SOCIETY BILL (SENATE BILL NO. 17 OF 2018)**

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

Second Reading

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

(The Chairperson, Parliamentary Pensions Management Committee)

Second Reading

**I. THE IMPEACHMENT PROCEDURE BILL (SENATE BILL NO. 15 OF 2018)**

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

Second Reading

**J. THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILL NO. 19 OF 2018)**

(The Chairperson, Departmental Committee on Communication, Information and Innovation)

Second Reading

**K. MOTION - AGREEMENT BETWEEN KENYA AND ITALY ON THE LUIGI-BROGLIO MALINDI SPACE CENTRE**

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



# **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.                      ORDINARY QUESTIONS**

**029/2020                      The Nominated Member (Hon. Nasri Sahal, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development: -**

- (i) Could the Cabinet Secretary explain why the construction of *Modogashe – Samatar Road* in Wajir County has stalled despite the project having received funding?
- (ii) Could the Cabinet Secretary state when the construction of the said road is expected to resume, and when will the road be completed?

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

**030/2020                      The Nominated Member (Hon. Halima Mucheke, MP) to ask the Cabinet Secretary for Health: -**

- (i) Could the Cabinet Secretary provide an update on the prevalence of *Helicobacter Pylori (H. Pylori)* in the country?
- (ii) Could the Cabinet Secretary also provide the measures being undertaken by the Ministry to contain the spread of the bacteria in the country?

*(To be replied before the Departmental Committee on Health)*

**031/2020                      The Member for Loima (Hon. Jeremiah Lomorukai, MP) to ask the Cabinet Secretary for Devolution and ASALs:-**

- (i) Could the Cabinet Secretary;
  - (a) provide the number of persons who were affected by the floods in Turkana County in 2019, giving a breakdown of the number of those who lost lives, were displaced or those who had their properties destroyed?

- (b) state whether the Ministry supplied non-food items to the victims?
  - (c) state whether it has considered adequate reparation measures to assist those who lost their livestock as a result of the floods?
- (ii) What policy and mitigative measures has the Ministry put in place to ensure that a long-term solution to such disasters is put in place, including any measures under the National Disaster Management Authority?

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

**032/2020**

**The Member for Kipkelion West (Hon. Hilary Kosgei, MP) to ask the Cabinet Secretary for Interior & Coordination of National Government: -**

- (i) What were the main grounds for the suspension of Police Constable Rebecca Moraa (Service Number 117166) who was suspended from Service in April 2018?
- (ii) Why is the officer yet to be reinstated back to the Service?
- (iii) When will the officer be reinstated back to service and paid her salary and allowance arrears?

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

**033/2020**

**The Member for Njoro (Hon. Charity Chepkwony, MP) to ask the Cabinet Secretary for Education: -**

- (i) What is the criterion used in the registration of schools in the Country?
- (ii) Why are the following Schools: *Bidii Mau* Primary School, *Koibiyot* Primary School, *Kilo* Primary School, *Sossoit* Primary School, *Chorwet* Secondary School, *Amani* Secondary School, *Koilonget* Secondary School and *Tengecha* Secondary School, yet to be registered by the Ministry despite having fulfilled all set requirements?

- (iii) Could the Cabinet Secretary consider ensuring that the said schools are registered, without further delay?

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

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**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (FOURTH SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, MARCH 04, 2020 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 - APPOINTMENT OF MEMBERS TO THE COMMITTEE ON MEMBERS' SERVICES AND FACILITIES**

(The Chairperson, Committee on Selection)

**THAT**, pursuant to the provisions of the Standing Orders 175 and 212B (3), this House **approves** the appointment of the following Members to the Committee on Members' Services and Facilities:-

- (i) The Hon. Ezekiel Machogu Ombaki, M.P.
- (ii) The Hon. Catherine Waruguru, M.P.
- (iii) The Hon. Florence Chepngetich Koskey, M.P.
- (iv) The Hon. Samuel Moroto Chumel, M.P.
- (v) The Hon. Silas Kipkoech Tiren, M.P.
- (vi) The Hon. Janet Nangabo Wanyama, M.P.
- (vii) The Hon. Rehema Hassan, M.P.
- (viii) The Hon. Rigathi Gachagua, M.P.
- (ix) The Hon. Charity Kathambi Chepkwony, M.P.
- (x) The Hon. Elisha Odhiambo, M.P.
- (xi) The Hon. Benard Otieno Okoth, M.P.
- (xii) The Hon. Elsie Muhanda, M.P.
- (xiii) The Hon. (Eng.) Thuddeus Kithua Nzambia, M.P.
- (xiv) The Hon. Christopher Wangaya Aseka, M.P.
- (xv) The Hon. John Walter Owino, M.P.

**9\*. MOTION - APPOINTMENT OF MEMBERS TO THE COMMITTEE ON PARLIAMENTARY POWERS AND PRIVILEGES**

(The Chairperson, Committee on Selection)

**THAT**, pursuant to the provisions of section 15(1)(a)(ii) of the Parliamentary Powers and Privileges Act, 2017 and Standing Order 175, this House **approves** the appointment of the following Members to the Committee of Parliamentary Powers and Privileges, in addition to the one specified under section 15(1)(a)(i) of the said Act:-

- (i) The Hon. Anthony Githiaka Kiai, M.P.
- (ii) The Hon. Vincent Kipkurui Tuwei, M.P.
- (iii) The Hon. Beatrice Pauline Cherono Kones, M.P.
- (iv) The Hon. Francis Chachu Ganya, M.P.
- (v) The Hon. Jude Kangethe Njomo, M.P.
- (vi) The Hon. Peter Mungai Mwathi, M.P.
- (vii) The Hon. Marselino Malimo Arbelle, M.P.
- (viii) The Hon. Gladwell Jesire Cheruiyot, M.P.
- (ix) The Hon. Capt. (Rtd) Didmus Wekesa Barasa Mutua, M.P.
- (x) The Hon. Andrew Mwadime, M.P.
- (xi) The Hon. Omar Mwinyi Shimbwa, M.P.
- (xii) The Hon. James Onyango Oyoo, M.P.
- (xiii) The Hon. Danson Mwashako Mwakuwona, M.P.
- (xiv) The Hon. Vincent Kemosi Mogaka, M.P.

**10\*. MOTION - REPORT ON AUDITED FINANCIAL STATEMENTS FOR THE UWEZO FUND AND THE WOMEN ENTERPRISE FUND**

(The Chairperson, Special Funds Accounts Committee)

**THAT**, this House **adopts** the Report of the Special Funds Accounts Committee on Audited Financial Statements for the Uwezo Fund for the financial year 2016/17; and the Women Enterprise Fund for the financial year 2017/18, *laid on the Table of the House on Tuesday, November 5, 2019.*

*(Resumption of debate interrupted on Tuesday, March 3, 2020)*

**11\*. THE BUSINESS LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 80 OF 2019)**

(The Leader of the Majority Party)

Second Reading

**12\*. MOTION - ANNUAL REPORTS ON THE STATE OF THE JUDICIARY**

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

**THAT**, this House **notes** the annual Reports on the **State of the Judiciary** for the financial years 2016/2017 and 2017/2018, submitted to the House pursuant to the provisions of Article 254(1) of the Constitution, and **adopts** the recommendations of the Departmental Committee on Justice and Legal Affairs as contained in the Reports of the Committee *laid on the table of the House on Thursday, May 9, 2019.*

**13\*. THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILL NO. 27 OF 2018)**

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

Second Reading

**14\*. THE CARE AND PROTECTION OF OLDER MEMBERS OF SOCIETY BILL (SENATE BILL NO. 17 OF 2018)**

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

Second Reading

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

(The Chairperson, Parliamentary Pensions Management Committee)

Second Reading

**16\*. THE IMPEACHMENT PROCEDURE BILL (SENATE BILL NO. 15 OF 2018)**

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

Second Reading

**17\*. THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILL NO. 19 OF 2018)**

(The Chairperson, Departmental Committee on Communication, Information and Innovation)

Second Reading

18\*. MOTION - AGREEMENT BETWEEN KENYA AND ITALY ON THE  
LUIGI-BROGLIO MALINDI SPACE CENTRE  
(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 Italian Republic on the Luigi-Broglio Malindi Space Centre, *laid on the Table of the House on Wednesday, June 26, 2019.*

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**\* Denotes Orders of the Day**

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## **N O T I C E S**

### The House resolved on Tuesday, February 18, 2020 as follows:-

- I. **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 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 in speaking be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.
- 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 (15) minutes 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 (15) minutes each (if the Bill is not sponsored by either of them); and that priority in speaking 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 Constitutional Commissions and Independent Offices** shall be limited as follows:- A maximum of four hours with not more than thirty (30) minutes for the Mover in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Report is not moved by the Chairperson of 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 (15) minutes each; and that priority shall be accorded to the Chairperson of the relevant Committee, the Leader of the Majority Party and the Leader of the Minority Party, in that order.

# **NOTICE PAPER**

## **Tentative business for** **Thursday, March 05, 2020**

*(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 Thursday, March 05, 2020:-

### **A. COMMITTEE OF THE WHOLE HOUSE**

Consideration of the President's Reservations to the Law of Contract (Amendment) Bill (National Assembly Bill No. 1 of 2019)  
(The Leader of the Majority Party)

### **B. MOTION - REPORT ON THE BUDGET POLICY STATEMENT, 2020** (The Chairperson, Budget and Appropriations Committee)

*(Subject to notice of motion being given)*

### **C. THE BUSINESS LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 80 OF 2019)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Wednesday, March 4, 2020 - Afternoon sitting)*

### **D. MOTION - ANNUAL REPORTS ON THE STATE OF THE JUDICIARY**

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

*(If not concluded on Wednesday, March 4, 2020 - Afternoon sitting)*

### **E. THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILL NO. 27 OF 2018)**

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

Second Reading

*(If not concluded on Wednesday, March 4, 2020 - Afternoon sitting)*

### **F. THE CARE AND PROTECTION OF OLDER MEMBERS OF SOCIETY BILL (SENATE BILL NO. 17 OF 2018)**

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

Second Reading

*(If not concluded on Wednesday, March 4, 2020 - Afternoon sitting)*

**G. 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 Wednesday, March 4, 2020 - Afternoon sitting)*

**H. THE IMPEACHMENT PROCEDURE BILL (SENATE BILL NO. 15 OF 2018)**

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

Second Reading

*(If not concluded on Wednesday, March 4, 2020 - Afternoon sitting)*

**I. THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILL NO. 19 OF 2018)**

(The Chairperson, Departmental Committee on Communication, Information and Innovation)

Second Reading

*(If not concluded on Wednesday, March 4, 2020 - Afternoon sitting)*

**J. MOTION - AGREEMENT BETWEEN KENYA AND ITALY ON THE LUIGI-BROGLIO MALINDI SPACE CENTRE**

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

*(If not concluded on Wednesday, March 4, 2020 - Afternoon sitting)*



# **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.                      ORDINARY QUESTIONS**

**034/2020                      The Member for Mathioya (Hon. Peter Kihara, MP) to ask the Cabinet Secretary for Labour and Social Protection: -**

- (i) Could the Cabinet Secretary explain why over 470 residents under the Older Persons Cash Transfer Programme in *Kairo* location in *Mathioya* Constituency are yet to receive their stipend since the commencement of the programme?
- (ii) Has the Ministry put in place any measures in place to ensure that the said persons are paid their stipends?

*(To be replied before the Departmental Committee on Labour and Social Welfare)*

**035/2020                      The Member for Saku (Hon. Col. (Rtd) Dido Rasso, MP) is to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development: -**

- (i) Could the Cabinet Secretary provide a list of all road projects in Marsabit County under the Kenya National Highways Authority (KENHA) including their budgetary allocations from the financial year 2013/2014 to date, giving a breakdown of the allocations per road, the names of the contractors constructing each of the roads, and the monies paid to them during the said period?
- (ii) How much was allocated to each constituency in Marsabit County under the Kenya Rural Roads Authority (KeRRA) towards road construction during the said period, and how much was utilized?
- (iii) What is the projected allocation per constituency in the financial year 2019/2020?

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

**036/2020                      The Member for Bomet Central (Hon. Ronald Tonui, MP) to ask the Cabinet Secretary for Education: -**

What plans has the Ministry put in place to ensure the construction of Bomet University Hospital commences considering that funding was allocated by the National Assembly in the current financial year?

*(To be replied before the Departmental Committee on Finance and National Planning)*

**The Member for Maragua (Hon. Mary Wamaua, MP) to ask the Cabinet Secretary for Lands and Physical Planning: -**

- (i) What plans has the Cabinet Secretary put in place to ensure transfer and registration of the following parcels of land located in *Kakuzi* and *Kirimiri* Locations in Muranga County under Muranga Land Registry currently registered in Kiambu Land Registry; *Kakuzi/Kirimiri Block 1, 2, 3, 5, 7, 8, 9 and 10* belonging to *Kirimiri, Muitumberia, Kamiti, Kianjugu, Mugumoini, Mutithi, Gaichanjiru, and Ndiritu Cooperative Societies respectively*, among others?
- (ii) Why are Members of the Land Control Board in *Kimiriri* Division, Muranga County yet to be appointed, and what steps is the Ministry taking to have the said Board constituted?

*(To be replied before the Departmental Committee on Lands)*

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