



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, APRIL 29, 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*. COMMITTEE OF THE WHOLE HOUSE

- (i) The Supplementary Appropriation Bill, 2020 (National Assembly Bill)
(The Chairperson, Budget & Appropriations Committee)
- (ii) The Small Claims Court (Amendment) Bill (National Assembly Bill No. 4 of 2020)
(The Leader of the Majority Party)
- (iii) The Public Finance Management (Amendment) Bill (National Assembly Bill No. 2 of 2020)
(The Leader of the Majority Party)

9*. MOTION – OTHER MEASURES TO ADDRESS THE EFFECTS OF THE COVID-19 PANDEMIC

(The Leader of the Majority Party)

THAT, AWARE THAT, the World Health Organization (WHO) declared the Corona Virus Disease 2019 (*COVID-19*) a global health pandemic and that the pandemic has led to an unprecedented global health crisis;

...../9*(Cont'd)

COGNIZANT THAT the Government, non-governmental institutions, well-wishers and health authorities globally have joined hands and put in place a number of measures to contain the pandemic, mainly through travel and behavioral restrictions, provision of necessary protective facilities, equipping existing health facilities, availing resources; and providing necessary assistance and information;

APPRECIATING the policy measures and interventions being undertaken by the Government, through the multi-agency National Emergency Response Committee on Corona Virus (NERC) led by the Ministry of Health, to contain the spread of the pandemic and cushion Kenyans against its social and economic effects;

FURTHER COGNIZANT of the legislative measures proposed by the Executive, including the establishment of the *COVID-19 Fund*, the reduction of the Value Added Tax, amongst others;

FURTHER APPRECIATING the role of National Assembly in taking necessary legislative interventions and offering the necessary political and legislative support, whenever required;

NOW THEREFORE, THIS HOUSE RESOLVES–

- (a) to laud and appreciate the Government of the Republic of Kenya for the action and policy measures undertaken so far in combating the spread of the virus, and addressing the economic effects of the virus in the country to cushion ordinary Kenyans from its effects;
- (b) to commend and appreciate all **healthcare workers and service providers** in the country for their selfless efforts, commitment to service, care and compassion towards persons who have been infected and/or affected by the virus; and,
- (c) that, to supplement the *Covid-19* Fund and other measures put in place, the Budget & Appropriation Committee reviews the approved Budget for the FY 2019/2020 and the proposed Estimate for the FY 2020/2021 with a view to allocating funds towards cushioning the country further from the short-term and long-term effects of *Covid-19*, particularly allocating and ring-fencing funds for –
 - (i) the provision of personal protective equipment (PPE), testing and medical equipment, including adequate ventilators; and,
 - (ii) the establishment of a suitable national health facility for the treatment and management of infectious and viral diseases such the *Covid-19*, with at least a bed capacity of 1,000 persons.

*** Denotes Orders of the Day**

NOTICES

**I. THE SMALL CLAIMS COURT (AMENDMENT) BILL
(NATIONAL ASSEMBLY BILL NO. 4 OF 2018)**

Notice is given that the Chairperson of the Departmental Committee on Justice and Legal Affairs intends to move the following amendments to the Small Claims Court (Amendment) Bill, 2020 at the Committee Stage—

CLAUSE 2

THAT, the Bill be amended by inserting the following new Clause immediately before Clause 2-

Amendment of section 2 of No.2 of 2016

1A. Section 2 of the Small Claims Court Act, 2016, hereinafter referred to as the “principal Act”, is amended-

(a) by inserting the following new definition in proper alphabetical sequence-

“authorized representative” means a person conversant with the facts of the case and appointed in writing to represent a party to the proceedings who is unable to appear in person;

(b) in the definition of the expression “prescribed limit” by deleting the words “one hundred thousand” and substituting therefor the words “one million”.

CLAUSE 3

THAT, the Bill be amended by inserting the following new Clause immediately after Clause 3-

3A. The principal Act is amended by inserting the following new section immediately after section 20-

Remuneration of advocates No. 21 of 2014

20A. The Chief Justice shall, on the recommendation of the Council of the Law Society of Kenya established under the Law Society of Kenya Act, make orders prescribing and regulating the remuneration of advocates who appear before the Court.

CLAUSE 4

THAT, the Bill be amended by deleting Clause 4.

II. MOTION ON OTHER MEASURES TO ADDRESS THE EFFECTS OF THE COVID-19 PANDEMIC

- 1) Notice is given that the Member for Nyeri Town (Hon. M. D. Ngunjiri Wambugu) intends to move the following amendment to the Motion on other measures to address the effects of the Covid-19 pandemic-

THAT, the Motion be amended by inserting the following paragraphs immediately after paragraph (c)-

- (d) acknowledge and appreciate individuals and corporate entities, development partners and multinational institutions for local and international technical, financial and human assistance efforts and support in response to the pandemic;
- (e) establish an *ad-hoc* Committee to be known as the ***Select Committee on the Prevention, Response and Management of COVID-19***, whose mandate will be as follows-
 - (i) develop necessary legislative measures, guidelines and any other related matter on COVID-19 prevention, response and management through which Kenya anchors the efforts by the Government to prevent, combat and respond to the pandemic, and to future pandemics, including but not limited to ensuring enhanced medical and public health actions and facilities, cushioning the country from the effects of such a pandemic's social protection measures, economic stimulus for the Micro, Small and Medium Enterprises, and public order measures for the Country to maintain competent functions during and after such pandemic; and
 - (ii) consider funding needs and requirements on COVID-19 prevention, combat, response and management, and to report and make recommendations within thirty (30) days.
- (f) that the Membership of the Committee be as follows-
 1. The Hon. M. D. Ngunjiri Wambugu, M.P.
 2. The Hon. (Dr.) Amos Kimunya, M.P.
 3. The Hon. Makali Mulu, M.P.
 4. The Hon. Yusuf Hassan, M.P.
 5. The Hon. Alice Wahome, M.P.
 6. The Hon. Florence Mutua, M.P.
 7. The Hon. PerisTobiko, M.P.
 8. The Hon. Peter Kaluma, M.P.
 9. The Hon. Mishi Khamisi, M.P.
 10. The Hon. Beatrice Nyaga, M.P.

11. The Hon Janet Ongera, M.P.
12. The Hon. Otiende Amolo, M.P.
13. The Hon. Gathoni Wamuchomba, M.P.
14. The Hon. Godfrey Osotsi, M.P.
15. The Hon. Didmus Barasa, M.P.
16. The Hon. Joshua Kandie, M.P.
17. The Hon. (Dr.) Daniel Kamuren Tuitoek, M.P.
18. The Hon. Patrick Munene, M.P.
19. The Hon. Anthony Oluoch, M.P.
20. The Hon. Kiarie John, M.P.
21. The Hon. Abdi Omar Shurie, M.P.
22. The Hon Abdullaih, Major (Rtd) Bashir, M.P.
23. The Hon. Teddy Mwambire, M.P.

2) **Notice is given that the Member for Mvita (Hon. Abdullswamad Nassir) intends to move the following amendment to the Motion on other measures to address the effects of the Covid-19 pandemic-**

THAT, the Motion be amended by inserting the following paragraph immediately after paragraph (c)-

(g) **THAT**, the Select Committee on the National Government Constituencies Development Fund (NG-CDF) proposes amendments for consideration by the House, on the (NG-CDF Act, with a view to amending the said law to permit for the utilization of NG-CDF Funds for the provision of consumables aimed at cushioning the society from the effects of *COVID -19*.

3) **Notice is given that the Member for Kuresoi North (Hon. Moses Cheboi, CBS, MP) intends to move the following amendment to the Motion on other measures to address the effects of the Covid-19 pandemic-**

THAT, the Motion be amended by deleting the word “*and;*” appearing at the end of paragraph (b) of the proposed resolutions and inserting thereof the following new paragraph –

(ba) **THAT**, the House orders the Clerk of the National Assembly to make appropriate proposals for consideration by the Procedure & House Rules Committee to enable virtual participation of Members in the sittings of the House and its Committees while upholding the provisions of, *inter alia*, Articles 118 (*Public access and participation*), 121 (*Quorum*), 122 (*Voting in Parliament*), and 126 (*Location of sittings of Parliament*) of the Constitution, and the Standing Orders of the House.

The House resolved on Wednesday, April 22, 2020 as follows:-

- III.** **THAT**, pursuant to the provisions of Standing Order 97(1) and notwithstanding the resolution of the House of February 18, 2020, each speech in **any debate** during the Sittings of the House on **Wednesday, April 22, Wednesday, April 29 and Wednesday, May 6, 2020**, shall be limited as follows:- a maximum of one hour and thirty minutes with not more than fifteen (15) minutes for the Mover in moving and five (5) minutes in replying and a maximum of five (5) minutes for any other Member speaking, except the Leader of the Majority Party, the Leader of the Minority Party and Chairperson of the relevant Committee who shall be limited to a maximum of ten (10) minutes each, and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and Chairperson of the relevant Committee, in that order.
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NOTICE PAPER I

Tentative business for **Wednesday (Morning), May 6, 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 Wednesday (Morning), May 6, 2020:-

A. THE COUNTY ALLOCATION OF REVENUE BILL, 2020 (SENATE BILL) - (if any)

(The Chairperson, Budget & Appropriations Committee)

First Reading

B. THE FINANCE BILL, 2020 - (if any)

(The Chairperson, Departmental Committee on Finance & National Planning)

First Reading

C. THE COUNTY ALLOCATION OF REVENUE BILL, 2020 (SENATE BILL) - (if any)

(The Chairperson, Budget & Appropriations Committee)

Second Reading

D. MOTION – APPROVAL OF THE MEDIATED VERSION OF THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 11 OF 2017)

(The Vice-Chairperson, Mediation Committee)

E. MOTION – APPROVAL OF THE MEDIATED VERSION OF THE COUNTY GOVERNMENTS (AMENDMENT) (No. 2) BILL (SENATE BILL NO. 7 OF 2017)

(The Vice-Chairperson, Mediation Committee)

NOTICE PAPER II

Tentative business for Wednesday (Afternoon), May 6, 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 Wednesday (Afternoon), May 6, 2020:-

A. COMMITTEE OF THE WHOLE HOUSE

The County Allocation of Revenue Bill, 2020 (Senate Bill) - *(if any)*
(The Chairperson, Budget & Appropriations Committee)

B. MOTION - FACILITATING VIRTUAL SITTINGS OF THE HOUSE- CONSIDERATION OF REPORT OF THE PROCEDURE & HOUSE RULES COMMITTEE

(The Vice-Chairperson, Procedure and House Rules Committee)

C. ANY OTHER LEGISLATIVE MEASURES REGARDING THE COVID- 19 PANDEMIC

(The Leader of the Majority Party)
