

(No. 052)



(910)

REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

WEDNESDAY, AUGUST 12, 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*. PROCEDURAL MOTION – CONSIDERATION OF CERTAIN BUSINESS RECEIVED DURING THE AUGUST/SEPTEMBER 2020 RECESS

(The Leader of the Majority Party)

THAT, notwithstanding the provisions of Standing Orders 41 and 42 relating to *conveying of Messages from the Senate and from the President or the National Executive* and Standing Orders 120, 122 and 126 relating to *Publication, Procedure upon Publication and First Reading of Bills*, this House orders that, during the period of the Long Recess of the Second Part of the Session (*August 14 – September 7, 2020*)-

- (a) upon receipt of any Message from the Senate, or upon receipt of any name of a person nominated for appointment to a state or public office from the President or any other office in the National Executive, the Speaker shall forthwith refer such Message to the relevant Committee for consideration, without having to recall the House;

...../8*(Cont'd)

- (b) should a Bill be published during the period, or a published Bill become due for First Reading during the period, the Speaker shall, upon lapse of seven days following the publication of the Bill, forthwith refer such Bill to the relevant Committee for consideration pursuant to the provisions of Standing Order 127 (*Committal of Bills to Committees and public participation*) and, upon resumption of the House, cause the Bill to be read a First Time and the Second Reading may be taken forthwith, or on such other day as the House Business Committee may determine;
- (c) should the Speaker receive a Message relating to the Senate's amendments to a Bill originating in the National Assembly, the Speaker shall forthwith refer the Schedule of the Senate Amendments to the relevant Committee for consideration pursuant to the provisions of Standing Order 145 (*Senate amendments to Bills originating in the National Assembly*), and, upon resumption of the House, report such fact to the House; and,
- (d) should the Speaker receive a Message from the Senate in respect of any Special Bill concerning County Governments, or a Division of Revenue (Amendment) Bill, the Speaker shall forthwith refer such Bill and the accompanying Message to the relevant Committee for consideration pursuant to the provisions of Standing Order 143(3) (*Consideration of Bills originating in the Senate*), and, upon resumption of the House, cause the Bill to be read a First Time and the Second Reading may be taken forthwith, or on such other day as the House Business Committee may determine.

9*. MOTION - REPORT ON ALLEGED INVASION OF LAND IN ROYSAMBU CONSTITUENCY BY THE KENYA DEFENCE FORCES

(The Chairperson, Departmental Committee on Lands)

THAT, this House adopts the Report of the Departmental Committee on Lands on its consideration of a Petition on the alleged invasion of LR 5875/2 in Roysambu Constituency by the Kenya Defence Forces, *laid on the Table of the House on Thursday, July 2, 2020.*

(Resumption of debate interrupted on Wednesday, August 12, 2020 – Morning Sitting)

(Balance of time – 1 hour 10 minutes)

10*. THE HEALTH (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL No. 64 OF 2019)

(The Hon. Swarup Mishra, M.P.)

Second Reading

11*. MOTION – AUDITED FINANCIAL STATEMENTS FOR STATE CORPORATIONS

(The Chairperson, Public Investments Committee)

THAT, this House **adopts** the Twenty Third Report of the Public Investment Committee on its consideration of the Auditor General's Reports on Financial Statements of State Corporations, *laid on the Table of the House on Thursday, July 02, 2020.*

(Resumption of debate interrupted on Wednesday, August 5, 2020 – Afternoon Sitting)

(Balance of time – 1 hour 40 minutes)

12*. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (SENATE BILL NO. 3 OF 2019)

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

Second Reading

13*. THE PUBLIC SERVICE COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2019)

(The Hon. Benjamin G. Mwangi, M.P.)

Second Reading

14*. MOTION - AUDITED FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR THE CONSTITUENCIES IN KIAMBU COUNTY

(The Chairperson, Special Funds Accounts Committee)

THAT, this House **adopts** the Ninth Report of the Special Funds Accounts Committee on the Audited Financial Statements for the National Government Constituencies Development Fund for the Constituencies in Kiambu County, *laid on the Table of the House on Tuesday, February 25, 2020.*

15*. MOTION - SPECIAL AUDIT REPORT ON PROCUREMENT OF PRE-EXPORT VERIFICATION OF CONFORMITY TO STANDARD SERVICES FOR USED MOTOR VEHICLES MOBILE EQUIPMENT AND USED SPARE PARTS BY KENYA BUREAU OF STANDARDS

(The Chairperson, Public Investments Committee)

THAT, this House **adopts** the Report of the Public Investment Committee on its consideration of the Special Audit Report on Procurement of Pre-Export Verification of Conformity to Standard Services for Used Motor Vehicles, Mobile Equipment and Used Spare Parts by Kenya Bureau of Standards, *laid on the Table of the House on Tuesday, June 02, 2020.*

NOTICES

The House resolved on Tuesday, July 28, 2020 as follows: -

- I. **THAT**, pursuant to the provisions of Standing Order 97(1) and notwithstanding the resolution of the House of February 18, 2020, the House **further Orders** that, during the Sittings of the House of July 28, 2020 up to and including August 13, 2020, each speech in **debate** on **Bills, Motions** (*including Special Motions*), **Sessional Papers** and **Committee Reports**, shall be limited as follows:- a maximum of **two and half hours** with not more than ten (10) 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 for the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Committee who shall be limited to a maximum of ten (10) minutes, 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.

ADJOURNMENT

II. NOTIFICATION OF RECESS (August 14, 2020 – September 7, 2020)

Pursuant to the provisions of Standing Order 28(3) relating to Calendar of the Assembly, and the resolution of the House of Tuesday, June 30, 2020, the Speaker notifies that upon rise of the House today at the appointed time, regular sittings will resume on **Tuesday, September 8, 2020 at 2:30 p.m.**

(Thereafter, the House to adjourn without question put)

NOTICE PAPER

Tentative business for

Tuesday, September 8, 2020

(Published pursuant to Standing Order 38(1))

It is notified that the House Business Committee has approved the following ***tentative*** business to appear in the Order Paper for Tuesday, September 8, 2020-

A. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (SENATE BILL NO. 3 OF 2019)

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

Second Reading

(If not concluded on Wednesday, August 12, 2020 – Afternoon Sitting)

B. THE PUBLIC SERVICE COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2019)

(The Hon. Benjamin G. Mwangi, M.P.)

Second Reading

(If not concluded on Wednesday, August 12, 2020 – Afternoon Sitting)

C. MOTION - AUDITED FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR THE CONSTITUENCIES IN KIAMBU COUNTY

(The Chairperson, Special Funds Accounts Committee)

(If not concluded on Wednesday, August 12, 2020 – Afternoon Sitting)

D. MOTION - SPECIAL AUDIT REPORT ON PROCUREMENT OF PRE-EXPORT VERIFICATION OF CONFORMITY TO STANDARD SERVICES FOR USED MOTOR VEHICLES MOBILE EQUIPMENT AND USED SPARE PARTS BY KENYA BUREAU OF STANDARDS

(The Chairperson, Public Investments Committee)

(If not concluded on Wednesday, August 12, 2020 – Afternoon Sitting)

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:-

QUE NO.

ORDINARY QUESTIONS

145/2020

The Member for Maragua (Hon. Mary Wamaua, MP) to ask the Chairperson of the Teachers Service Commission: -

- (i) Could the Teacher Service Commission explain how and why the Commission sanctions deductions for enrolment and membership of teachers into welfare societies and organizations such as Kenya Women Teachers Association (KEWOTA) and Kenya Union of Special Needs Education Teachers (KUSNET) without their consent?
- (ii) Could the Commission immediately stop deductions to KUSNET which has failed to acknowledge the requests by Mrs. Njuya Ann Wairimu of ID No.10168061, Mr. Ndungu Benard Njoroge of ID No.13276355, Mrs. Kiruhi Ruth Njeri of ID No.21270257 and Mr. Kinyanjui Stephen Maina of ID 8546807 for the withdrawal of their membership from the Union and stoppage of deductions?

(For Written Reply by the Teachers Service Commission)

161/2020

The Member Meru County (Hon. Bishop Kawira Mwangaza, MP) to ask the Cabinet Secretary for Devolution and the Arid and Semi-Arid Lands: -

- (i) Could the Ministry consider providing food, shelter, and any other humanitarian assistance for households affected by the recent floods in *Thagara, Jerusalem, Kiigene and Muguru villages* in Meru County?
- (ii) Could the Ministry also consider assisting the said victims in the reconstruction of their houses that were destroyed by these floods?

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

162/2020

The Member for Tetu (Hon. James Gichuhi, MP) to ask the Cabinet Secretary for the National Treasury and Planning: -

- (i) Could the Cabinet Secretary explain why there is persistent delay in the processing of pension and gratuities for retirees and their dependents?
- (ii) What measures has the Ministry put in place to address the challenges faced by pensioners and their dependents in accessing their dues in a timely manner?
- (iii) Could the Cabinet Secretary explain why the legal representative in the estate of the late John Raphael Ndirangu (deceased) who was a Police Constable PF. Number 30792 who passed away on 5th October 1979 while on duty in Wajir County is yet to receive the necessary dues despite numerous efforts?

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

165/2020

The Member for Mogotio (Hon. Dr. Daniel Tuitoek, MP) to ask the Cabinet Secretary for Education: -

- (i) How many Public Universities in the country do not have University Councils, and substantive Vice Chancellors and Deputy Vice Chancellors?
- (ii) When are the above Councils, Vice Chancellors and Deputy Vice Chancellors expected to be appointed?

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

166/2020

The Member for Kuresoi South (Hon. Joseph Kipkosgey, MP) to ask the Cabinet Secretary for Devolution and Arid and Semi-Arid Lands: -

What measures are in place to ensure that person living in three Internally Displaced Persons (IDP) Camps, namely, *Kipkongor, Kurbanyat and Itare* in Kuresoi South Constituency with over 2,162 households and who are living deplorable conditions are compensated and permanently resettled?

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

172/2020

The Member for Lamu East (Hon. Sharif Athman Ali, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -

- (i) Are there any plans by the Government to give special consideration to the residents of Lamu County, and in particular Youth from Lamu East Constituency in the employment opportunities, at the Lamu Port by the Kenya Ports Authority considering that three berths are ready to commence operations?
- (ii) When does the Kenya Ports Authority plan to commence recruitment of various staff to work at the Lamu Port?

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

174/2020

The Member for Kisauni (Hon. Menza Mbogo, MP) to ask the Cabinet Secretary for Lands and Physical Planning: -

- (i) What is the current status of ownership of Plot No.s 224/2, 225/2 and 62/11/MN in Mto Panga Ward, Kisauni Constituency?
- (ii) Could the Cabinet Secretary explain progress made in implementing the Mombasa City Council Resolution of September, 2016 revoking all titles deeds to the said parcels of land?

(To be replied before the Departmental Committee on Lands)
