

(No. 055)

(922)



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (FOURTH SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**THURSDAY, SEPTEMBER 10, 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 – AUDITED FINANCIAL STATEMENTS FOR STATE CORPORATIONS**

(The Chairperson, Public Investments Committee)

**THAT**, this House **adopts** the Twenty Third Report of the Public Investments 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 Tuesday, September 8, 2020)  
(Balance of time – 1 hour 20 minutes)*

**9\*. MOTION- INQUIRY INTO THE STATUS OF DAMS IN KENYA**

(The Chairperson, Departmental Committee on Environment and Natural Resources)

**THAT**, this House **adopts** the Report of the Departmental Committee on Environment and Natural Resources on an Inquiry into the Status of Dams in Kenya, *laid on the Table of the House on Thursday, October 17, 2019.*

*(Resumption of debate interrupted on Thursday, July 30, 2020 – Morning sitting)  
(Balance of time – 43 minutes)*

**10\*. MOTION- INQUIRY INTO THE DEATH OF ELEVEN BLACK RHINOS AFTER TRANSLOCATION TO THE TSAVO EAST NATIONAL PARK SANCTUARY**

(The Chairperson, Departmental Committee on Environment and Natural Resources)

**THAT**, this House **adopts** the Report of the Departmental Committee on Environment and Natural Resources on its Inquiry into the Death of Eleven Black Rhinos after Translocation to the *Tsavo* East National Park Sanctuary, *laid on the Table of the House on Thursday, September 19, 2019.*

*(Resumption of debate interrupted on Thursday, July 30, 2020 – Afternoon sitting)  
(Balance of time – 2 hours 20 minutes)*

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

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

Second Reading

**12\*. 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 (NG-CDF) for the Constituencies in Kiambu County, *laid on the Table of the House on Tuesday, February 25, 2020.*

**13\*. 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.*

**14\*. THE COUNTY WARDS (EQUITABLE DEVELOPMENT) BILL  
(SENATE BILL NO. 34 OF 2018)**

(The Chairperson, Select Committee on NG-Constituencies Development Fund)

Second Reading

**15\*. THE COUNTY STATUTORY INSTRUMENTS BILL (SENATE BILL  
NO. 21 OF 2018)**

(The Chairperson, Committee on Delegated Legislation)

Second Reading

**16\*. THE STATUTORY INSTRUMENTS (AMENDMENT) BILL  
(SENATE BILL NO. 24 OF 2018)**

(The Chairperson, Committee on Delegated Legislation)

Second Reading

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**\* Denotes Orders of the Day\***

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**NOTICES**

**I. PROPOSED AMENDMENT TO THE MOTION ON 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 THE KENYA BUREAU OF STANDARDS**

Notice is hereby given that the Member for Homa Bay Town (Hon. Peter Kaluma) intends to move the following amendment to the Motion on 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 the Kenya Bureau of Standards:-

**THAT**, the Motion be amended by inserting the following words after the figure “2020”-

“Subject to the following-

- a) deletion of **Recommendations (ii), (iii) and (iv)** appearing under ‘Committee Recommendations’ under Chapter 5 on page 61 of the Report; and,
- b) deletion of **Recommendation (v)** appearing under ‘Committee Recommendations’ under Chapter 5 on page 63 of the Report and substitution thereof with the following recommendation-

*(v) The Directorate of Criminal Investigations (DCI) and the Ethics and Anti-Corruption Commission (EACC) should expeditiously investigate the circumstances under which the KEBS entered into contract with M/s EAA Company Limited and M/s Auto Terminal Japan and report their findings to the National Assembly.*



The House resolved on Tuesday, September 8, 2020 as follows-

Limitation of debate on Bills, Motions, Sessional Papers and Committee Reports

- II. THAT**, pursuant to the provisions of Standing Order 97(1) and notwithstanding the resolution of the House of February 18, 2020, during the Sittings of the House of **September 8, 2020 up to and including October 15, 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.
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# **NOTICE PAPER**

## **Tentative business for**

**Tuesday, September 15, 2020**

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*(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 15, 2020-

A. **MOTION - APPROVAL OF NOMINEES TO VARIOUS NG-CDF CONSTITUENCY COMMITTEES**

(The Chairperson, Select Committee on NG-CDF)

B. **COMMITTEE OF THE WHOLE HOUSE**

The Refugees Bill (National Assembly Bill No. 62 of 2019)

(The Leader of the Majority Party)

C. **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 Thursday, September 10, 2020 – Afternoon sitting)*

D. **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 Thursday, September 10, 2020 – Afternoon sitting)*

E. **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 Thursday, September 10, 2020 – Afternoon sitting)*

F. **THE COUNTY WARDS (EQUITABLE DEVELOPMENT) BILL (SENATE BILL NO. 34 OF 2018)**

(The Chairperson, Select Committee on NG-Constituencies Development Fund)

Second Reading

*(If not concluded on Thursday, September 10, 2020 – Afternoon sitting)*

**G. THE COUNTY STATUTORY INSTRUMENTS BILL (SENATE BILL NO. 21 OF 2018)**

(The Chairperson, Committee on Delegated Legislation)

Second Reading

*(If not concluded on Thursday, September 10, 2020 – Afternoon sitting)*

**H. THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILL NO.24 OF 2018)**

(The Chairperson, Committee on Delegated Legislation)

Second Reading

*(If not concluded on Thursday, September 10, 2020 – Afternoon sitting)*

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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:-

### **QUE NO.**

### **ORDINARY QUESTIONS**

140/2020

**The Member for Baringo Central (Hon. Joshua Kandie, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -**

- (i) Could the Cabinet Secretary explain why the construction of *Kabarnet Medical Training College (KMTC)* in Baringo Central Constituency, which was under construction by the Ministry, and which was 70 percent complete, has stalled for over 10 years?
- (ii) Why is the college yet to be equipped with essential amenities such as hostels, kitchens and lecture halls despite the fact that the college is already admitting students?
- (iii) What measures are in place to ensure that the remaining 30 percent of the unfinished works are completed?

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

178/2020

**The Member for Laikipia County (Hon. Catherine Waruguru, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -**

- (i) Could the Cabinet Secretary explain why the tarmacking of the road from *Kichinjio* area through *Matanya* to *Thome* areas in *Nanyuki* was halted?
- (ii) Considering that tarmacking the said road is long overdue, what measures is the Ministry putting in place to ensure that the road project is implemented expeditiously?

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



185/2020

**The Member for Soy (Hon. Caleb Kositany, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -**

- (i) Could the Cabinet Secretary provide the status of the implementation of the *Huduma* Number whose registration exercise in 2019 was directed as mandatory by the Government for all persons?
- (ii) How does the Government intend to use the said number; and, when will the *Huduma* Cards be ready for collection and use?
- (iii) How much money was used by the Government in the exercise including registration services rendered and acquisition of biometric kits used in carrying out the exercise, and where were the kits stored for future use?
- (iv) How will persons who did not register for the number due to various reasons including lack of required documents such as birth certificates and Identity Cards access Government services, if the use of the number is effected?

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

186/2020

**The Member for Malindi (Hon. Aisha Juma, MP) to ask the Cabinet Secretary for Agriculture, Livestock and Fisheries: -**

- (i) Could the Cabinet Secretary provide the status of the *Galana Kulalu Irrigation Project*, a National Flagship Project that cuts across Kilifi and Tana River Counties in regard to its viability, funds utilized from inception to date, trials and actual production of crops, and feasibility studies and research done so far including the involvement of Green Araya Limited Company from Israel?
- (ii) Was public participation and stakeholder engagement carried out prior to its implementation as provided for in Article 118 and 232 of the Constitution and what were their submissions?
- (iii) What is the current role of Kilifi and Tana River Counties in the said project and in particular in regards to value and opportunity costs, employment opportunities, research and public infrastructure?
- (iv) Could the National Government consider handing over this *Irrigation Project* to be implemented by Kilifi and Tana River Counties considering that agriculture is a devolved function as per the provisions of the Fourth Schedule of the Constitution?

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

187/2020

**The Member for Moiben (Hon. Silas Tiren, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -**

- (i) Could the Cabinet Secretary explain why the construction of *Kitale – Endebess - Suam* Road (C45) in Endebess Constituency has stalled despite having been funded?
- (ii) What measures has the Ministry put in place to ensure that the construction of the said road resumes as soon as possible and that it is completed on time?
- (iii) Could the Cabinet Secretary give an undertaking to ensure that the road diversion created by the contractor, and which is currently impassable, is made motorable?

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

188/2020

**Member for Laisamis (Hon. Arbelle Marselino Malimo, MP) to ask the Chairperson of the Teachers Service Commission: -**

- (i) What criteria is used by the Teachers Service Commission during delocalization of teachers in the country?
- (ii) What measures are in place to ensure that the process is carried out in a transparent and fair manner?

*(Question for Written Reply by the Teachers Service Commission)*

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