



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

TUESDAY, NOVEMBER 03, 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 – LIMITATION OF DEBATE
(The Leader of the Majority Party)**

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 **November 3, 2020 up to and including December 3, 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.

9*. MOTION – ALTERATION OF THE CALENDAR

(The Leader of the Majority Party)

THAT, pursuant to the provisions of Standing Order 28(4), and taking cognizance of the rise in the spread of COVID-19 Pandemic in the Country, this House **resolves to further alter** its Calendar for the Fourth Session (*Regular Sessions*), as amended on September 8, 2020 and therefore **orders** as follows **with respect to the Sittings of the House during the period November 3 to December 3, 2020 -**

- (a) that, the House will hold -
- (i) *afternoon* Sittings on **Tuesdays** commencing at 2.30 p.m.; and
 - (ii) *Morning* and *Afternoon* Sittings on **Thursdays** commencing at 10.00 a.m. and at 2.30 p.m., respectively;
- (b) that, with effect from November 4, 2020, the sittings of the House of Wednesdays (*Morning* and *Afternoon*) stand **suspended**; and,
- (c) that, notwithstanding the provisions of Standing Order 40(3), on Thursday *Mornings*, business **not** sponsored by the Majority, the Minority Party or a Committee shall have **precedence** over all other business, in such order as the House Business Committee shall determine.

10*. MOTION- SESSIONAL PAPER NO. 2 OF 2019 ON THE NATIONAL POLICY ON GENDER AND DEVELOPMENT

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

THAT, this House **adopts** the Report of the Departmental Committee on Labour and Social Welfare on its consideration of the Sessional Paper No. 2 of 2019 on the National Policy on Gender and Development *laid on the Table of the House on Thursday, October 8, 2020*, and further **approves Sessional Paper No. 2 of 2019** on the National Policy on Gender and Development.

(Resumption of debate interrupted on Thursday, October 15, 2020 – Afternoon Sitting)

(Balance of time – 1 hour 25 minutes)

11*. MOTION - SESSIONAL PAPER NO. 3 OF 2019 ON THE NATIONAL POLICY FOR THE ERADICATION OF FEMALE GENITAL MUTILATION

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

THAT, this House **adopts** the Report of the Departmental Committee on Labour and Social Welfare on its consideration of the Sessional Paper No. 3 of 2019 on the National Policy for the Eradication of Female Genital Mutilation, *laid on the Table of the House on Thursday, October 8, 2020*, and further **approves Sessional Paper No. 3 of 2019** on the National Policy for the Eradication of Female Genital Mutilation.

12*. MOTION – INQUIRY INTO THE UTILIZATION OF THE FUNDS APPROPRIATED TO THE MINISTRY OF HEALTH IN THE FINANCIAL YEAR 2019/20 FOR THE COVID-19 PANDEMIC

(The Chairperson, Departmental Committee on Health)

THAT, this House **adopts** the Report of the Departmental Committee on Health on its Inquiry into the Utilization of the Funds Appropriated to the Ministry of Health in the Financial Year 2019/20 for the Control and Management of the COVID-19 Pandemic, with Focus on the Kenya Medical Supplies Authority (KEMSA), *laid on the Table of the House on Thursday, October 1, 2020*.

13*. MOTION – INQUIRY INTO THE USE OF THE STANDARD GAUGE RAILWAY

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

THAT, this House **adopts** the Report of the Departmental Committee on Transport, Public Works and Housing on its Inquiry into the Use of the Standard Gauge Railway (SGR), *laid on the Table of the House on Tuesday, September 22, 2020*.

14*. MOTION – CONSIDERATION OF THE PUBLIC PETITION ON RE-CONSIDERATION OF A RESOLUTION OF THE HOUSE

(The Chairperson, Committee on Implementation)

THAT, this House **adopts** the Report of the Committee on Implementation on its consideration of the Public Petition on Re-consideration of a Resolution of the House on the Report on the Crisis facing the Sugar Industry in Kenya, *laid on the Table of House on Wednesday, August 5, 2020*.

15*. MOTION – INQUIRY INTO THE STATUS OF STADIA IN KENYA

(The Chairperson, Departmental Committee on Sports, Culture and Tourism)

THAT, this House **adopts** the Report of the Departmental Committee on Sports, Culture and Tourism on the Inquiry Into the Status of Stadia in Kenya, *laid on the Table of the House on Tuesday, October 13, 2020.*

16*. MOTION – INSPECTION ON THE PREPAREDNESS OF POLICE STATIONS IN THE MANAGEMENT OF COVID-19

(The Chairperson, Departmental Committee on Administration and National Security)

THAT, this House **adopts** the Report of the Departmental Committee on Administration and National Security on the Inspection Tour to Assess the Preparedness of Police Stations in the Management of the COVID-19 Pandemic, in Nairobi and Kajiado Counties, *laid on the Table of the House on Thursday, June 25, 2020.*

*** Denotes Orders of the Day***

NOTICES

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

I. Limitation of Debate on Motions (Including Special Motions)

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. Limitation of Debate on Reports of Committees

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.

...../Notice Paper I*

NOTICE PAPER I

Tentative business for

Thursday (Morning), November 5, 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 Thursday (Morning), November 5, 2020-

A. MOTION– PROVISION OF ASSISTIVE DEVICES AND REQUIRED MEDICAL ITEMS FREE OF CHARGE TO PERSONS WITH DISABILITIES

(The Hon. Dennitah Ghati, M.P.)

B. MOTION– ESTABLISHMENT OF DATABASE CENTERS IN ALL CIVIL REGISTRATION CENTRES IN THE COUNTRY

(The Hon. Mary Wamaua, M.P.)

*...../Notice Paper II**

NOTICE PAPER II

Tentative business for

Thursday (Afternoon), November 5, 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 Thursday (Afternoon), November 5, 2020-

A. MOTION – APPROVAL OF NOMINEE FOR APPOINTMENT AS THE DATA COMMISSIONER

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

B. MOTION – APPROVAL OF NOMINEES FOR APPOINTMENT AS HIGH COMMISSIONERS AND AMBASSADORS

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

C. MOTION – SESSIONAL PAPER NO. 3 OF 2019 ON THE NATIONAL POLICY FOR THE ERADICATION OF FEMALE GENITAL MUTILATION

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

(If not concluded on Tuesday, November 3, 2020)

D. MOTION – INQUIRY INTO THE USE OF THE STANDARD GAUGE RAILWAY

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

(If not concluded on Tuesday, November 3, 2020)

E. MOTION – CONSIDERATION OF THE PUBLIC PETITION ON RE-CONSIDERATION OF A RESOLUTION OF THE HOUSE

(The Chairperson, Committee on Implementation)

(If not concluded on Tuesday, November 3, 2020)

F. MOTION – INQUIRY INTO THE STATUS OF STADIA IN KENYA

(The Chairperson, Departmental Committee on Sports, Culture and Tourism)

(If not concluded on Tuesday, November 3, 2020)

**G. MOTION – INSPECTION OF POLICE STATIONS IN NAIROBI CITY
AND KAJIADO COUNTIES**

(The Chairperson, Departmental Committee on Administration and
National Security)

(If not concluded on Tuesday, November 3, 2020)

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

299/2020

The Member for Tigania East (Hon. Josphat Kabeabea, MP) to ask the Cabinet Secretary for Energy –

- (i) Could the Cabinet Secretary explain the progress of electricity connectivity to all primary and secondary schools in Tigania East Constituency and how many schools are yet to be connected noting the Government's Policy of ensuring that all public learning institutions are connected to electricity?
- (ii) Could the Cabinet Secretary also provide the list of all primary and secondary schools with electricity connection in the said Constituency?
- (iii) Could the Cabinet Secretary also provide specific timelines within which the Ministry intends to ensure that all public schools in Tigania East Constituency are connected to electricity?

(To be replied before the Departmental Committee on Energy)

131/2020

The Member for Nakuru Town East (Hon. David Gikaria, MP) to ask the Cabinet Secretary for Health:-

- (i) Is the Cabinet Secretary aware that most *elderly persons who are aged 70 and above* and who hold valid NHIF Cards are denied access to health services by hospitals due to the Government's continued failure to remit their premiums and settle bills;
- (ii) What is the current policy for those whose data was not captured during the registration exercise?
- (iii) What measures is the Ministry putting in place to address the issue of non-remittance of funds for the elderly persons to the NHIF accounts so as to facilitate their access to the much-needed healthcare services?

(To be replied before the Departmental Committee on Health)

279/2020

The Member for Lamu County, (Hon. Ruweida Obo, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works-

- (i) When does the Ministry intend to have the construction of the *Mbwajumwali Seawall* in Lamu County, which has stalled despite having been funded resume?
- (ii) Why has the contractor abandoned the site without meeting his contractual obligations and could the Ministry consider engaging a new contractor?
- (iii) Could the Cabinet Secretary provide a list of all projects and the funds allocated for the construction Seawalls in Lamu County, including the *Mbwajumwali Seawall* project, indicating fund allocated on each project, the names of the contractors and amount paid to them from the year 2010 to date?

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

281/2020

The Member for Sigowet-Soin (Hon. Kipsengeret Koros, MP.) to ask the Cabinet Secretary for Interior and Co-ordination of National Government: -

- (i) Could the Cabinet Secretary explain the rationale under which payment of *Historical Pending Claims* was arrived at by the State Department of Correctional Services;
- (ii) Why did the Ministry decide to categorize the *Historical Pending Claims* into regions yet the claimant's transacted business leading to the outstanding debts without any geographical considerations?
- (iii) Could the Cabinet Secretary provide a list of the financial institutions which loaned the claimants on the assurance of payment and what steps has the Ministry undertaken to cushion against accruing interests on the loans secured by the suppliers?
- (iv) What measures has the Ministry put in place to avert instances of delayed and non-payment of claims and when does the Ministry plan to settle all the pending bills?

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

286/2020

The Member for Lamu West (Hon. Stanley Muthama, MP) to ask the Cabinet Secretary for Tourism and Wildlife: -

- (i) Could the Cabinet Secretary provide a list of all persons who have lost lives or have been injured due to human - wildlife conflict in Lamu West Constituency, since the year 2017 and the status of compensations for the families affected or injured?
- (ii) What steps has the Ministry taken to strengthen the newly established Community Wildlife Conservation Committees (CWCC) considering the challenges of funding, coordination and communication on compensation matters?
- (iii) What plans does the Ministry have to avert increasing incidences of human - wildlife conflict in Lamu West Constituency given that most wildlife in this region reside outside the gazette and protected areas including a long-term solution to address the numerous cases of snake bites especially around areas of *Manda, Hindi, Bargoni, Witu, Tewe and Lake Amu*?

(To be replied before the Departmental Committee on Environment and Natural Resources)

290/2020

The Member for Malava (Hon. Malulu Injendi, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -

- (i) Could the Cabinet Secretary explain why most local flights in the country are operating on full carrying capacity without observing the COVID-19 Protocols?
- (ii) Could the Cabinet Secretary provide the statistics of passengers on local flights of Kenya Airways from the time they resumed flights during the Covid-19 pandemic indicating the carrying capacity and the actual number of passengers on board during each flight?
- (iii) What measures has been put in place to ensure that all local airlines adhere and observe the Covid-19 Protocols at all times?

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

294/2020

The Member for Teso North (Hon. Oku Kaunya, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -

- (i) When will the construction of the parking lanes on Road A104 (*Northern Corridor at Malaba Area*), which serves Uganda, Rwanda, Burundi, South Sudan and Eastern DRC, start?
- (ii) What plans does the Ministry has, if any, to fast-track the commencement of the project, considering the challenges being experienced by the motorists?

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

300/2020

The Member for Baringo Central (Hon. Joshua Kandie, MP) to ask the Cabinet Secretary for Sports, Culture and the Arts: -

- (i) Is the Cabinet Secretary aware that the construction of *Kapkiai Athletics Camp* in Baringo Central Constituency that was funded by National Government for upto 60% has stalled since 2010?
- (ii) What measures is the Cabinet Secretary undertaking to ensure that the project is fully-funded and completed considering that it will serve as train camp for both local and international athletes thus generating the much needed revenue and boost economy to the surrounding community?

(To be replied before the Departmental Committee on Sports, Culture and Tourism)

301/2020

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

Could the Cabinet Secretary: -

- (i) provide the total number of *gazetted and non-gazetted* police road blocks across the country?
- (ii) outline why non *non-gazetted* police roadblocks are allowed to operate?

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

302/2020

**The Member for Mumias East (Hon. Benjamin Washiali, MP)
to ask the Cabinet Secretary for Agriculture and Livestock-**

- (i) What specific mechanisms has the Ministry put in place to ensure that the Receiver Manager of Mumias Sugar Company is operating within the set guidelines and regulations considering that the Government owns majority of shares in the Company?
- (ii) How much revenue has the Receiver Manager generated from the sale of ethanol, scrap metal and any other revenue sources since the takeover by the receivership management and have the funds been utilized?

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