



(No. 080)

(1137)

REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

THURSDAY, NOVEMBER 26, 2020 AT 10.00 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*. MOTION – ESTABLISHMENT OF DATABASE CENTRES IN ALL CIVIL REGISTRATION CENTRES IN THE COUNTRY

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

THAT, aware that the Constitution and the Kenya Citizenship and Immigration Act, 2011 provide that every citizen is entitled to any document of registration or identification issued by the State to citizens including a birth certificate; further aware that, Article 53(2) of the Constitution of Kenya provides that a child's best interests are of paramount importance in every matter concerning the child; cognizant of the fact that, issuance of birth certificates during civil registration associated with children is a challenge across the country due to among other issues, missing information for the parents and children as a result missing and improper documentations, damaged manual documents, and lack of registration of children born outside hospital environments; deeply concerned over the delays and long queues at civil registration centres and the challenges affecting registration of children by the Ministry of Education using the National Education Management Information System (NEMIS) in the Country; **this House urges** the Government to establish database centres in all Civil Registration Centres for purposes of storing all the necessary information required for issuance of birth certificates to all children and puts in place administrative mechanisms to ensure that every child is automatically issued with a birth certificate before the child attains the age of three years.

(Resumption of debate interrupted on Thursday, November 5, 2020 – Morning Sitting)
(Balance of time – 37minutes)

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

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

THAT, aware that according to the World Health Organization, an estimated 15 percent of the world's population live with some form of disability or different ability, with 80 percent of them living in developing countries; further aware that in Kenya, approximately 6.5 million people live with some form of disability out of whom, nearly 3.8 million are women and girls, while approximately 85 percent of the total number live in abject poverty; concerned that a majority of Persons with Disabilities (PWDs) face numerous challenges including being denied their fundamental rights and freedoms including the right to education and opportunities to work, virtually guaranteeing that they will live their lives in poverty which often exacerbates their vulnerability and dependency on other people, assistive devices and critical medical items and requirements; deeply concerned that lack of these devices, medical items and requirements makes it impossible for PWDs to live normal and dignified lives; this House **urges** the National Government to provide assistive devices and required medical items and requirements free of charge to Persons with Disabilities at the Constituency level through government hospitals or any other government body and to put in place mechanisms for replacement of worn-out devices to enable them live a dignified life, be more productive and to coexist with other people in the society.

10*. MOTION – CONTINUATION OF THE KAZI MTAANI PROGRAMME

(The Hon. Mishi Mboko, M.P.)

THAT, aware that the National Hygiene Programme (NHP), dubbed *Kazi Mtaani*, is a national initiative that was designed to cushion the most vulnerable but able-bodied citizens living in informal settlements from the effects and response strategies of the COVID-19 pandemic; **acknowledging that** the first phase of the programme started in April 2020 covering eight counties employing over 26,000 workers, while the second phase which began in July 2020 was expanded to cover 34 counties employing over 200,000 workers and is expected to run for six and a half months; **appreciating that** the programme continues to gradually achieve most of its objectives which include, amongst others, provision of economic empowerment to the youth, prioritization of labour-intensive approaches to Extended Public Works Projects (EPWPs) and utilization of local suppliers while giving preference to locally manufactured goods and services; **cognizant of the fact that** the programme has greatly assisted in the reduction of social vices that arise as a result of poverty and idleness such as drug abuse and emergence of criminal

...../10*(Cont'd)

gangs; **concerned** that the effects of the COVID-19 pandemic are still prevalent and the country will take a long time for the economy to restabilize; **this House therefore resolves that** the National Government rolls out subsequent phases of the *Kazi Mtaani* Programme to cover all the 47 counties to address youth unemployment and further cushion the vulnerable members of society, and reviews the current remuneration of the workers in accordance with the Wage Order of 2018.

11*. MOTION – DEVELOPMENT OF A NATIONAL POLICY AND CRITERIA FOR THE IDENTIFICATION OF ECONOMICALLY MARGINALISED ZONES

(The Hon. (Dr.) Gideon Ochanda, MP)

THAT, aware that Article 203(g)(h)(i) & (j) of the Constitution of Kenya safeguards the rights for the marginalized communities and ensures equitable distribution of resources to address affirmative action regarding distribution of resources; **concerned that** various government agencies and departments use different modes, parameters, indicators and definitions to marginalization, arid and semi-arid lands, hardship areas, poverty and poverty pockets to place mitigating preferential and affirmative resources; **further concerned that** many areas that qualify and at times are worse off than the traditionally acclaimed marginalized zones do not benefit from the affirmative action government resources, **this House resolves** that the Government through the State Department for National Planning to urgently develop a common national policy and criteria that shows hardship indicators, marginalization progression and clear parameters for use by all government agencies and departments as well as county governments in directing preferential and affirmative action resources.

12*. MOTION- EMPOWERMENT OF ARTISANS BY THE GOVERNMENT

(The Hon. John Kiarie, M.P.)

THAT, aware that there are diverse talents amongst the youth of this country; **noting** that these talents have been severally displayed through various inventions and innovations showcased by the artisans in platforms such as the Annual Youth Innovation Week and other profiled on social media; **concerned**, that most of these innovations and artworks do not go beyond making sensational stories in their localities, local dailies and social media mentions; **further noting** that most of these innovations and artworks are crucial in ideas promotion, intellectual development, creating employment and addressing the problems that affect us as Kenyans on a daily basis; **concerned** that there is inadequate support and administrative measures in place by the

...../12*(Cont'd)

Government to support the artisans; **cognizant** of the fact that the Kenya Vision 2030 seeks to make our country an industrialized middle-income economy; **aware** of the immense potential for wealth creation and job opportunities that our own local production can generate if well-developed and commercialized; **recognizing** that while our imports are well in excess of Kshs.2 billion and are largely composed of non-value adding consumer goods; **noting** that homegrown technology would be region sensitive and appropriate for the environment, social economic dynamics and suitable for our utility; **further concerned** that most artisans lack appropriate technological, skills, capital and tools, **this House therefore resolves** that the National Government through the relevant Ministry formulates a policy which stipulates that at least two per cent (2%) of the National Government Constituencies Fund and *Uwezo* Fund is allocated for the purpose of equipping artisans with the necessary skills, tools and technology.

*** Denotes Orders of the Day***

..... /Notices

N O T I C E S

The House resolved on Tuesday, November 03, 2020 as follows-

Limitation of Debate on Bills, Motions (including Special Motions),
Sessional Papers and Committee Reports

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 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.

NOTICE PAPER

Tentative business for

Thursday (Afternoon) November 26, 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 26, 2020-

- A. **PROCEDURAL MOTION– EXTENSION OF TIME FOR CONSIDERATION OF A PETITION**
(The Chairperson, Departmental Committee on Administration and National Security)
- B. **MOTION – INQUIRY INTO THE USE OF THE STANDARD GAUGE RAILWAY**
(The Chairperson, Departmental Committee on Transport, Public Works and Housing)
(Question to be put)
- C. **MOTION – INQUIRY INTO THE STATUS OF STADIA IN KENYA**
(The Chairperson, Departmental Committee on Sports, Culture and Tourism)
(Question to be put)
- D. **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)
(If not concluded on Tuesday, November 24, 2020)
- E. **MOTION – APPROVAL OF THE CONVENTION ON THE INTERNATIONAL HYDROGRAPHIC ORGANIZATION**
(The Chairperson, Departmental Committee on Defence and Foreign Relations)

F. **MOTION – APPROVAL OF THE ACCESSION TO THE AFRICAN CHARTER ON DEMOCRACY, ELECTIONS AND GOVERNANCE**

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

G. **MOTION – CONSIDERATION OF THE PUBLIC PETITION ON A RESOLUTION OF THE HOUSE**

(The Chairperson, Committee on Implementation)

(If not concluded on Tuesday, November 24, 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-

QN. NO.

ORDINARY QUESTIONS

213/2020

The Member for Nyeri County (Hon. Rahab Mukami, M.P.) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -

- (i) Could the Cabinet Secretary explain the benefits realized by the government and Kenya Airways following the Head of the Public Service's directive that all public officials travel using Kenya Airways noting the airline continues to charge exorbitant airfares on local and international flights and offer unreliable services including perpetual delays and rescheduling of flight?
- (ii) What measures are in place to address the continued financial losses and trade disputes experienced by the national carrier that compels the Government to continuously bailout the airline?

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

259/2020

The Member for Kesses, (Hon. (Dr.) Swarup Ranjan Mishra, MP) to ask the Cabinet Secretary for Environment and Forestry-

- (i) What plans are in place to lift the ban on logging in our forest for prequalified Sawmillers to harvest mature plantations thus cushioning millers from lenders and the effects of the COVID-19 pandemic?
- (ii) Could the Cabinet Secretary undertake to allow prequalified and registered Sawmillers to work for seven days in a week unlike the current situation of five days and by when, further could the Cabinet Secretary grant saw millers a five-year term to harvest what they had been allocated to sort out liabilities incurred during the ban?
- (iii) What measures has the Ministry put in place to ensure equity in allocation of forest materials to registered and pre-qualified saw millers?
- (iv) Could the Cabinet Secretary explain clearly the plans the Ministry has in ensuring tree planting with relevant stakeholders and further synchronize with the said activities with community-based groups and Non-governmental Organizations?

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

340/2020

The Member for Sirisia, (Hon. (Maj. Rtd.) John Koyi Waluke, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -

When will the Ministry demarcate the administrative boundary for *Changara Location* in Western Region and placing it in the appropriate County noting the current map does not reflect the description contained in the District and Provinces Act of 1992?

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

344/2020

The Member for Nyando (Hon. Jared Okelo, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works -

- (i) Could the Cabinet Secretary explain the plans in place to rehabilitate the dilapidated roads in Nyando Constituency that have been rendered impassable because of frequent floods despite a budgetary allocation of Kshs. 5 billion for rehabilitation of roads destroyed by floods across the country?
- (ii) When is the Ministry expected to commence rehabilitation of the roads in Nyando Constituency?

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

346/2020

The Member for Butula, (Hon. Joseph Maero Oyula, MP) to ask the Cabinet Secretary for Lands and Physical Planning: -

- (i) What is the status of ownership of land parcel L.R. No. *Marach/Elukhari/752* situated in Butula Sub County, which was acquired by Bukati Primary School through the support of Norval United Church from Canada?
- (ii) Could the Cabinet Secretary consider taking appropriate intervention to ensure that the land is secured from land brokers who have coerced the seller to disown the initial sale agreement to Bukati Primary School for purposes of grabbing and resale to a second buyer?
- (iii) Could the Cabinet Secretary provide a list of schools that have been granted title deeds for the land on which they are built on in Butula Sub County?
- (iv) What measures has the Ministry put in place to ensure that all schools across the country have title deeds?

(To be replied before the Departmental Committee on Lands)

347/2020

The Member for Kasipul Constituency (Hon. Charles Ongondo Were, MP) to ask the Cabinet Secretary for Environment and Forestry: -

- (i) Is the Cabinet Secretary aware that *M/s. China City Construction Company* in Kasipul Constituency emits toxic dust which is blown to *Akech and Katangá Villages* causing health hazards?
- (ii) What action has the Ministry taken against the said company, which has further blocked access to *Awach River*, which is the main source of water dumping hazardous materials on the access points?
- (iii) What steps is the Ministry taking to against *M/s. China City Construction Company* from further polluting the environment and contaminating *Awach River* in *Akech and Katangá villages*?

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

354/2020

The Member for Kwale County (Hon. Zuleikha Juma Hassan, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works:-

- (i) Could the Cabinet Secretary explain the status and circumstances that led to the evictions of the residents' living on the land around *Ukunda Airport* by the Kenya Airports Authority (KAA)?
- (ii) Why is KAA insisting on building a perimeter wall before compensating residents of *Mkwakwani Village* in *Ukunda Ward*, *Msambweni Constituency* who hold title deeds and have already agreed to the relocation?
- (iii) When will the KAA and the National Land Commission compensate residents with regard to their land and properties acquired for the expansion of *Ukunda Airport*?

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

359/2020

The Member for Starehe, (Hon. Charles Njagua Kanyi, MP) to ask the Cabinet Secretary for Devolution and ASALs: -

- (i) Could the Cabinet Secretary explain the plans in place by the Ministry to ensure sufficient food and relief items are kept in stock for emergencies such as droughts, famine and other calamities?
- (ii) What steps has the Ministry taken to mitigate this inadequacy and provide the much needed food and other relief commodities when droughts and other calamities take place?

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