

**Thirteenth Parliament****First Session  
Afternoon Sitting  
(150)**

(No 20)

**REPUBLIC OF KENYA****THIRTEENTH PARLIAMENT – FIRST SESSION****THE NATIONAL ASSEMBLY****VOTES AND PROCEEDINGS****WEDNESDAY, NOVEMBER 09, 2022**

1. The House assembled at Thirty Minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. Presiding – Hon. Deputy Speaker

**4. COMMUNICATION FROM THE SPEAKER**

The Deputy Speaker issued the following Communication –

**On Recognition of a delegation from the National Assembly Commission, of the Parliament of the Federal Republic of Nigeria**

“Honourable Members, I wish to introduce to you a delegation consisting of staff from the National Assembly Service Commission of the Parliament of the Federal Republic of Nigeria, who are seated in the Speaker’s Gallery. The delegation comprises –

- |        |                                     |   |   |
|--------|-------------------------------------|---|---|
| (i)    | Mr. Ikharo Lucky Uankhehi           | - | Secretary to the Commission             |
| (ii)   | Ms. Lipede Omobolanle Olufunke-     |   | Director, Planning, Research &          |
|        | Information Technology              |   |   |
| (iii)  | Ms. Ahmed Fatima Bala Binta         | - | Director, Administration & Employee     |
|        | Relations                           |   |   |
| (iv)   | Mr. Ahmed Malami                    | - | Director, Procurement & General         |
|        | Services                            |   |   |
| (v)    | Ms. Mambula Janet Jesse             | - | Director, Public Affairs                |
| (vi)   | Mr. Ekeji James Ihenacho Okereafor- |   | Director, Zonal Offices & Legislative   |
|        | Aides                               |   |   |
| (vii)  | Mr. Odo Innocent Onyema             | - | Director, Finance and Accounts          |
| (viii) | Mr. Ribadu Ismaila                  | - | Director, Promotion and Discipline      |
| (ix)   | Mr. Sopitan Olusola Olawale         | - | Director, Establishment, Records &      |
|        | Training                            |   |   |
| (x)    | Ms. Bintube Yagan Waziri            | - | Director, Appeals & Legal Services      |
| (xi)   | Mr. Omori James James               | - | Deputy Director, Information Technology |

Honourable Members, the delegation is visiting the Parliament of Kenya to engage with the Secretariat of the Parliamentary Service Commission with the aim of, amongst other things, sharing knowledge and experiences with their counterparts on various subjects.

Honourable Members, on my own behalf and that of the National Assembly, I welcome them to the National Assembly and wish them fruitful engagements during the course of their stay in the country. I thank you!”

**5. PAPERS**

The following Papers were laid on the Table of the House –

- (i) Request from the National Executive for Approval of Deployment of the Kenya Defence Forces in support of the National Police Service;
- (ii) The amended Nairobi Convention and the Protocol for the Protection of Marine and Coastal Environment of the Western Indian Ocean from Land Based Sources and Activities from the Ministry of Foreign Affairs and Explanatory Memorandum;
- (iii) Request for Extension of Operation of Statutory Instruments issued under the Capital Markets Act and the Central Depositories Act;
- (iv) Monetary Policy Statement for June, 2022 from the National Treasury and Planning;
- (v) Annual Performance Report for the MSMEs Credit Guarantee Scheme for the financial Year 2021/2022;
- (vi) Report of the Auditor-General and Financial Statements of the Central Bank of Kenya for the financial year ended 30<sup>th</sup> June, 2022 and the certificates therein;
- (vii) Consolidated Special Audit Report of the Auditor – General on Covid -19 Vaccine Roll out in Kenya as at 31 March, 2022;
- (viii) Report of the Auditor-General and Financial Statements of the Kenya Petroleum Refineries Limited for the financial years ended 30<sup>th</sup> June, 2018, 2019 and 2020 and the certificates therein;
- (ix) Report of the Auditor-General and Financial Statements of the Kenya Petroleum Refineries Limited for Fifteen Months for Period ending 30<sup>th</sup> June, 2017 and the certificates therein;
- (x) Report of the Auditor-General and Financial Statements of the National Government Funds for the financial year ended 2020/2021 and the certificates therein;
- (xi) Forensic Audit on KBC Digital Terrestrial TV (DVB-T2 Platform) coverage roll out project;
- (xii) Report of the Auditor-General and Financial Statements of the following Institutions for the financial year ended 30<sup>th</sup> June, 2018 and the certificates therein –
  - a) Witness Protection Agency Staff Motor Car Loan Scheme;
  - b) Konoin Technical Training Institute;
- (xiii) Report of the Auditor-General and Financial Statements of the Kenya Post Savings Bank for the financial year ending 31<sup>st</sup> December, 2019 and the certificates therein;
- (xiv) Report of the Auditor-General and Financial Statements of the following institutions for the financial year ending 30<sup>th</sup> June, 2019 and the certificates therein –
  - a) Sotik Technical Training Institute;
  - b) National Police Service Commission Staff Car Loan and Mortgage Scheme Fund;
  - c) Witness Protection Agency Staff Motor Car Loan Scheme; and
  - d) Shamberere Technical Training Institute.
- (xv) Report of the Auditor-General and Financial Statements of the following institutions for the financial Year ending 30<sup>th</sup> June, 2020 and the certificates therein –
  - a) National Police Service Commission Staff Car Loan Mortgage Scheme Fund;
  - b) Witness Protection Agency Staff Motor Car Loan Scheme;
  - c) Konoin Technical Training Institute;

- d) Bumbe Technical Training Institute;
- e) Shamberere Technical Training Institute;
- f) Kibabii University;
- g) Kerio Valley Development Authority;
- h) National Police Service;
- i) Kenyatta International Convection Centre (KICC); and
- j) Rift Valley Institute of Science and Technology.

*(Leader of the Majority Party)*

- (xvi) Report of the Joint Committee of the National Assembly Departmental Committee on Administration and Internal Affairs and the Senate Standing Committee on National Security, Defence & Foreign Relations on its consideration of the vetting of **Eng. Japhet Koome Chebere** for appointment to the position of Inspector General of the National Police Service.

*(Co-Chairperson, Joint Committee of the National Assembly Departmental Committee on Administration & Internal Affairs and the Senate Standing Committee on National Security, Defence & Foreign Relations – Hon. Gabriel Tongoyo)*

## **6. NOTICES OF MOTION**

The following Notice of Motion was given by the *Co-Chairperson, Joint Committee of the National Assembly Departmental Committee on Administration & Internal Affairs and the Senate Standing Committee on National Security, Defence & Foreign Relations (Hon. Gabriel Tongoyo)* –

**THAT**, this House adopts the Report of the report of the Joint Committee of the National Assembly Departmental Committee on Administration and Internal Affairs and the Senate Standing Committee on National Security, Defence and Foreign Relations on the vetting of **Eng. Japhet Koome Nchebere for approval as Inspector-General of the National Police Service**, *laid on the Table of the House today, Wednesday, November 9, 2022*, and pursuant to the provisions of section 12(1) of the National Police Service Act, 2011 and section 8 of the Public Appointments (Parliamentary Approval) Act, 2011, this House **approves** the appointment of **Eng. Japhet Koome Nchebere** as the Inspector-General of the National Police Service.

## **7. STATEMENTS PURSUANT TO STANDING ORDER 44(2)(c)**

Pursuant to Standing Order 44(2)(c), the Member for Mukurwe-ini (Hon. John Kaguchia) requested for a Statement from the Chairperson of the Departmental Committee on Finance & National Planning regarding the acquisition of Spire Bank Ltd by Mwalimu National Sacco.

## **8. STATEMENTS PURSUANT TO STANDING ORDER 43**

Pursuant to Standing Order 43, the Member for Awendo (Hon. Walter Owino) made a Statement regarding the alleged wanton killings of citizens in Awendo Constituency.

## **9. MOTION – EMPOWERMENT OF ARTISANS BY THE NATIONAL GOVERNMENT**

Motion made and question proposed –

**THAT**, aware that there are many talents amongst the youth of this country; noting that these talents have been severally displayed through various inventions and also innovations by the artisans in platforms such as the Annual Youth Innovation Week and 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; noting that most of these innovations and artworks are crucial in ideas

promotion, intellectual development and at creating employment and addressing the problems that affect us as Kenyans on a daily basis; **Concerned that** there is inadequate support and administrative measures to support the artisans; **Cognizant** of the fact that the Kenya Vision 2030 seeks to make our country an industrialized middle-income economy in the next nine (9) years; aware of the immense potential for wealth creation and job opportunities through our own local production generated if well-developed and commercialized; also recognizing that our imports are well in excess of Kshs.2 billion shillings and most of these imports are not relevant to the Kenyan market, noting that homegrown technology would be region sensitive and appropriate for the environment, social economic dynamic and suitable for our utility; **Further concerned that** most of these artisans lack appropriate technology, skills, capital and tools; **this House resolves that** the National Government through the relevant Ministry formulates a policy ring-fencing two per cent (2%) of the monies allocated under the National Government Constituencies Fund and UWEZO Fund for the purposes of equipping artisans with the necessary skill, technology and tools.

*(Hon. John Kiaria)*

Debate on the Motion having been concluded on Tuesday, November 08, 2022 (Afternoon);

Question put and agreed to.

#### **10. MOTION – SESSIONAL PAPER NO. 3 OF 2021 ON THE NATIONAL ACTION PLAN ON BUSINESS AND HUMAN RIGHTS**

Motion made and question proposed –

**THAT**, this House adopts Sessional Paper No. 3 of 2021 on the National Action plan on Business and Human Rights, *laid on the Table of the House on 21<sup>st</sup> September, 2021*.

*(Leader of the Majority Party)*

Debate on the Motion having been concluded on Tuesday, November 08, 2022 (Afternoon);

Mover replied;

Question put and agreed to.

#### **11. MOTION – CHANGES TO COMMITTEE MEMBERSHIP**

Motion made and question proposed –

**THAT**, further to the resolution of the House of Thursday, 27<sup>th</sup> October, 2022 appointing Members into various Committees and pursuant to the provisions of Standing Order 173, this House further approves the appointment of the following Members to the respective Committees as specified hereunder –

##### **A. DEPARTMENTAL COMMITTEES**

##### **1. AGRICULTURE AND LIVESTOCK**

The Hon. Chege, Sabina Wanjiru, MP to replace the Hon. Mohammed, Fatuma Zinabu, MP.

##### **2. COMMUNICATION, INFORMATION AND INNOVATION**

(i) The Hon. Ahmed, Shakeel Ahmed Shabbir, MP to replace the Hon. Oluoch, Anthony Tom, MP; and

(ii) The Hon. Osogo, Bensuda, Joyce Atieno to replace the Hon. Nyamita, Mark Ogolla, MP.

##### **3. EDUCATION**

The Hon. Oduor, Christine Ombaka, MP to replace the Hon. Osogo, Bensuda, Joyce Atieno, MP.

##### **4. FINANCE AND NATIONAL PLANNING**

The Hon. Munyoro, Joseph Kamau, MP to replace the Hon. Nanok Daniel Epuyo, MP.

**5. HEALTH**

The Hon. Mukhwana, Titus Khamala, MP to replace the Hon. Chege, Sabina Wanjiru, MP.

**6. LANDS**

The Hon. Nyamai, Rachael Kaki, MP to replace the Hon. Mulyungi, Gideon Mutemi, MP.

**7. SPORTS AND CULTURE**

(i) The Hon. Chumel, Samwel Moroto, MP to replace the Hon. Gichuki, Edwin Mugo, MP; and

(ii) The Hon. Basil, Robert Ngui, MP to replace the Hon. Orero, Peter Ochieng, MP.

**8. SOCIAL PROTECTION**

(i) The Hon. Abdullahi, Amina Dika, MP to replace the Hon. Omwera, George Aladwa, MP;

(ii) The Hon. Nyikal, James Wambura, MP to replace the Hon. Hiribae, Said Buya, MP; and

(iii) The Hon. Nyamita, Mark Ogolla to replace replace the Hon. Abdulrahman, Mohamed Abdi, MP.

**9. TOURISM AND WILDLIFE**

The Hon. Gichuki, Edwin Mugo, MP to replace the Hon. Munyoro, Joseph Kamau, MP.

**B. FINANCIAL AUDIT AND MONEY-RELATED COMMITTEES****1. PUBLIC ACCOUNTS COMMITTEE**

(i) The Hon. Gichuki, Edwin Mugo, MP to replace the Hon. Njoroge Mary Wamaua, MP; and

(ii) The Hon. Yakub, Adow Kuno, MP to replace the Hon. Ithinji, (Dr.) Shadrack Mwiti, MP.

**2. PUBLIC INVESTMENTS COMMITTEE ON GOVERNANCE AND EDUCATION**

(i) The Hon. Wamboka, Nelson Jack Wamboka, MP to replace the Hon. Wangwe, Emmanuel, MP; and

(ii) The Hon. Ithinji, (Dr.) Shadrack Mwiti, MP to replace the Hon. Nyamai, Rachael Kaki, MP.

**3. PUBLIC INVESTMENTS COMMITTEE ON SOCIAL SERVICES, ADMINISTRATION AND AGRICULTURE**

(i) The Hon. Njoroge, Mary Wamaua, MP to replace the Hon. Maina Betty Njeri, MP;

(ii) The Hon. Wainaina, Michael Wambugu, MP to replace the Hon. Gakuya James Mwangi, MP;

(iii) The Hon. Wangwe, Emmanuel, MP to replace the Hon. Wamboka, Nelson Jack Wamboka, MP;

(iv) The Hon. Masara, Peter Francis, MP to replace the Hon. Nyikal, James Wambura, MP.

**4. SPECIAL FUNDS ACCOUNTS COMMITTEE**

(i) The Hon. Gitau, Faith Wairimu, MP to replace the Hon. Abdullahi, Bashir Sheik, MP; and

(ii) The Hon. Nguna, Charles Ngusya, MP to replace the Hon. Ahmed, Shakeel Ahmed Shabbir, MP.

**5. DECENTRALIZED FUNDS ACCOUNT COMMITTEE**

- (i) The Hon. Caroline, Jeptoo Ng'elechei, MP to replace the Hon. Sitienei, Janet Jepkemboi, MP; and
- (ii) The Hon. Mulyungi, Gideon Mutemi, MP to replace the Hon. Yakub, Adow Kuno, MP.

**6. PUBLIC DEBT AND PRIVATIZATION COMMITTEE**

- (i) The Hon. Letipila, Dominic Eli, MP to replace the Hon. Kemei, Justice Kipsang', MP;
- (ii) The Hon. Mulu, Makali Benson, MP to replace the Hon. Passaris, Esther Muthoni, MP;
- (iii) The Hon. Kasalu, Irene Muthoni, MP to replace the Hon. Abdullahi, Amina Dika, MP.

**C. OTHER SELECT COMMITTEES****1. COMMITTEE ON DELEGATED LEGISLATION**

- (i) The Hon. Abdullahi, Bashir Sheikh, MP to replace the Hon. Robi, Mathias Nyamabe, MP; and
- (ii) The Hon. Sunkuli, Julius Lekakeny Ole, MP to replace the Hon. Hamisi, Kakuta Maimai, MP.

**2. CONSTITUTIONAL IMPLEMENTATION OVERSIGHT COMMITTEE**

- (i) The Hon. Maina, Betty Njeri, MP to replace the Hon. Muhia Wanjiku, MP;
- (ii) The Hon. Mukunji, John Gitonga Mwaniki, MP to replace the Hon. Musau, Vincent Musyoka, MP;
- (iii) The Hon. Mwafrika, Augustine Kamande, MP to replace the Hon. Ng'ang'a Alice Wambui, MP; and
- (iv) The Hon. Ali, Abdisirat Khalif, MP to replace the Hon. Mutunga John Kanyuithia, MP.

**3. COMMITTEE ON PARLIAMENTARY POWERS AND PRIVILEGES**

The Hon. Mboko, Mishi Juma Khamisi, MP to replace the Hon. Yakub, Adow Kuno, MP.

**4. PUBLIC PETITIONS COMMITTEE**

- (i) The Hon. Bwire, John Okano, MP to replace the Hon. Nabulindo, Peter Oscar, MP;
- (ii) The Hon. Kiamba, Suzanne Ndunge, MP to replace the Hon. Mulyungi, Gideon Mutemi, MP.

**5. MEMBERS' SERVICES AND FACILITIES COMMITTEE**

The Hon. Busia, Ruth Adhiambo Odinga, MP to replace the Hon. Obara, Eve Akinyi, MP.

**6. COMMITTEE ON PARLIAMENTARY BROADCASTING AND LIBRARY**

- (i) The Hon. Mohamed, Mohamed Ali, MP to replace the Hon. Letipila Dominic Eli, MP;
- (ii) The Hon. Abdulrahman, Mohamed Abdi, MP to replace the Hon. Sunkuli, Julius Lekakeny Ole, MP.

**7. COMMITTEE ON IMPLEMENTATION**

- (i) The Hon. Gimose Charles Gumini, MP to replace the Hon. Kihara, Jayne Wanjiru Njeri, MP;

- (ii) The Hon. Jaldesa, Guyo Waqo, MP to replace the Hon. Nguna, Charles Ngusya, MP.

**8. COMMITTEE ON NATIONAL COHESION AND EQUAL OPPORTUNITY**

- (i) The Hon. Iraya, Joseph Wainaina, MP to replace the Hon. Mbai, Nimrod Mbithuka MP;  
 (ii) The Hon. Kamuren Charles, MP to replace the Hon. Kirwa, Abraham Kipsang' MP;  
 (iii) The Hon. Lomwa, Joseph Samal, MP to replace the Hon. Mulyungi, Gideon Mutemi, MP; and  
 (iv) The Hon. Kombe, Harrison Garama, MP to replace the Hon. Mulu, Makali Benson, MP.

**9. COMMITTEE ON REGIONAL INTEGRATION**

- (i) The Hon. Kasiwai, Rael Chepkemoi, MP to replace the Hon. Mohamed, Abdikadir Hussein, MP;  
 (ii) The Hon. Odanga, Geoffrey Makokha, MP to replace the Hon. Jehow, Fatuma Abdi, MP;  
 (iii) The Hon. Salasya, Peter Kalerwa, MP to replace the Hon. Buyu, Rozaah Akinyi, MP;  
 (iv) The Hon. Mwakuwona, Danson Mwashako, MP to replace the Hon. Kanchory, Elijah Memusi, MP;  
 (v) The Hon. Okuome, Andrew Adipo, MP to replace the Hon. Odoyo, Okello Jared, MP;  
 (vi) The Hon. Orero, Peter Ochieng, MP to replace the Hon. Machele, Mohamed Soud, MP; and  
 (vii) The Hon. Mrembo, Irene Njoki, MP to replace the Hon. Owino, John Walter, MP.

**10. DIASPORA AFFAIRS AND MIGRANT WORKERS COMMITTEE**

The Hon. Kemei, Justice Kipsang' MP to replace the Hon. Kamuren, Charles, MP.

*(Chairperson, Committee on Selection)*

*(Motion moved in amended form to delete proposed changes to the Procedure & House Rules Committee)*

Debate arising;

Mover replied;

Question put and agreed to.

**12. SPECIAL MOTION – DEPLOYMENT OF KENYA DEFENCE FORCES TO THE EAST AFRICA COMMUNITY REGIONAL FORCE – DEMOCRATIC REPUBLIC OF CONGO**

Motion made and question proposed –

**THAT**, taking into consideration the recommendations of the *Departmental Committee on Defence, Intelligence and Foreign Relations* in its Report on the Request by the National Executive regarding the deployment of the Kenya Defence Forces to the East Africa Community Regional Force to the Democratic Republic of Congo, laid on the Table of the House on Wednesday, 9<sup>th</sup> November, 2022, and pursuant to the provisions of Article 240(8)(a) of the Constitution and sections 18(c) and 36(2)(a) of the Kenya Defence Forces Act, 2012, this House **approves** the deployment of Kenya Defence Forces personnel to the East Africa Community Regional Force to the Democratic Republic of Congo for peace-keeping operations.

*(Chairperson, Departmental Committee on Defence, Intelligence & Foreign Relations)*

Motion made and question proposed –

**THAT**, notwithstanding the resolution of the House of Wednesday, 12<sup>th</sup> October 2022, debate on the Motion be limited to five (5) minutes for each Member Speaking except the Leader of the Majority Party and the Leader of the Minority Party who shall each have ten (10) minutes.

*(Hon. Dr. Robert Pukose)*

Question put and agreed to;  
Resolved accordingly.

Debate arising;

*(Change of Chair from Deputy Speaker to Fourth Chairperson)*

Rising in his place pursuant to Standing Order 95, the Member for Funyula (Hon. Wilberforce Oundo) claimed to move, "That, the Mover be called upon to reply"; And the Speaker acceding to the claim;  
Question put and agreed to;  
Thereupon the Mover replied;  
Question put and agreed to.

### **13. MOTION – DEVELOPMENT OF A UNIFIED NATIONAL POLICY ON SMALL AND MICRO-ENTERPRISES**

Motion made and question proposed –

**THAT**, aware that Kenya's economy is largely driven by the informal sector spearheaded by entrepreneurs presenting themselves in form of Small and Micro-Enterprises (SMEs); **concerned** that the informal sector popularly known as the *Jua Kali* has different segments and categories spread out in value chains ranging from agriculture, trade, manufacturing, apparels, IT, transport, the creative economy, education among others; **recognizing that**, there is need to improve coordination of SMEs through development of an all-inclusive well-structured delivery platform that encompasses multiple solutions and all key stakeholders; **noting** that this sector has a potential to create employment opportunities to over eighty (80) percent of Kenya's working population; **further noting that** these SMEs have the capacity to leapfrog our nation to a middle-income economy as witnessed in other economies around the world; **recalling that** strong and consistent commitment and political goodwill can deliver the needed growth for the realization of steady and sustainable economic growth; concerned that previous support by the government to this sector has merely been a knee-jerk reaction in form of skewed funding and tokenism; **cognizant** that there exist no unified national policy or legislation in support of the sector and SMEs across the entire value chain; **now therefore**, this House resolves that the National Government develops a unified National Policy on Small and Micro-Enterprises (SMEs) detailing recognition, funding, mentoring, expansion, restructuring and marketing of the SMEs products.

*(Hon. Beatrice Elachi)*

Debate interrupted on Wednesday, November 09, 2022 (Morning Sitting) resumed;

*(Change of Chair from Fourth Chairperson to Third Chairperson)*

*(Change of Chair from Third Chairperson to Fifth Chairperson)*

Mover replied;

Putting of the Question deferred.



And the time being Seven O'clock, the Third Chairperson of Committees interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

14. HOUSE ROSE - at Seven O'clock

MEMORANDUM

The Speaker will take the Chair on  
Thursday, November 10, 2022 at 2.30 p.m.

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