



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (SECOND SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

WEDNESDAY, MARCH 15, 2023 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- REPORT ON THE CONSIDERATION OF THE 2023
MEDIUM-TERM DEBT MANAGEMENT STRATEGY
(The Chairperson, Public Debt & Privatization Committee)

THAT, this House **adopts** the Report of the Public Debt and Privatization Committee on its consideration of the 2023 Medium Term Debt Management Strategy, *laid on the Table of the House on Thursday, 9th March, 2023* and pursuant to the provisions of section 15(4) of the Public Finance Management Act, 2012 and Standing Order 232A(7) and (8) –

- (a) **approves** the 2023 Medium-Term Debt Management Strategy; and
- (b) makes the **Policy and Financial Resolutions** contained in the *First Schedule* to the Order Paper.

(Question to be put)

10*. **MOTION – CONSIDERATION OF NOMINEES FOR APPOINTMENT AS MEMBERS OF THE NATIONAL CLIMATE CHANGE COUNCIL**

(The Chairperson, Departmental Committee on Environment, Forestry and Mining)

THAT, taking into consideration the findings of the Joint Committee of the National Assembly Departmental Committee on Environment, Forestry and Mining and the Senate Standing Committee on Land, Environment and Natural Resources in its report on the Vetting of Nominees for Appointment as Members of the National Climate Change Council, *laid on the Table of the House on Tuesday, 14th March, 2023*, and pursuant to Article 132 (2)(f) of the Constitution, section 7(4) of the Climate Change Act, sections 3 and 8 of the Public Appointments (Parliamentary Approval) Act, 2011 and Standing Order 216 (5) (f) of the National Assembly and the Senate Standing Order 228 (4)(f)-

(a) **approves** the appointment of the following persons as **Members** of the National Climate Change Council –

- (i) Ms. Emily Mwendu Waita;
- (ii) Mr. John Kioli Kalua; and
- (iii) Prof. George Odera Outa.

(b) **rejects** the appointment of Ms. Umra Omar as a Member of the National Climate Change Council.

11*. **MOTION – REPORT ON THE CONSIDERATION OF THE DRAFT SALARIES AND REMUNERATION COMMISSION (REMUNERATION AND BENEFITS OF STATE AND OTHER PUBLIC OFFICERS) REGULATIONS, 2022**

(The Chairperson, Committee on Delegated Legislation)

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the *Draft Salaries and Remuneration Commission (Remuneration and Benefits of State and other Public Officers) Regulations, 2022 laid on the Table of the House on Wednesday, 8th March, 2023*, and pursuant to the provisions of section 26(2) of the Salaries and Remuneration Commission Act, 2011 **rejects** the *Draft Salaries and Remuneration Commission (Remuneration and Benefits of State and other Public Officers) Regulations, 2022*.

(Resumption of debate interrupted on Tuesday, March 14, 2023)
(Balance of time – 1 hour 56 minutes)

...../12*

12*. MOTION – REPORT OF SESSIONS OF THE ORGANIZATION OF AFRICA, CARIBBEAN AND PACIFIC STATES AND THE EUROPEAN UNION JOINT PARLIAMENTARY ASSEMBLY

(Leader of the Kenya Delegation to the OACPS-EU JPA)

THAT, this House **notes** the Report of the 61st Session of the Organization of Africa, Caribbean and Pacific (OACPS) Parliamentary Assembly and the 42nd Session of the ACP-EU Joint Parliamentary Assembly, *laid on the Table of the House on Wednesday, November 30, 2022.*

(Resumption of debate interrupted on Thursday, March 9, 2023)

(Balance of time - 53 minutes)

13*. MOTION – GENERAL DEBATE ON THE PROPOSAL TO PARLIAMENT TO CONSIDER AMENDING THE CONSTITUTION AND THE STANDING ORDERS

(The Leader of the Majority Party)

THAT, noting the contents of a Memorandum submitted to Parliament by His Excellency the President asking Parliament to consider initiating amendments to the Constitution; **Acknowledging that**, actualization of the proposals which relate to, *inter alia*, the composition of Parliament as provided for in Articles 97 and 98 of the Constitution in order to attain the two-thirds gender principle, the creation of the office of Leader of Official Opposition in Parliament, and the inclusion of various funds in the Constitution, would necessitate amendment to the Constitution, while the restructuring of parliamentary oversight to allow for Cabinet Secretaries to appear before the Houses of Parliament to respond to Questions by Members would require the amendment of Standing Orders; **Further acknowledging that**, the Speaker, vide a Notification issued on 9th December 2022 referred the matters raised in the Memorandum to the *Departmental Committee on Justice and Legal Affairs* with regard to proposals relating to the implementation of the Two-Thirds Gender principle and the establishment of the Office of the Leader of Official Opposition; *The Joint Parliamentary Ad Hoc Committee* with regard to proposals to amend the Constitution to entrench the Constituency Development, Senate Oversight and National Government Affirmative Action Funds; and *The Procedure & House Rules Committee* with regard to proposals to amend the Standing Orders to strengthen parliamentary oversight of the Executive, so as to facilitate public participation pursuant to Article 118 of the Constitution;

...../13*(Cont'd)

NOW THEREFORE, pursuant to the provisions of Articles 1(2) and 95(2) of the Constitution, this House **notes, considers and makes general comments** on the proposals contained in the Memorandum by His Excellency the President.

(Resumption of debate interrupted on Wednesday, March 8, 2023 – Afternoon Sitting)

14*. **THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL
(NATIONAL ASSEMBLY BILL NO. 60 OF 2022)**

(The Leader of the Majority Party)

Second Reading

Denotes Orders of the Day

FIRST SCHEDULE

POLICY AND FINANCIAL RESOLUTIONS RELATING TO THE 2023 MEDIUM TERM DEBT MANAGEMENT STRATEGY

A. POLICY RESOLUTIONS

1. **THAT**, any borrowing undertaken by the National Treasury in FY 2023/24 should not exceed the Kshs. 10 trillion approved debt ceiling set by Parliament.
2. **THAT**, to enhance liquidity management and help reduce unnecessary short-term domestic borrowing occasioned by governments inability to access surplus funds held in numerous Ministries, Departments and Agencies (MDAs) bank accounts, the National Treasury spearheads the integration of MDA banking arrangements into a **single treasury account** system as provided for in section 28(2) of the Public Finance Management (PFM) Act, 2012 and the PFM regulations. This should be submitted to Parliament within six months.
3. **THAT**, as indicated in the Committee's report on the Consolidated Fund Services (CFS) expenditures for supplementary estimates No. 1 of FY 2022/23, the National Treasury should within six months, table regulations for the establishment of a sinking fund dedicated to public debt servicing as provided for under section 50(8) of the PFM Act, 2012.
4. **THAT**, in order to safeguard against shocks with regard to external interest payments, the National Treasury adopts hedging mechanisms on foreign exchange risks and/or negotiates lending agreements in Kenya shillings.
5. **THAT**, the National Treasury undertakes a review of all undisbursed loans amounting to Kshs. 1.179 trillion and submits to the National Assembly within one month, a report with information on terms, status, reasons for non-disbursement and proposals on any loans that can be cancelled to save spending on commitment fees.
6. **THAT**, in adherence to the Accra Agenda for Action 2018, donor support **MUST** be aligned to the country's budget cycle to facilitate proper planning by the implementing agencies and reduce occurrence of undisbursed loans.

7. **THAT**, within two months, the National Treasury submits to this House, a strategy for resolution of non-performing loans linked to various State Owned Enterprises (SoEs) including Kenya Airways.
8. **THAT**, the Office of the Auditor General expedites the audit of project loans under the water sector and the Kshs. 9.9 billion loan borrowed on behalf of KPLC and submits this report to the House within the next two months.
9. **THAT**, in the next budget cycle, the National Treasury aligns the borrowing strategy proposed in the Budget Policy Statement with the borrowing strategy in the Medium-Term Debt Strategy (MTDS) in order to ensure credibility of the Government's planning documents.
10. **THAT**, in the next budget cycle, the National Treasury undertakes public participation on the MTDS in line with Article 201 of the Constitution.
11. **THAT**, going forward, the MTDS should live up to its expectation as a medium term document by showing consistency in proposed debt management strategies including deficit financing on a three year rolling framework, from one MTDS to another.
12. **THAT**, the National Treasury undertakes a sensitivity analysis on the 2023 MTDS and submits to this House, within two weeks, a contingency plan on measures to be undertaken in the event of revenue shortfalls or underperformance of loans.

B. FINANCIAL RESOLUTIONS

1. **THAT**, the fiscal deficit target for the medium term is approved and set at 4.4% of Gross Domestic Product (GDP) for FY 2023/24; 3.9% of GDP for FY 2024/25 and 3.6% of GDP for FY 2025/26 in line with the fiscal consolidation path.
2. **THAT**, the country's borrowing strategy is approved at 50 percent net external borrowing and 50 percent net domestic borrowing as contained in the 2023 Medium-Term Debt Management Strategy.
3. **THAT**, any deviation from the approved borrowing strategy will require the approval of the National Assembly.

SECOND SCHEDULE

CEILINGS FOR THE FY 2023/24 BUDGET ESTIMATES

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
1011	Executive Office of the President	0702000 Cabinet Affairs	6,857,500,000	1,281,000,000	8,138,500,000
		0703000 Government Advisory Services			
		0704000 State House Affairs			
1012	Office of the Deputy President	0734000 Deputy President Services	4,391,300,000	250,400,000	4,641,700,000
1013	Office of the Prime Cabinet Secretary	0753000 General Administration Planning and Support Services	2,048,700,000	-	2,048,700,000
		0754000 Public Service Performance Management & Delivery Services			
		0755000 Government Coordination and Supervision Services			
		Parliamentary Liaison & Legislative Affairs			
1023	State Department for Correctional Services	0623000 General Administration, Planning and Support Services	34,670,700,000	1,165,000,000	35,835,700,000
		0627000 Prison Services			
		0628000 Probation & After Care Services			
1024	State Department for Immigration	Programme 1: General Administration and Support Services	7,939,700,000	2,710,100,000	10,649,800,000

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
	and Citizen Services	0605000 Migration & Citizen Services Management			
		0626000 Population Management Services			
1025	National Police Service	0601000 Policing Services	106,179,900,000	1,747,900,000	107,927,800,000
1026	State Department for Internal Security & National Administration	0603000 Government Printing Services	27,228,400,000	1,312,900,000	28,541,300,000
		0629000 General Administration and Support Services			
		0630000 Policy Coordination Services			
1032	State Department for Devolution	0712000 Devolution Services	1,375,100,000	293,000,000	1,668,100,000
		0732000 General Administration, Planning and Support Services			
		Management of Intergovernmental Relations			
1041	Ministry of Defence	0801000 Defence	139,124,200,000	32,606,000,000	171,730,200,000
		0802000 Civil Aid			
		0803000 General Administration, Planning and Support Services			
		0805000 National Space Management			
1053	State Department for Foreign Affairs	0714000 General Administration Planning and Support Services	17,746,200,000	1,871,000,000	19,617,200,000
		0715000 Foreign Relation and Diplomacy			
		0741000 Economic and Commercial Diplomacy			

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
		0742000 Foreign Policy Research, Capacity Development and Technical Cooperation			
1054	State Department for Diaspora Affairs	0751000 General Administration, planning and support services	1,114,000,000	-	1,114,000,000
		0752000 Management of Diaspora and Consular Affairs			
1064	State Department for Technical, Vocational and Technical Training	0505000 Technical Vocational Education and Training	20,283,400,000	7,081,000,000	27,364,400,000
		0507000 Youth Training and Development			
		0508000 General Administration, Planning and Support Services			
1065	State Department for Higher Education & Research	0504000 University Education	111,509,500,000	5,388,000,000	116,897,500,000
		0506000 Research, Science, Technology and Innovation			
		0508000 General Administration, Planning and Support Services			
1066	State Department for Basic Education	0501000 Primary Education	115,219,000,000	19,704,000,000	134,923,000,000
		0502000 Secondary Education			
		0503000 Quality Assurance and Standards			
		0508000 General Administration, Planning and Support Services			

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
1071	The National Treasury	0717000 General Administration Planning and Support Services	73,570,600,000	50,505,900,000	124,076,500,000
		0718000 Public Financial Management			
		0719000 Economic and Financial Policy Formulation and Management			
		0720000 Market Competition			
		0740000 Government Clearing services			
1072	State Department for Planning	0706000 Economic Policy and National Planning	3,800,300,000	58,072,900,000	61,873,200,000
		0707000 National Statistical Information Services			
		0708000 Monitoring and Evaluation Services			
		0709000 General Administration Planning and Support Services			
1082	State Department for Medical Services	0401000 Preventive, Promotive & Reproductive Health	61,609,100,000	33,148,000,000	94,757,100,000
		0402000 National Referral & Specialized Services			
		0403000 Health Research and Development			
		0404000 General Administration, Planning & Support Services			
1083	State Department for Public Health	0401000 Preventive, Promotive & Reproductive Health	18,644,200,000	38,990,000,000	57,634,200,000

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
	and Professional Standards	0403000 Health Research and Development			
		0404000 General Administration, Planning & Support Services			
		0405000 Health Policy, Standards and Regulations			
1091	State Department of Infrastructure	0202000 Road Transport	74,492,000,000	161,319,000,000	235,811,000,000
1092	State Department of Transport	0201000 General Administration, Planning and Support Services	13,743,400,000	47,233,000,000	60,976,400,000
		0203000 Rail Transport			
		0204000 Marine Transport			
		0205000 Air Transport			
		Programme 5: Road Transport Safety and Regulation			
		Programme 6:Transport Master planning and Coordination			
1093	State Department for Shipping and Maritime	0220000 Shipping and Maritime Affairs	2,247,200,000	1,050,000,000	3,297,200,000
1094	State Department for Housing and Urban Development	0102000 Housing Development and Human Settlement	1,234,700,000	25,488,000,000	26,722,700,000
		0105000 Urban and Metropolitan Development			
		0106000 General Administration Planning and Support Services			

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
1095	State Department for Public Works	0103000 Government Buildings	3,514,400,000	1,144,000,000	4,658,400,000
		0104000 Coastline Infrastructure and Pedestrian Access			
		0106000 General Administration Planning and Support Services			
		0218000 Regulation and Development of the Construction Industry			
	State Department for Irrigation	Programme 1:General Administration, Planning and Support Services	1,376,000,000	23,001,000,000	24,377,000,000
		1014000 Irrigation and Land Reclamation			
		1015000 Water Storage and Flood Control			
		1022000 Water Harvesting and Storage for Irrigation			
	State Department for Environment and Climate Change	Programme 1:General Administration, Planning and Support Services	4,231,000,000	1,923,000,000	6,154,000,000
		Programme 2: Environment Management and Protection			
		Programme 3: Meteorological Services			
		Programme 4: Water Towers Rehabilitation and Conservation			
	State Department for Water & Sanitation	1001000 General Administration, Planning and Support Services	5,245,000,000	62,874,000,000	68,119,000,000

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
		P2. Water Resources Management			
		P3. Water and Sewerage Infrastructure Development			
1112	State Department for Lands and Physical Planning	0101000 Land Policy and Planning	3,237,000,000	3,675,000,000	6,912,000,000
1122	State Department for Information Communication and Technology & Innovation	0207000 General Administration Planning and Support Services	2,571,300,000	12,775,000,000	15,346,300,000
		0210000 ICT Infrastructure Development			
		0217000 E-Government Services			
1123	State Department for Broadcasting & Telecommunications	0207000 General Administration Planning and Support Services	6,112,200,000	791,000,000	6,903,200,000
		0208000 Information and Communication Services			
		0209000 Mass Media Skills Development			
		0221000 Film Development Services Programme			
1132	State Department for Sports & Arts	0901000 Sports	3,011,400,000	16,207,100,000	19,218,500,000
		0903000 The Arts			
		0904000 Library Services			
		Programme 4: General Administration, Planning and Support Services			
1134	State Department for	Programme 1: Culture Development	2,750,400,000	127,200,000	2,877,600,000

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
	Culture and Heritage	0905000 General Administration, Planning and Support Services			
1152	State Department for Energy	0211000 General Administration Planning and Support Services	7,793,400,000	69,563,000,000	77,356,400,000
		0212000 Power Generation			
		0213000 Power Transmission and Distribution			
		0214000 Alternative Energy Technologies			
1162	State Department for Livestock	0112000 Livestock Resources Management and Development	8,870,700,000	9,190,000,000	18,060,700,000
1166	State Department for Fisheries, Aquaculture & the Blue Economy	0111000 Fisheries Development and Management	2,680,100,000	6,629,000,000	9,309,100,000
		0117000 General Administration, Planning and Support Services			
		0118000 Development and Coordination of the Blue Economy			
1169	State Department for Crop Development & Agricultural Research	0107000 General Administration Planning and Support Services	15,057,300,000	23,093,000,000	38,150,300,000
		0108000 Crop Development and Management			
		0109000 Agribusiness and Information Management			
		0120000 Agricultural Research & Development			

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
1173	State Department for Cooperatives	0304000 Cooperative Development and Management	1,617,400,000	309,000,000	1,926,400,000
1174	State Department for Trade	Programme 2: Regional Economic Integration Initiatives	2,119,300,000	180,100,000	2,299,400,000
		0309000 Domestic Trade and Enterprise Development			
		0311000 International Trade Development and Promotion			
		0312000 General Administration, Planning and Support Services			
1175	State Department for Industry	0301000 General Administration Planning and Support Services	2,531,300,000	3,140,400,000	5,671,700,000
		0302000 Industrial Development and Investments			
		Programme 3: Standards and Quality Infrastructure and Research			
1176	State Department for Micro, Small and Medium Enterprises Development	0316000 Promotion and Development of MSMEs	1,813,000,000	11,079,200,000	12,892,200,000
		Programme2: Product and Market Development for MSMEs			
		Programme 3: Digitization and Financial Inclusion For MSMEs			
		0319000 General Administration, Planning and Support Services			
1177	State Department for	0301000 General Administration	1,280,700,000	5,682,000,000	6,962,700,000

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
	Investments Promotion	Planning and Support Services			
		0302000 Promotion of Industrial Development and Investment			
		Programme 3: Branding and Export Development			
1184	State Department for Labour	0910000 General Administration Planning and Support Services	2,754,800,000	689,000,000	3,443,800,000
		0906000 Promotion of the Best Labour Practice			
		0907000 Manpower Development, Employment and Productivity Management			
		Workplace Readiness Services			
		Post Training Information Services			
1185	State Department for Social Protection, Pensions & Senior Citizens Affairs	0908000 Social Development and Children Services	32,509,100,000	3,567,400,000	36,076,500,000
		0909000 National Social Safety Net			
		0914000 General Administration, Planning and Support Services			
	State Department for Mining	1007000 General Administration Planning and Support Services	1,445,200,000	542,000,000	1,987,200,000
		1009000 Mineral Resources Management			
		1021000 Geological Survey and			

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
		Geoinformation Management			
	State Department for Petroleum	0215000 Exploration and Distribution of Oil and Gas	343,000,000	3,303,000,000	3,646,000,000
1202	State Department for Tourism	0313000 Tourism Promotion and Marketing	8,075,900,000	147,200,000	8,223,100,000
		0314000 Tourism Product Development and Diversification			
		0315000 General Administration, Planning and Support Services			
1203	State Department for Wildlife	1019000 Wildlife Conservation and Management	9,603,000,000	1,592,000,000	11,195,000,000
1212	State Department for Gender	0911000 Community Development	1,369,400,000	3,427,800,000	4,797,200,000
		0912000 Gender Empowerment			
		0913000 General Administration, Planning and Support Services			
1213	State Department for Public Service	0710000 Public Service Transformation	22,926,400,000	1,078,100,000	24,004,500,000
		0709000 General Administration Planning and Support Services			
		Public Service Human Resource Management and Development			
		0747000 National Youth Service			
1214	State Department for Youth Affairs	Youth Empowerment Services	1,256,200,000	698,800,000	1,955,000,000
		Youth Development Services			

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
		General Administration, Planning and Support Services			
1221	State Department for East African Community	0305000 East African Affairs and Regional Integration	807,700,000	8,000,000	815,700,000
	State Department for ASALs, Regional & Northern Corridor Development	1013000 Integrated Regional Development	4,072,700,000	8,718,800,000	12,791,500,000
		Programme 1: Accelerated ASALs Development			
		Programme 2: General Administration and Support Services			
1252	State Law Office and Department of Justice	0606000 Legal Services	6,017,000,000	210,500,000	6,227,500,000
		0607000 Governance, Legal Training and Constitutional Affairs			
		0609000 General Administration, Planning and Support Services			
1271	Ethics and Anti-Corruption Commission	0611000 Ethics and Anti-Corruption	3,723,600,000	128,100,000	3,851,700,000
1281	National Intelligence Service	0804000 National Security Intelligence	43,801,000,000	-	43,801,000,000
1291	Office of the Director of Public Prosecutions	0612000 Public Prosecution Services	3,585,000,000	155,000,000	3,740,000,000
1311	Office of the Registrar of Political Parties	0614000 Registration, Regulation and Funding of Political Parties	1,972,500,000	-	1,972,500,000
1321	Witness Protection Agency	0615000 Witness Protection	725,900,000	-	725,900,000

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
1332	State Department for Forestry	1018000 Forests and Water Towers Conservation	7,524,000,000	4,255,000,000	11,779,000,000
2011	Kenya National Commission on Human Rights	0616000 Protection and Promotion of Human Rights	542,000,000	-	542,000,000
2021	National Land Commission	0116000 Land Administration and Management	1,498,600,000	106,000,000	1,604,600,000
2031	Independent Electoral and Boundaries Commission	0617000 Management of Electoral Processes	4,348,300,000	77,000,000	4,425,300,000
		0618000 Delimitation of Electoral Boundaries			
2061	The Commission on Revenue Allocation	0737000 Inter-Governmental Transfers and Financial Matters	416,500,000	-	416,500,000
2071	Public Service Commission	0725000 General Administration, Planning and Support Services	2,673,500,000	45,300,000	2,718,800,000
		0726000 Human Resource Management and Development			
		0727000 Governance and National Values			
		0744000 Performance and Productivity Management			
		Administration of Quasi-Judicial Functions			
2081	Salaries and Remuneration Commission	0728000 Salaries and Remuneration Management	562,200,000	-	562,200,000
2091	Teachers Service Commission	0509000 Teacher Resource Management	321,535,600,000	1,139,000,000	322,674,600,000
		0510000 Governance and Standards			
		0511000 General Administration,			

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
		Planning and Support Services			
2101	National Police Service Commission	0620000 National Police Service Human Resource Management	1,193,500,000	-	1,193,500,000
2111	Auditor General	0729000 Audit Services	7,209,000,000	489,700,000	7,698,700,000
2121	Office of the Controller of Budget	0730000 Control and Management of Public finances	666,900,000	-	666,900,000
2131	Commission on Administrative Justice	0731000 Promotion of Administrative Justice	682,500,000	-	682,500,000
2141	National Gender and Equality Commission	0621000 Promotion of Gender Equality and Freedom from Discrimination	468,900,000	-	468,900,000
2151	Independent Policing Oversight Authority	0622000 Policing Oversight Services	1,052,700,000	-	1,052,700,000
-	Sub-Total: Budget Ceiling for the Executive	-	1,416,203,600,000	772,977,800,000	2,189,181,400,000
1261	The Judiciary	0610000 Dispensation of Justice	19,897,400,000	2,200,000,000	22,097,400,000
2051	Judicial Service Commission	0619000 General Administration, Planning and Support Services	896,600,000	-	896,600,000
-	Sub-Total: Budget Ceiling for the Judiciary	-	20,794,000,000	2,200,000,000	22,994,000,000
2041	Parliamentary Service Commission		461,000,000	-	461,000,000
-	Senate	0722000 Senate Affairs	6,859,000,000	-	6,859,000,000
2042	National Assembly	0721000 National Legislation,	24,452,000,000	-	24,452,000,000

VOTE CODE	VOTE	PROGRAMME CODES & TITLE	FINAL BUDGET CEILINGS FOR FY 2023/24		
			GROSS CURRENT ESTIMATES	GROSS CAPITAL ESTIMATES	GROSS TOTAL ESTIMATES
		Representation and Oversight			
2043	Parliamentary Joint Services	0723000 General Administration, Planning and Support Services	6,565,000,000	2,065,000,000	8,630,000,000
		0746000 Legislative Training Research & Knowledge Management			
-	Sub-Total: Budget Ceiling for Parliament	-	38,337,000,000	2,065,000,000	40,402,000,000
-	Total Budget Ceiling for FY 2023/24	-	1,475,334,600,000	777,242,800,000	2,252,577,400,000

...../Third Schedule*

THIRD SCHEDULE

POLICY RESOLUTIONS RELATING TO THE BUDGET POLICY STATEMENT FOR THE FY 2023/24 AND THE MEDIUM TERM

General Resolutions

- 1) **THAT**, by 30th September 2023, the National Assembly proposes amendments to the Public Finance Management Act, 2012 and attendant regulations to extend the timelines for consideration of the BPS by Parliament from 14 days to 28 days.
- 2) **THAT**, before submission of the annual estimates to the National Assembly, the National Treasury should ensure that Ministries, Departments and Agencies (MDAs) have aligned their budgets, projects and key performance indicators to the proposed value chain approach under the Bottom-Up Economic Transformation Agenda (BETA) within the approved ceilings.
- 3) **THAT**, the deficit financing strategy and public debt mix be undertaken in accordance with the resolutions of the National Assembly based on the Report of the Public Debt and Privatization Committee on the 2023 Medium Term Debt Management Strategy.
- 4) **THAT**, during the submission of the 2023/24 annual estimates, the National Treasury should provide a list of all projects to be completed in FY 2023/24 for all MDAs reconcilable with the development budget; with a view to consolidating thinly spread allocations to high impact priority projects to ensure completion.
- 5) **THAT**, before submission of the 2023/24 annual estimates, the National Treasury reviews donor funded projects including the existing financing framework and develops a strategy to fast-track their implementation and review the terms of the facilities.

THAT, within the next three months, the National Treasury spearheads a review of the State Corporations and Semi-Autonomous Government Agencies (SAGAs) with a view of rationalization to remove overlaps, duplication and redundancies.

- 6) **THAT**, before the submission of the 2023/24 Annual Estimates, the National Treasury in collaboration with National Government Constituencies Development Fund (NG-CDF), comes up with a framework for implementation of National Government initiatives at the constituency level such as construction of administrative offices, police stations and national tree planting through grants to the NG-CDF.
- 7) **THAT**, by April 2023, the national government reviews taxation levied in the aviation industry and addresses the heavy taxation on purchase of spare parts in the aviation sector. This should be submitted to the National Assembly during consideration of the Finance Bill, 2023.
- 8) **THAT**, beginning FY 2023/24, the National Treasury through the Public Sector Accounting Standards Board should start preparations for migration from the cash basis accounting system to an accrual system in line with sections 81 and 164 of the Public Finance Management Act, 2012.
- 9) **THAT**, the allocation to various MDAs through the Sports, Arts and Social Development Fund be channelled towards government value chain priorities in line with the Bottom Up Economic Transformation Agenda. A list of these projects should be submitted alongside the estimates by 30th April 2023.
- 10) **THAT**, the National Assembly proposes amendment to the Public-Private Partnership Act to require regular submission of project lists by the National Treasury which are under consideration for funding through the Public Private Partnership (PPP) framework before the end of the FY 2023/24.

Devolution

- 11) **THAT**, the National Treasury in consultation with all relevant stakeholders develops a framework of collaboration between the county and the national government with regard to implementation of policy proposals that are devolved and shared functions and report to the National Assembly by 30th September 2023.
- 12) **THAT**, the National Treasury and the State Department for ASALs and Regional Development undertakes a review of the mandate of the Regional Development Authorities, their contribution to the national development agenda and options for their revitalization. This should be reported to the National Assembly by 30th December 2023.

- 13) **THAT**, by June 2023, the National Treasury develops a framework for governing conditional grants to the county governments to ensure that they meet their intended objectives. This should include the role, criteria and counterpart contribution by the counties to ensure the initiatives take off.

Education

- 14) **THAT**, before the submission of the 2023/24 Annual Estimates, the National Treasury in coordination with the Ministry of Education should develop a framework for administration of the school infrastructure improvement funds as a conditional grant to NG-CDF to support school infrastructure development in all constituencies.
- 15) **THAT**, the State Department for Shipping and Maritime Affairs develops a policy framework with the Ministry of Education to ensure Bandari Maritime Academy students access capitation like their counterparts in other TVET institutions.
- 16) **THAT**, the State Department for Basic Education initiates and spearheads process of reviewing the capitation policy at the basic level of education to ensure adequate funding to schools. A report should be submitted to the National Assembly within six months.
- 17) **THAT**, in the next cycle of placements (2023), the State Department for Higher Education and research, through the Kenya Universities and Colleges Central Placement Service (KUCCPS), should not place new government sponsored students in private universities.

Energy, Infrastructure and ICT

- 18) **THAT**, the fees/charges on digital services offered through the e-Citizen platform be reviewed with a view of optimizing revenue collection and service delivery.
- 19) **THAT**, before finalization of the FY 2023/24 Estimates, the State Department for Roads engages contractors and other stakeholders to negotiate on rationalization of commitments made in the roads sector and propose a framework for contracting new road projects to curtail escalation of pending bills.

- 20) **THAT**, the Geothermal Development Corporation (GDC) should prioritize connecting the steam generated from wells with capacity totaling 206MW to the national grid starting with the 35MW expected from the Menengai geothermal project by 30th April 2023 in order to afford the country access to cheaper renewable sources of energy.
- 21) **THAT**, before submission of the annual estimates for FY 2023/24, the development of community small hydro power projects be transferred from the Ministry of Energy headquarters to the Rural Electrification and Renewable Energy Corporation (REREC) to enable fast-tracking of these projects.
- 22) **THAT**, the ICT Authority in collaboration with the State Department for ICT and Digital Economy as well as key stakeholders in the Education and Energy sectors, establishes an implementation strategy for the digital learning programme and submits it to this House for review by 1st May 2023.
- 23) **THAT**, the State Department for Broadcasting and Telecommunication develops a strategy for the coordination of the various youth empowerment programmes. These agencies should include *Ajira* Digital Programme, Presidential Digital Talent Development, *Jitume* and others. The strategy should be submitted to this House for review before 15th April 2023.

Social Protection

- 24) **THAT**, to reduce expenditure on bank charges with regard to bulk transfers by Government Agencies including transfers under the Cash Transfer Programme, the bank charges be renegotiated by the relevant agencies with the assistance of the National Treasury. This should also consider adoption of alternative technologies for cash disbursement including mobile money transfer. This should be implemented within the next three months, pending the establishment of the Treasury Single Account.
- 25) **THAT**, the State Department for Social Protection and Senior Citizens reviews the *Inua Jamii* cash transfer programme incorporating lessons learnt so far and report to the National Assembly by 30th September 2023. The review should include an assessment of the adequacy of the stipend, the current outreach, mechanisms for continuous registration, exclusion of those who have exited through natural attrition and modalities of the cash transfer to beneficiaries.

- 26) **THAT**, within six months, the State Department for Wildlife establishes a wildlife compensation insurance scheme to cater for wildlife related damages.
- 27) **THAT**, within the next one month, the Attorney General's Office introduces a Bill to give effect to the merger of the National Fund for the Disabled of Kenya (NFDK) with the National Council for Persons with Disabilities (NCPWD). This will unlock both physical and monetary resources to the NCPWD as well as ensure parliamentary oversight for accountability to the NFDK.

Reorganization of Votes

- 28) **THAT**, the Parliamentary Service prepares a sector report in line with the Medium Term Expenditure Framework (MTEF) process in a participatory manner across the four votes, conduct public participation, and submit the same to the Budget and Appropriations Committee by end of January in every financial year.
- 29) **THAT**, to enhance service delivery and streamline operations of the two principal secretaries assigned to the Office of the Prime Cabinet Secretary in line with the Executive Order no. 1 of 2023, the Office be split into the following two votes: performance management and delivery services; and legislative affairs in order to enhance service delivery. This should be undertaken before submission of the estimates for FY 2023-24.
- 30) **THAT**, to streamline service delivery within the Parliamentary Service, a new vote - Senate Affairs - be established by carving it out from the existing Parliamentary Service Commission vote. This should be done before submission of annual estimates for FY 2023-24.
- 31) **THAT**, before submission of the estimates, the National Treasury facilitates the Office of the Auditor General to have a single line budget to enhance their efficiency in responding to emerging audit needs.

Trade and Industry

- 32) **THAT**, the State Department for Trade fast-tracks conclusion of the ongoing agreement between Kenya and the USA on Strategic Trade and Investment Partnership and reports the progress to the National Assembly by the end of FY 2023/24.

- 33) **THAT**, the Ministry of Agriculture and Livestock in collaboration with the Ministry of Industry, Trade and Investments develops mechanisms of liberalizing the market for cotton seeds to ensure availability and affordability and report to the National Assembly by 1st September 2023.

Sports

- 34) **THAT**, by the end of the FY 2023-24 the State Department for Sports establishes a World Anti-Doping Agency (WADA) accredited laboratory in the country to reduce the cost of testing and analysing of anti-doping tests.

Health

- 35) **THAT**, the State Department for Medical Services presents a report to the National Assembly on the assessment and evaluation of the Managed Equipment Services (MES) project and the negotiated contracts with county governments before publication of the County Conditional Additional Allocations Bill for FY 2023-24.

Security

- 36) **THAT**, the National Security Council reviews the policy of centralizing air services for security agencies under the Kenya Defence Forces and works towards returning the police air wing back to the National Police Service with corresponding funding in order to make it more effective. This should be undertaken before 30th June 2023.

NOTICES

LIMITATION OF DEBATE

The House resolved on Wednesday, February 15, 2023 as follows—

Limitation of Debate on Other Committee Reports

- I. **THAT**, each speech in a debate on **Other Committee Reports**, 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 two and a half hours, with not more than twenty (20) minutes for the Mover in moving and five (5) minutes for any other Member speaking, including the Leader of the Majority Party and the Leader of the Minority Party and the Chairperson of the relevant Committee (if the Committee Report is not moved by the Chairperson of the relevant Committee), and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and further that priority in speaking shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

Limitation of Debate on Motions

- II. **THAT**, each speech in a debate on any **Motion, including a Special motion** 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.

Limitation on General Debate on the Proposal to Parliament to consider amending the Constitution and the Standing Orders

- III. **THAT**, each speech on the debate on the Motion on the *General Debate on the Proposal to Parliament to Consider Amending the Constitution and the Standing Orders* shall be limited as follows: A maximum of twenty (20) minutes for the Mover in moving and ten (10) minutes in replying, and ten (10) minutes for any other Member

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

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.

Limitation of Debate on Bills sponsored by Parties or Committees

- IV. THAT**, each speech in a debate on Bills sponsored by a **Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows: A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is **not** sponsored by the relevant Committee), 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 minutes (15) each (if the Bill is not sponsored by either of them); 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.
-

NOTICE PAPER

Tentative business for

Thursday, March 16, 2023

(Published pursuant to Standing Order 38(1))

It is notified that the following business is *tentatively* scheduled to appear in the Order Paper for Thursday, March 16, 2023—

A. MOTION – APPROVAL OF NOMINEES TO THREE NATIONAL GOVERNMENT CONSTITUENCY DEVELOPMENT FUND COMMITTEES

(The Chairperson, Select Committee on National Government Constituencies Development Fund)

(Subject to tabling of Committee Report and Notice of Motion)

B. MOTION – GENERAL DEBATE ON THE PROPOSAL TO PARLIAMENT TO CONSIDER AMENDING THE CONSTITUTION AND THE STANDING ORDERS

(The Leader of the Majority Party)

(If not concluded on Wednesday, March 15, 2023 – Afternoon Sitting)

C. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 60 OF 2022)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, March 15, 2023 – Afternoon Sitting)

...../Appendix*

APPENDIX

NOTICE OF PETITIONS, QUESTIONS & STATEMENTS

ORDER NO. 7 - QUESTIONS

It is notified that, pursuant to the provisions of Standing Order 42A (5), the following Members will ask **questions** for reply before the specified Committees-

QUE. NO.

ORDINARY QUESTIONS

023/2023

The Member for Mwea (Hon. Mary Maingi, MP) to ask the Cabinet Secretary for Agriculture and Livestock Development: -

- (i) Could the Cabinet Secretary provide details on the status of implementation and specify the timelines within which the Ministry intends to revive Mwea Cotton Ginnery following legalization of commercial cultivation of genetically modified pest resistant *BT Cotton* variety in 2019 after trials at Kenya Agricultural and Livestock Research Organisation (KALRO) Centre in Mwea?
- (ii) What steps has the Ministry taken to ensure that when the Ginnery begins active production, locals of Mwea Constituency will directly benefit in terms of employment opportunities and Corporate Social Responsibility (CSR) initiatives?

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

040/2023

The Member for Kibwezi East (Hon. Jessica Mbalu, MP) to ask the Cabinet Secretary for Energy and Petroleum: -

Could the Cabinet Secretary -

- (i) Provide details of the number of public utilities, including primary and secondary schools in Kibwezi East Constituency that are not connected to electricity and the steps being undertaken to connect them to the national grid?

- (ii) Outline the measures that the Ministry has put in place to either service or replace faulty and obsolete Solar PV Systems that were installed to supply uninterrupted power to various public institutions in Kibwezi East Constituency, particularly primary schools where power is critical for implementing digital learning programme?
- (iii) Provide a status report on electrification projects for other areas in Kibwezi East Constituency that are not connected to electricity and plans being undertaken to ensure that the areas get connected to the national grid?

(To be replied before the Departmental Committee on Energy)

044/2023 The Member for Teso North (Hon. Oku Kaunya, MP) to ask the Cabinet Secretary for Education: –

Could the Cabinet Secretary –

- (i) consider incorporating the Competency Based Curriculum (CBC) into the 8-4-4 curriculum as a way of addressing the challenges that have affected smooth transitioning from 8-4-4 to the CBC system?
- (ii) confirm whether the Ministry will meet the full costs of implementing the CBC, particularly purchase of resources necessary for carrying out CBC lessons?
- (iii) state the measures that the Ministry is taking to ensure that all the 1.2 million Grade 7 learners transition to Junior Secondary School?
- (iv) explain the fate of infrastructure that was earlier established in Secondary Schools using public funds in readiness for Junior Secondary Schools, which are now domiciled in primary schools?

(To be replied before the Departmental Committee on Education)

045/2023 The Member for Yatta (Hon. Robert Basil, MP) to ask the Cabinet Secretary for Education: –

- (i) Could the Cabinet Secretary explain to the criteria applicable to deployment of Principals in Junior Secondary Schools?
- (ii) When will the teachers who have served as Principals or Deputy Principals in acting capacities beyond the statutory six months be substantively appointed in those positions?

(To be replied before the Departmental Committee on Education)

046/2023

The Member for Bahati (Hon. Irene Njoki, MP) to ask the Cabinet Secretary for Interior and National Administration: -

- (i) Could the Cabinet Secretary explain the steps that the Government has taken to fight against the proliferation of illicit brews in Bahati Constituency, including steps being taken to eradicate their production and sale?
- (ii) Could the Cabinet Secretary explain mechanisms put in place to enforce proper disposal of illicit brews nabbed by Police during swoops to ensure that the product does not find its way into circulation?

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