



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, OCTOBER 9, 2024 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\*. **THE ETHICS AND ANTI-CORRUPTION COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 11 OF 2024)**  
(The Leader of the Majority Party and the Leader of the Minority Party)

Second Reading  
(*Question to be put*)

- 9\*. **THE KENYA NATIONAL LIBRARY SERVICE BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2023)**  
(The Chairperson, Departmental Committee on Sports and Culture)

Second Reading

- 10\*. **MOTION – CONSIDERATION OF SENATE AMENDMENTS TO THE FOOD AND FEED SAFETY CONTROL CO-ORDINATION BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2023)**  
(The Leader of the Majority Party)

**THAT**, the **Senate amendments** to the Food and Feed Safety Control Co-ordination Bill (National Assembly Bill No. 21 of 2023) be now considered.

*(Schedule of Senate Amendments to the Bill is published in the Notices)*

**11\*. MOTION – CONSIDERATION OF SENATE AMENDMENTS TO THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2023)  
(The Chairperson, Committee on Delegated Legislation)**

**THAT**, the **Senate amendments** to the Statutory Instruments (Amendment) Bill (National Assembly Bill No. 2 of 2023) be now considered.

*(Schedule of Senate Amendments to the Bill is published in the Notices)*

**12\*. COMMITTEE OF THE WHOLE HOUSE**

- (i) Consideration of **Senate amendments** to the Food and Feed Safety Control Co-ordination Bill (National Assembly Bill No. 21 of 2023)  
(The Leader of the Majority Party)

*(Subject to Order No. 10)*

- (ii) Consideration of **Senate amendments** to the Statutory Instruments (Amendment) Bill (National Assembly Bill No. 2 of 2023)  
(The Chairperson, Committee on Delegated Legislation)

*(Subject to Order No. 11)*

**13\*. MOTION – FIRST REPORT ON THE IMPLEMENTATION STATUS OF HOUSE RESOLUTIONS ON COMMITTEE REPORTS AND PUBLIC PETITIONS  
(The Chairperson, Committee on Implementation)**

**THAT**, this House **adopts** the First Report of the Select Committee on Implementation on the Implementation Status of Reports on Petitions and Resolutions passed by the House, *laid on the Table of the House on Thursday, 26<sup>th</sup> October 2023*.

*(Resumption of debate interrupted on Thursday, September 19, 2024)  
(Balance of time – 2 hours 12 minutes)*

**14\*. MOTION – ALLEGED UNFAIR TRADE PRACTICES BY FOREIGN INVESTORS IN KENYA  
(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)**

**THAT**, this House **adopts** the Report of the Departmental Committee on Trade, Industry and Cooperatives on the Inquiry into Alleged Unfair Trade Practices by Foreign Investors in Kenya, *laid on the Table of the House on Thursday, 7<sup>th</sup> March 2024*.

**15\*. MOTION – SECOND REPORT ON EMPLOYMENT DIVERSITY AUDIT IN PUBLIC INSTITUTIONS**

(The Chairperson, Committee on National Cohesion and Equal Opportunity)

**THAT**, this House **adopts** the Second Report of the Select Committee on National Cohesion and Equal Opportunity on the Employment Diversity Audit in Public Institutions, *laid on the Table of the House on Thursday, 21<sup>st</sup> March 2024.*

**16\*. MOTION – REPORT OF THE EXTRAORDINARY SESSION OF THE SIXTH PAN-AFRICAN PARLIAMENT (PAP)**

(Member of the Pan-African Parliament)

**THAT**, this House **notes** the Report of the Kenya Delegation to the Extraordinary Session of the Sixth Parliament of the Pan-African Parliament, held in Midrand, South Africa, from 20<sup>th</sup> to 27<sup>th</sup> March 2024, *laid on the Table of the House on Thursday, 2<sup>nd</sup> May 2024.*

**17\*. THE EQUALISATION FUND (ADMINISTRATION) BILL (SENATE BILL NO. 14 OF 2023)**

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

Second Reading

**18\*. MOTION – CONSIDERATION OF REPORTS ON FINANCIAL STATEMENTS OF STATE CORPORATIONS (NYANZA REGION)**

(The Chairperson, Public Investments Committee on Governance and Education)

**THAT**, this House **adopts** the Report of the Public Investments Committee on Governance and Education on its Examination of the Reports of the Auditor-General on the Financial Statements of State Corporations (Nyanza Region) for the financial year 2018/2019, 2019/2020 and 2020/2021, *laid on the Table of the House on Thursday, 25<sup>th</sup> July 2024.*

**19\*. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2022)**

(The Chairperson, Procedure and House Rules Committee)

Second Reading

**20\*. MOTION – THIRD REPORT ON CONSIDERATION OF THE AUDITED ACCOUNTS OF SPECIFIED STATE CORPORATIONS**

(The Chairperson, Public Investments Committee on Social Services, Administration and Agriculture)

**THAT**, this House **adopts** the Third Report of the Public Investments Committee on Social Services, Administration and Agriculture on its consideration of the Report of the Auditor-General on the Financial Statements of the following State Corporations, *laid on the Table of the House on Tuesday, 30<sup>th</sup> July 2024*—

- (i) Kenyatta National Hospital, FY 2018/2019 and 2019/2020;
- (ii) Kenya Medical Supplies Authority, FY 2017/2018 and 2018/2019;
- (iii) Kenya Veterinary Board, FY 2018/2019, 2019/2022 and 2020/2021;
- (iv) National Authority for the Campaign against Alcohol and Drug Abuse, FY 2017/2018, 2018/2019, 2019/2020 and 2020/2021; and
- (v) Kenya Broadcasting Corporation, FY 2000/2001, 2001/2002, 2002/2003, 2003/2004, 2004/2005, 2005/2006, 2006/2007, 2007/2008, 2008/2009, 2009/2010, 2010/2011, 2011/2012 and 2012/2013.

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

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**NOTICES**

**I. SENATE AMENDMENTS TO THE FOOD AND FEED SAFETY CONTROL CO-ORDINATION BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2023)**

It is notified that the Senate made the following amendments to the Food and Feed Safety Control Co-ordination Bill (National Assembly Bill No. 21 of 2023)

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**CLAUSE 22**

**Senate Amendment**

**THAT**, Clause 22 of the Bill be amended in sub-clause (2) by deleting the words “conduct risk management” appearing immediately after the words “ the Controller may” and substituting therefor the words “advise on the appropriate risk management measures ”.

*(The Committee recommends approval of the Senate amendment)*

**CLAUSE 25**

**Senate Amendment**

**THAT**, Clause 25 of the Bill be amended in sub-clause (3) by inserting the following new sub- clause—

3A. On receipt of the report under subsection (3)(b), the governor shall submit the report to the respective County Assembly.

*(The Committee recommends approval of the Senate amendment)*

**FIRST SCHEDULE**

**Senate Amendment**

**THAT**, the First Schedule be amended by inserting the following new items immediately after item no. 3 —

3A. Each county government department dealing with matters relating to agriculture;

3B. Each county government department dealing with matters relating to health;

*(The Committee recommends rejection of the Senate amendment)*

## **II. SENATE AMENDMENTS TO THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2023)**

It is notified that the Senate made the following amendments to the Statutory Instruments (Amendment) Bill (National Assembly Bill No. 2 of 2023) –

### **CLAUSE 2**

#### **Senate Amendment**

**THAT**, Clause 2 of the Bill be amended by deleting the proposed new subsection (5) and substituting therefor the following new subsection —

(5) Where it comes to the attention of the Committee that a Cabinet Secretary responsible for a regulation making authority has failed to submit a statutory instrument in accordance with subsection (1), the Committee may, by a resolution, require the Cabinet Secretary to —

- (a) publish a notice in the Gazette within seven days from the date of the resolution, to the effect that the statutory instrument is a nullity; and
- (b) submit the published notice to Parliament.

*(The Committee recommends approval of the Senate amendment)*

### **CLAUSE 3**

#### **Senate Amendment**

**THAT**, Clause 3 of the Bill be deleted.

*(The Committee recommends approval of the Senate amendment)*

### **CLAUSE 4**

#### **Senate Amendment**

**THAT**, Clause 4 of the Bill be deleted.

*(The Committee recommends approval of the Senate amendment)*

### **CLAUSE 5**

#### **Senate Amendment**

**THAT**, Clause 5 of the Bill be amended by deleting the clause and substituting therefor the following clause —

Amendment  
of section 19  
of Cap 2A.

5. The principal Act is amended by deleting section 19 substituting therefor the following new section 19 —

Requirements  
publishing  
annulment.

for  
an

19. (1) Where Parliament has adopted a report or a resolution that a statutory instrument be annulled—

(a) the instrument shall stand annulled; and

(b) the Clerk of the relevant House shall publish the annulment in the Parliamentary website and shall convey the resolution of the House to the regulation making authority.

(2) Upon receipt of the communication from the Clerk in accordance with this section, the regulation making authority shall publish the annulment in the Gazette within fourteen days.

*(The Committee recommends approval of the Senate amendment)*

**CLAUSE 6**

**Senate Amendment**

**THAT**, Clause 6 of the Bill be deleted.

*(The Committee recommends approval of the Senate amendment)*

**CLAUSE 7**

**Senate Amendment**

**THAT**, Clause 7 of the Bill be amended by deleting the clause and substituting therefor the following clause —

Amendment  
of section 11  
of Cap 2A.

7. Section 24 of the principal Act is amended in subsection (5) by deleting the words “twenty thousand shillings” appearing immediately after the words “penalty not exceeding” and substituting therefor the words “one million shillings”.

*(The Committee recommends approval of the Senate amendment)*



## **LIMITATION OF DEBATE**

The House resolved on Wednesday, February 14, 2024 as follows—

### **Limitation of Debate on Bills sponsored by Parties or Committees**

- III. 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** shall 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 shall 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 of Debate on the Senate amendments to Bills originating in the National Assembly**

- IV. THAT**, each speech in the general debate contemplated under Standing Order 146 (**Consideration of Senate amendments to Bills originating in the National Assembly**) shall be limited as follows:- a maximum of one hour and thirty minutes, with not more than fifteen minutes (15) for the Mover in moving, fifteen minutes (15) for the Chairperson of the relevant Departmental Committee, and five (5) minutes for any other Member speaking, including the Leader of the Majority Party and the Leader of the Minority Party (if the Bill is not party-sponsored), and that five (5) 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, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

### **Limitation of Debate on Other Committee Reports**

- V. 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 Audit Committee Reports

**VI.** THAT, each speech in debate on **Reports of Audit Committees** 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 be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

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# **NOTICE PAPER I**

**Tentative business for  
Thursday, October 10, 2024**

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**[PUBLIC HOLIDAY]**

***[MAZINGIRA DAY]***

# **NOTICE PAPER II**

## **Tentative business for** **Tuesday, October 15, 2024**

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*(Published pursuant to Standing Order 38(1))*

It is notified that the following business is *tentatively* scheduled to appear in the Order Paper for Tuesday, October 15, 2024 –

**A. THE KENYA NATIONAL LIBRARY SERVICE BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2023)**

(The Chairperson, Departmental Committee on Sports and Culture)

Second Reading

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**B. MOTION – CONSIDERATION OF SENATE AMENDMENTS TO THE FOOD AND FEED SAFETY CONTROL CO-ORDINATION BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2023)**

(The Leader of the Majority Party)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**C. MOTION – CONSIDERATION OF SENATE AMENDMENTS TO THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2023)**

(The Chairperson, Committee on Delegated Legislation)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**D. COMMITTEE OF THE WHOLE HOUSE**

- (i) Consideration of Senate amendments to the Food and Feed Safety Control Co-ordination Bill (National Assembly Bill No. 21 of 2023)

(The Leader of the Majority Party)

*(Subject to Order No. B)*

- (ii) Consideration of Senate amendments to the Statutory Instruments (Amendment) Bill (National Assembly Bill No. 2 of 2023)

(The Chairperson, Committee on Delegated Legislation)

*(Subject to Order No. C)*

**E. MOTION – FIRST REPORT ON THE IMPLEMENTATION STATUS OF HOUSE RESOLUTIONS ON COMMITTEE REPORTS AND PUBLIC PETITIONS**

(The Chairperson, Committee on Implementation)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**F. MOTION – ALLEGED UNFAIR TRADE PRACTICES BY FOREIGN INVESTORS IN KENYA**

(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**G. MOTION – SECOND REPORT ON EMPLOYMENT DIVERSITY AUDIT IN PUBLIC INSTITUTIONS**

(The Chairperson, Committee on National Cohesion and Equal Opportunity)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**H. MOTION – REPORT OF THE EXTRAORDINARY SESSION OF THE SIXTH PAN-AFRICAN PARLIAMENT (PAP)**

(Member of the Pan-African Parliament)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**I. THE EQUALISATION FUND (ADMINISTRATION) BILL (SENATE BILL NO. 14 OF 2023)**

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

Second Reading

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**J. MOTION – CONSIDERATION OF REPORTS ON FINANCIAL STATEMENTS OF STATE CORPORATIONS (NYANZA REGION)**

(The Chairperson, Public Investments Committee on Governance and Education)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**K. MOTION – CONSIDERATION OF SESSIONAL PAPER NO. 5 OF 2023 ON THE NATIONAL POLICY ON LABOUR MIGRATION**

(The Chairperson, Departmental Committee on Labour)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**L. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2022)**

(The Chairperson, Procedure and House Rules Committee)

Second Reading

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

**M. MOTION – THIRD REPORT ON CONSIDERATION OF THE  
AUDITED ACCOUNTS OF SPECIFIED STATE  
CORPORATIONS**

(The Chairperson, Public Investments Committee on Social Services,  
Administration and Agriculture)

*(If not concluded on Wednesday, October 9, 2024 – Afternoon Sitting)*

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# **APPENDIX**

## **NOTICE OF PETITIONS, QUESTIONS & STATEMENTS**

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### **ORDER NO. 7 - STATEMENTS**

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It is **notified** that, pursuant to the provisions of Standing Order 44(2)(c), the following Statements will be **requested**—

<b>No.</b>	<b>Subject</b>	<b>Member</b>	<b>Relevant Committee</b>
1.	Status of strategic promotion and development of dry land agriculture in Kenya	<i>Hon. Mohammed Adow, MP (Wajir South)</i>	Agriculture and Livestock
2.	Provision of textbooks in schools	<i>Hon. Dorice Donya, MP (Kisii County)</i>	Education
3.	Regulation of labour migration through private recruitment agencies.	<i>Hon. Joshua Kandie, MP (Baringo Central)</i>	Labour
4.	Upgrading of roads network in <i>Bomachoge Borabu</i> Constituency to bitumen standards	<i>Hon. Nolfason Barongo, MP (Bomachoge Borabu)</i>	Transport and Infrastructure
5.	Conservation and management of the South Turkana National Reserve	<i>Hon. (Dr.) Ariko Namoit, MP (Turkana South)</i>	Tourism and Wildlife

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