



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, APRIL 09, 2025 AT 2.30PM

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Honourable Speaker
4. **COMMUNICATION FROM THE CHAIR**

The Speaker issued the following Communication -

An incident of violent altercation between a Sitting Member and a former Member of Parliament

“Honourable Members, I wish to inform the House that I am in receipt of an incident report from the Chief Serjeant-At-Arms, through the Clerk of the National Assembly, regarding a violent altercation that occurred within the precincts of Parliament yesterday, Tuesday 8th April 2025.

The altercation, which is captured in a video in circulation, involved the Hon. Umulkher Harun Mohamed, MP, a Member of this House, and the Hon. Iman Falhada Deko, MP, former Senator and current Member of the East African Legislative Assembly (EALA). Also involved was a visitor, whom I am notified was a visitor to the Hon. Falhada.

Honourable Members, the Hon. Falhada was within Parliament on courtesy of the honour for Parliament to accord former Members of Parliament and Members of the EALA, the privilege to have unhindered access to Parliament and access certain facilities reserved for sitting Members of Parliament.

Honourable Members, continued enjoyment of this privilege by non-Sitting Members requires the benefiting Members conduct themselves in decorous manner while within Parliament. It is therefore regrettable that, having been accorded such privileges, Hon. Falhada conducted herself in an undignified manner.

Honourable Members, having reviewed the video and incident report, it is clear that the violent altercation between Hon. Umulkher, MP and Hon. Falhada casts Parliament in bad light, and is likely to reflect adversely on the dignity or integrity of Parliament, and indeed the sanctity of the precincts of Parliament.

Ordinarily, **Honourable Members**, such a matter would merit referral to the Committee of Powers and Privileges for consideration and recommendation of appropriate action. Indeed, several Members keen on guarding the dignity of the Parliament and its precincts have already approached me requesting that I invoke the provisions of the Parliamentary Powers and Privileges Act (Cap. 6) and cause the incident to be considered by the Committee of Powers and Privileges.

However, **Honourable Members**, given that the incident involved a Sitting Member and a former Member, I am inclined to first accord the Nominated Member, Hon. Umulkher, the opportunity to explain herself and tender an apology to the House.

With respect to Hon. Falhada, the EALA Member of Parliament, I note that she does not have a platform to address the House on the floor of this House.

In this regard, I direct that the Member explains herself to the Speaker of the National Assembly and the Chairperson of the Parliamentary Service Commission in writing by 5.00pm on Monday, 14th April 2025. In the meantime, Hon. Falhada is forthwith precluded from accessing the precincts of Parliament, Parliament Buildings and facilities for a **period of ninety days**, save on the day and time when she will deliver her written explanation to the Speaker, in which case she **MUST** be escorted by a Serjeant-At-Arms.

Honourable Members, upon reviewing the response by Hon. Falhada I will guide the House accordingly on any further or other action that can be taken, not only on her, but also on the Hon. Umulkher, based on the apologies that I have directed them to tender.

Having said that, **Honourable Members**, I shudder at the fact that the recording of the video of the altercation between the two Honourable Members is claimed to have been done by a Sitting Member of this House. Should the claim be ascertained, it will also attract the sanctions under the Parliamentary Powers and Privileges Act (Cap. 6). Nonetheless, I hasten to caution Members to resist the temptation of falling into such abhorrent behaviour.

Further, **Honourable Members**, I wish to remind all Honourable Members that, **Rule No. 4 of the Speaker's Rules** places the responsibility of the conduct of a visitor on the Member who invites the visitor to Parliament.

I therefore request Members to assist in enforcing the Speaker's Orders necessary for decorous conduct within the precincts of Parliament and the facilities accessible to visitors.

Honourable Members, I now direct the Hon. Nominated Member, the Hon. Umulkher Harun Mohamed, MP to proceed to explain herself to the House and tender an apology in the manner set out by the practice of this House. *I thank you.*"

Thereafter, the Speaker accorded the Honourable Umulkher Harun Mohamed, MP an opportunity to explain herself and tender an apology to the House.

5. PAPERS

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

- (a) Reports of the Auditor-General and Financial Statements for the year ended 30th June, 2024 and the certificates therein in respect of:
- (b)

- (1) Bumbe Technical Training Institute;
- (2) Bungoma North Technical and Vocational College;
- (3) Bunyala Technical and Vocational College;
- (4) Kenya Seed Company Limited and its Subsidiaries;
- (5) Kenya Seed Company Rwanda Ltd;
- (6) Kenya Universities and Colleges Central Placement Service;
- (7) Kenya Water Institute;
- (8) Kenyatta International Convention Centre;
- (9) Kerio Valley Development Authority;
- (10) Kibo Seed Company Ltd;
- (11) Lake Victoria South Water Works Development Agency;
- (12) National Communication Secretariat;
- (13) National Council for Population Development;
- (14) National Environmental Complaints Committee;
- (15) National Industrial Training Authority;
- (16) Nuclear Power Energy Agency Staff Car and Mortgage Loan Scheme Fund;
- (17) Peoples' Trust Party;
- (18) Salaries and Remuneration Commission;
- (19) Simlaw Seeds Company (K) Ltd;
- (20) Simlaw Seeds Company (U) Ltd;
- (21) South Nyanza Sugar Company Limited;
- (22) State Department for Forestry;
- (23) State Department for Medical Services;
- (24) State Department for Public Health and Professional Standards;
- (25) State Department for Sports;
- (26) State Department for Tourism;
- (27) State Department for Water and Sanitation;
- (28) Statement of Outstanding Obligations Guaranteed by the Government of Kenya;
- (29) Tobacco Control Board and
- (30) Water Resources Authority.

(Majority Party Whip)

- (c) Report of the Departmental Committee on Labour on the Vetting of Dr. Jane Kere Imbunya as Nominee for Appointment as Principal Secretary, State Department for Public Service and Human Capital Development.

(Vice Chairperson, Departmental Committee on Labour)

- (d) Ripoti ya Kamati ya Utangamano wa Kikanda kuhusu Ukaguzi wa Asasi zisizo Huru Kikamilifu za Jumuiya ya Afrika Mashariki na Ushoroba wa Kati katika Jamhuri ya Muungano ya Tanzania

(Mwenyekiti, Kamati ya Utangamano wa Kikanda)

- (e) Report of the Departmental Committee on Trade, Industry and Cooperatives on the Vetting of Ms. Regina Akoth Ombam for appointment as Principal Secretary, State Department for Trade.

(Vice Chairperson, Departmental Trade, Industry and Cooperatives)

- (f) Report of the Departmental Committee on Health on the vetting of Dr. Oluga Fredrick Ouma, OGW, Nominee for Appointment as Principal Secretary, State Department for Medical Services, Ministry of Health

(Chairperson, Departmental Committee on Health)

6. NOTICES OF MOTION

The following Notices of Motion were given—

(i) Vetting of Nominee for Appointment as Principal Secretary, State Department for Medical Services

THAT, taking into consideration the findings of the Departmental Committee on Health in its report on the Vetting of Nominee for Appointment as Principal Secretary, State Department for Medical Services, *laid on the Table of the House on Wednesday, 9th April 2025*, and pursuant to the provisions of Article 155(3)(b) of the Constitution, **approves** the appointment of **Dr. Oluga Fredrick Ouma, OGW** as Principal Secretary, State Department for Medical Services, Ministry of Health.

(Chairperson, Departmental Committee on Health)

(ii) Vetting of Nominee for Appointment as Principal Secretary, State Department for Trade

THAT, taking into consideration the findings of the Departmental Committee on Trade, Industry and Cooperatives in its report on the Vetting of Nominee for Appointment as Principal Secretary, State Department for Trade, *laid on the Table of the House on Wednesday, 9th April 2025*, and pursuant to the provisions of Article 155(3)(b) of the Constitution, **approves** the appointment of **Ms. Regina Akoth Ombam** as Principal Secretary, State Department for Trade.

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

(iii) Ukaguzi kwa Taasisi zisizo huru kikamilifu za Jumuiya ya Afrika Mashariki

KWAMBA, Bunge la Taifa liridhie ripoti ya Kamati ya Utangamano wa Kikanda kuhusu ziara ya ukaguzi kwa Taasisi zisizo huru kikamilifu za Jumuiya ya Afrika Mashariki na ushoroba wa kati katika Jamhuri ya muungano ya Tanzania, iliyowasilishwa kwenye Meza ya Bunge Jumatano, 9 Aprili 2025.

(Mwenyekiti, Kamati Ya Utangamano wa Kikanda)

(iv) Vetting of a Nominee for Appointment as Principal Secretary, State Department for Public Service and Human Capital Development

THAT, taking into consideration the findings of the Departmental Committee on Labour in its report on the Vetting of a Nominee for Appointment as Principal Secretary, *laid on the Table of the House on Wednesday, 9th April 2025*, and pursuant to the provisions of Article 155(3)(b) of the Constitution, **approves** the appointment of **Dr. Jane Kere Imbunya** as Principal Secretary, State Department for Public Service and Human Capital Development.

(Vice-Chairperson, Departmental Committee on Labour)

7. RE-ORGANISATION OF BUSINESS

Pursuant to Standing Order 40(2), the Speaker reorganized the sequence of proceedings as follows –

- Consideration of **Order No. 8** (the Excise Duty (Amendment) Bill (National Assembly Bill No. 7 of 2025) and **Order No. 9** (*The County Governments Additional Allocations Bill* (Senate Bill No. 1 of 2025) be undertaken before consideration of **Order No. 7** (*Questions and Statements*).

8. THE EXCISE DUTY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2025)

Order for Second Reading read;

Motion made and Question proposed—

THAT, the Excise Duty (Amendment) Bill (National Assembly Bill No. 7 of 2025) be now read a Second Time.

(The Leader of the Majority Party)

Debate on the Motion having been concluded on Wednesday, April 9, 2025 (Morning Sitting);

Question put and agreed to;

Bill read a Second Time and committed to the Committee of the Whole House tomorrow.

9. THE COUNTY GOVERNMENTS ADDITIONAL ALLOCATIONS BILL (SENATE BILL NO. 1 OF 2025)

(The Chairperson, Budget and Appropriations Committee)

Order for First Reading read;

Bill read a First Time and referred to the relevant Committee pursuant to the Standing Orders.

10. QUESTIONS

The following Questions were asked and responded to by the Cabinet Secretary for Education in plenary –

- Question by Private Notice No. 001 of 2025** by the Member for Balambala (Hon. Abdi Shurie) regarding exclusion of students enrolled at the Kenya Medical Training College (KMTC) from receiving Higher Education Loans Board (HELB) support.
- Question No. 018 of 2025** by the Member for Mandera County (Hon. Umul Ker Kassim) regarding inordinate delay in integrating *Duksi* and *Madrassa* classes in primary and secondary schools despite clear provisions under section 95(2)(e) of the Basic Education Act.
- Question No. 036 of 2025** by the Member for Kathiani (Hon. Robert Mbui) regarding the criteria for placing teachers in public schools in relation to the teacher-student ratio, recruitment of teachers for Junior Secondary schools and timely replacement of teachers who exit service through natural attrition.

- (iv) **Question No. 037 of 2025** by the Member for Kajiado Central (Hon. Elijah Memusi) regarding distribution of textbooks to schools in the country, list of staffing levels of teachers in primary and secondary schools per county, status of assignment of Junior Secondary School teachers to schools and measures put in place to train all teachers on the Competency-Based Curriculum.
- (v) **Question No. 038 of 2025** by the Member for Matuga (Hon. Kassim Tandaza) regarding the number of qualified teachers trained to teach students in the select pathways provided for in Senior Secondary School under the Competency-Based Curriculum (CBC) and the number posted to Matuga Constituency and Kwale County.

(Change of Chair from Speaker to the Fifth Chairperson of Committees)

- (vi) **Question No. 039 of 2025** by the **Githunguri (Hon. Gathoni Wamuchomba)** regarding capitation funds disbursed by the Ministry of Education per school in the FY 2024/2025 in Githunguri Constituency and the number of students per school who have benefitted from the funds, criteria used by the Ministry to suspend students from NEMIS and status of student registration on NEMIS across public schools in the country.
- (vii) **Question No. 040 of 2025** by the Member for **Ruiru (Hon. Simon King'ara)** regarding exclusion of *Mutuya* Primary School in Ruiru constituency from receiving the Free Day Secondary Education (FDSE) capitation funds allocated to Junior Secondary Schools, despite being duly registered and having its learners on-boarded on the NEMIS portal.
- (viii) **Question No. 041 of 2025** by the Member for **Lamu East (Hon. (Capt.) Ruweida Obo)** regarding utilization of the capitation funds for repair, maintenance and improvement of facilities by *Kizingitini* Secondary School in Lamu East Constituency and measures taken to ensure such funds are utilized for maintenance of school facilities.
- (ix) **Question No. 042 of 2025** by the Member for **Kaloleni (Hon. Paul Katana)** regarding steps taken to ensure compliance with the government directive requiring principals to release withheld Kenya Certificate of Primary Education (KCPE) and Kenya Certificate of Secondary Education (KCSE) certificates to former students, regardless of outstanding fees.
- (x) **Question No. 043 of 2025** by the Member for **Homa Bay County (Hon. (Dr.) Joyce Bensuda)** regarding Government's policies on adult education, including its operational framework and accessibility to marginalized communities.
- (xi) **Question No. 044 of 2025** by the Member for **Kiambu (Hon. Machua Waithaka)** regarding criteria used by the Ministry to allocate infrastructure funds to public schools and on when schools in Kiambu Constituency will receive funding to improve learning facilities.
- (xii) **Question No. 045 of 2025** by the Member for **Nakuru County (Hon. Liza Chelule)** regarding measures put in place by the Ministry of Education in collaboration with the Ministry of Energy and Petroleum to subsidize the high costs of electricity in special needs schools.

Various Members raised Supplementary Questions which were responded to by the Cabinet Secretary within the allotted time.

11. STATEMENTS

Pursuant to the provisions of Standing Order 44(2)(c), the Member for Laikipia County (Hon. Jane Kagiri) requested for a Statement from the Chairperson of the Departmental Committee on Defence, Intelligence and Foreign Relations regarding the status of investigations into the death of *Ms. Agnes Wanjiku Wanjiru*.

(Change of Chair from the Fifth Chairperson to the Fourth Chairperson of Committees)

12. THE ANTI-MONEY LAUNDERING AND COMBATING OF TERRORISM FINANCING LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 5 OF 2025)

Order for Second Reading read;

Motion made and Question proposed—

THAT, the Anti- Money Laundering and Combating of Terrorism Financing Laws (Amendment) Bill (National Assembly Bill No. 5 of 2025) be now read a Second Time.

(The Leader of the Majority Party – 09.04.2025)

Debate interrupted on Wednesday, 9th April 2025 *(Morning Sitting)* resumed;

(Change of Chair from the Fourth Chairperson to the Fifth Chairperson of Committees)

Rising in his place on a Point of Order pursuant to Standing Order 96, the Member for Dadab (Hon. Farah Maalim) claimed to move “THAT, the debate be now adjourned”.

Thereupon, Question put and agreed to;

Debate adjourned.

13. SPECIAL MOTION – CONSIDERATION OF A NOMINEE FOR APPOINTMENT AS PRINCIPAL SECRETARY, STATE DEPARTMENT FOR JUSTICE, HUMAN RIGHTS AND CONSTITUTIONAL AFFAIRS

Motion made and Question proposed—

THAT, taking into consideration the findings of the Departmental Committee on Justice and Legal Affairs in its report on the Vetting of a Nominee for Appointment as Principal Secretary, *laid on the Table of the House on Tuesday, 8th April 2025*, and pursuant to the provisions of Article 155(3)(b) of the Constitution, this House **approves** the appointment of **Hon. Judith Nayaiai Ramaita Pareno** as Principal Secretary, State Department for Justice, Human Rights and Constitutional Affairs.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;

Mover replied;

Putting of Question deferred.

14. MOTION – CONSIDERATION OF THE REPORT OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT MINISTRIES, DEPARTMENTS AND AGENCIES FOR THE FINANCIAL YEAR 2021/2022

Motion made and Question proposed--

THAT, this House **adopts** the Report of the Public Accounts Committee on its Examination of the Report of the Auditor-General on the Financial Statements for the National Government Ministries, Departments and Agencies for the Financial Year 2021/2022, *laid on the Table of the House on Friday, 14th March 2025.*

(The Chairperson, Public Accounts Committee)

Debate interrupted on Thursday, 3rd April 2025 (*Afternoon Sitting*) resumed;

Debate concluded;

Mover to reply.

15. MOTION – STATE OF SECURITY IN SIX COUNTIES OF NORTH RIFT BEING BARINGO, ELGEYO MARAKWET, TURKANA, WEST POKOT, SAMBURU AND LAIKIPIA

Motion made and Question proposed-

THAT, this House **adopts** the Report of the Departmental Committee on Administration and Internal Security on the inquiry into the state of security in six counties of North Rift of Baringo, Elgeyo Marakwet, Turkana, West Pokot, Samburu and Laikipia, declared as disturbed, *laid on the Table of the House on Tuesday, 13th August 2024.*

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

Debate interrupted on Tuesday, 1st April 2025 (*Afternoon Sitting*) resumed;

Debate concluded;

Mover to reply.

16. THE LEARNERS WITH DISABILITIES BILL (SENATE BILL NO. 4 OF 2023)

Order for Second Reading read;

Order deferred.

17. THE TREATY MAKING AND RATIFICATION (AMENDMENT) (No.2) BILL (NATIONAL ASSEMBLY BILL NO. 9 OF 2024)

Order for Second Reading read;

Order deferred.

And the time being nineteen minutes past eight O'clock, the Fifth Chairperson of Committees adjourned the House without Question put pursuant to the Standing Orders.

18.HOUSE ROSE - at nineteen minutes past eight O'clock.

M E M O R A N D U M

The Speaker will take the Chair on
Thursday, April 10, 2025 at 2.30pm

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