(545)

**Fourth Session Afternoon Sitting** 

(No. 44)

### REPUBLIC OF KENYA

### THIRTEENTH PARLIAMENT - FOURTH SESSION

### THE NATIONAL ASSEMBLY

## **VOTES AND PROCEEDINGS**

### TUESDAY, JUNE 03, 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. QUORUM ATCOMMENCEMENT OF THE HOUSE

There being no Quorum present at the commencement of the House, the Hon. Speaker ordered the Quorum Bell to be rung for ten minutes;

And Quorum having been attained within the ten minutes, business commenced.

### 5. **COMMUNICATION FROM THE CHAIR**

The Speaker issued the following Communication—

### Recognition of a Delegation from the Parliament of Ghana

### "Honourable Members,

I wish to introduce to you a delegation comprising Members of an Ad-Hoc Committee on Pension Scheme for Members of Parliament and the Parliamentary Select Committee on Employment, Labour Relations and Pensions, from the Parliament of Ghana, seated in the Speaker's Row. They are:

- (i) Hon. Joseph Appiah Boateng Chairman, Parliamentary Select Committee on Employment, Labour Relations and Pensions - Head of Delegation;
- (ii) Hon. Mavis Nkasah Boadu Member, Parliamentary Select Committee on Employment, Labour Relations and Pensions;
- (iii) Hon. Haruna Mohammed Member, Ad-Hoc Committee;
- (iv) Hon. (Dr.) Abdul Kabiru Tiah Mahama Member, Ad-Hoc Committee; and
- (v) Hon. Yaw Frimpong Addo Member, Ad-Hoc Committee.

They are accompanied by an Assistant Clerk to the Ad-Hoc Committee and two technical officers from the National Pensions Regulatory Authority of Ghana.

Honourable Members, the delegation is in the country on a benchmarking visit to gain insights into the nature and operations of the Pension Fund for Members of Parliament, as well as the regulatory framework governing parliamentary pensions.

**Honourable Members,** on my behalf and that of the National Assembly, I welcome them to Parliament and wish them fruitful engagements during their stay in the country.

I thank you!"

### 6. MESSAGES

The Speaker reported the following Message from the Senate—

### Passage of the Division of Revenue Bill (National Assembly Bill No. 10 of 2025)

### "Honourable Members,

Pursuant to the provisions of Standing Order 41(4) relating to Messages from the Senate, I wish to report to the House that I received a Message from the Senate, dated 29<sup>th</sup> May 2025, regarding the passage of the Division of Revenue Bill (National Assembly Bill No. 10 of 2025).

The Message conveys that on Wednesday, 28th May 2025, the Senate considered and passed the Division of Revenue Bill (National Assembly Bill No. 10 of 2025) with amendments. The Senate has now referred the Bill back to the National Assembly for reconsideration in accordance with the provisions of Article 112(1)(b) of the Constitution.

**Honourable Members,** you will recall that on Wednesday, 9th April 2025, this House considered and passed the said Bill without amendments, following which I referred the Bill to the Senate for consideration in accordance with the provisions of Article 110(4) of the Constitution. In this regard, the House is required to consider the Senate amendments to the Bill.

**Honourable Members,** you will agree with me that the passage of the Division of Revenue (Amendment) Bill, 2025 is central to unlocking the consideration of other business related to the budget for the 2025/2026 FY, particularly the consideration of the Appropriation Bill, 2025 and the County Allocation of Revenue Bill, 2025.

In this regard, and so as to facilitate the expedited consideration of the Senate amendments to the said Bill by this House, I directed the Clerk to schedule the Bill in the Order Paper for this Sitting. Indeed, as you may have noticed in today's Order Paper, the Motion for consideration of Senate Amendments to the Division of Revenue Bill (National Assembly Bill No. 10 of 2025) and the Committee of the whole House on the Senate amendments have been listed as Order No.s 12 and No. 13, respectively. Additionally, I instructed the Clerk to publish the Senate amendments to the Bill in the Order Paper.

**Honourable Members,** in view of the foregoing, I urge the House to dispense with the Senate amendments to the Division of Revenue Bill, 2025 in today's Sitting. I also hasten to restate that the conclusion of the said Bill will pave the way for the consideration of the County Allocation of Revenue Bill, 2025 within the prescribed timelines so as to facilitate timeous disbursement of the requisite funds to our county governments. It will also enable finalisation of the allocation of revenues raised nationally for the national government through the Appropriation Bill, 2025 following consideration of the Report of the Budget and Appropriations Committee on the Annual Estimates for the 2025/2026 financial year.

### The House is accordingly guided.

I thank you!"

### 7. PAPERS LAID

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

- (i) Annual Report of the Kenya Law Reform Commission for the financial year 2023/2024;
- (ii) Annual Report of Activities and financial statements of the Ethics and Anti-Corruption Commission for the financial year 2023/2024;
- (iii) First Half Report of the County Government Budget Implementation Review for the financial year 2024/2025;
- (iv) Annual Report of the Kenya National Commission on Human Rights for the financial year 2023/2024;
- (v) Annual Report and financial Statement of Privatization Commission for the year ended 30th June 2024;
- (vi) Quarterly report of the Economic and Budgetary Review of the National Treasury and Economic Planning, third quarter of the financial year 2024/2025;
- (vii) The 2025 Economic Survey Report from the Kenya National Bureau of Statistics;
- (viii) Reports of the Auditor-General and Financial Statements for the years ended 30th June 2023 and 30th June 2024 and the certificates therein in respect of:
  - (a) Aldai Technical Training Institute;
  - (b) Kipsoen Technical and Vocational College;
  - (c) Masai Technical Training Institute;
  - (d) Masinga Technical and Vocational College;
  - (e) Mochongoi Technical and Vocational College;
  - (f) Molo Technical and Vocational College;
  - (g) Ngong Technical and Vocational College;
  - (h) Nuu Technical and Vocational College;
  - (i) Tarbaj Technical and Vocational College; and
  - (i) Wajir East Technical and Vocational College.

(Deputy Leader of the Majority Party)

(ix) Report of the Departmental Committee on Justice and Legal Affairs on vetting of nominees for appointment as Members of the Independent Electoral and Boundaries Commission (IEBC).

(Chairperson, Departmental Committee on Justice and Legal Affairs)

### 8. <u>NOTICES OF MOTION</u>

The following Notice of Motion was given—

### <u>Consideration of Nominees for Appointment as Chairperson and Members of the</u> Independent Electoral and Boundaries Commission (IEBC)

**THAT**, taking into consideration the findings of the Departmental Committee on Justice and Legal Affairs in its report on the Vetting of Nominees for Appointment as Chairperson and Members of the Independent Electoral and Boundaries Commission (IEBC), laid on the Table of the House on Tuesday, 3rd June 2025, and

pursuant to the provisions of Article 250(2)(b) of the Constitution, approves the appointment of Mr. Erastus Edung Ethekon as the Chairperson, and Ms. Ann Njeri Nderitu, Mr. Moses Alutalala Mukhwana, Ms. Mary Karen Sorobit, Mr. Hassan Noor Hassan, Mr. Francis Odhiambo Aduol and Ms. Fahima Araphat Abdallah as Members of the Independent Electoral and Boundaries Commission (IEBC).

(Chairperson, Departmental Committee on Justice and Legal Affairs)

### 9. RE-ORGANISATION OF BUSINESS

Pursuant to the provisions of Standing Order 40(2), the Honourable Speaker reordered the sequence of proceedings so as consideration of the following business be undertaken before consideration of **Order No. 12** (Motion–Consideration of Senate Amendments to The Division of Revenue Bill (National Assembly Bill No. 10 of 2025)—

- (i) **Order No. 8** (Motion- Report of the Committee of the Whole House on its Consideration of the President's Reservations to the Conflict of Interest Bill (National Assembly Bill No. 12 of 2023);
- (ii) **Order No. 9**(Motion- Report of the Committee of the Whole House on its Consideration of the President's Reservations to the Anti-Money Laundering and Combating of Terrorism Financing Laws (Amendment) Bill (National Assembly Bill No. 5 of 2025);
- (iii) **Order No. 10** (Motion–Third Report on Consideration of the Audited Accounts of Specified Corporations); and
- (iv) **Order No. 11** (Motion- Consideration of Sessional Paper No. 7 of 2024 on the National Sanitation Management Policy).

# 10. MOTION- REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON ITS CONSIDERATION OF THE PRESIDENT'S RESERVATIONS TO THE CONFLICT OF INTEREST BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2023)

Motion having been made and Question proposed-

**THAT,** this House do agree with the Report of the Committee of the whole House on its consideration of the President's Reservations to the Conflict-of-Interest Bill (National Assembly Bill No. 12 of 2023).

(Leader of the Majority Party-29.05.2025)

Debate having been concluded on Thursday, 29th May 2025;

Mover having replied;

Question put and agreed to.

11. MOTION- REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON ITS CONSIDERATION OF THE PRESIDENT'S RESERVATIONS TO THE ANTI-MONEY LAUNDERING AND COMBATING OF TERRORISM FINANCING LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 5 OF 2025)

Motion having been made and Question proposed-

**THAT,** this House do agree with the Report of the Committee of the whole House on its consideration of the President's Reservations to the Anti-Money Laundering and Combating of Terrorism Financing Laws (Amendment) Bill (National Assembly Bill No. 5 of 2025).

(Leader of the Majority Party-29.05.2025)

Debate having been concluded on Thursday, 29th May 2025;

Mover having replied;

Question put and agreed to.

## 12. MOTION- THIRD REPORT ON CONSIDERATION OF THE AUDITED ACCOUNTS OF SPECIFIED CORPORATIONS

Motion having been made and Question proposed-

**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, 30th 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, 2019/2020 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.

(Chairperson, Public Investments Committee on Social Services, Administration and Agriculture -29.05.2025)

Debate having been concluded on Thursday, 29th May, 2025;

Mover having replied;

Question put and agreed to.

# 13. MOTION- CONSIDERATION OF SESSIONAL PAPER NO. 7 OF 2024 ON THE NATIONAL SANITATION MANAGEMENT POLICY

Motion having been made and Question proposed-

**THAT,** this House adopts the Report of the Departmental Committee on Blue Economy, Water and Irrigation on its consideration of Sessional Paper No. 7 of 2024 on the National Sanitation Management Policy, laid on the Table of the House on Thursday, 17th April 2025, and approves Sessional Paper No. 7 of 2024 on the National Sanitation Management Policy, subject to the revisions as contained in the Schedule to the Report.

(Chairperson, Departmental Committee on Blue Economy, Water and Irrigation-29.05.2025)

Debate having been concluded on Thursday, 29th May, 2025;

Mover having replied;

Question put and agreed to.

# 14. MOTION- CONSIDERATION OF SENATE AMENDMENTS TO THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILL NO. 10 OF 2025)

Motion made and Question proposed-

**THAT,** the Senate amendments to the Division of Revenue Bill (National Assembly Bill No. 10 of 2025) be now considered.

(Chairperson, Budget and Appropriations Committee)

There being no debate arising;

Question put and negatived.

### 15. COMMITTEE OF THE WHOLE HOUSE

## Consideration of Senate Amendments to the Division of Revenue Bill (National Assembly Bill No. 10 of 2025)

(Chairperson, Budget and Appropriations Committee)

Order <u>dropped</u> following the rejection of the Motion **THAT**, the Senate amendments to the Division of Revenue Bill (National Assembly Bill No. 10 of 2025) be now considered.

### 16. TRIBUTE OF THE HOUSE TO THE LATE PROF. NGUGI WA THIONG'O

Pursuant to the provisions of Standing Order 259D (3), Members paid tribute of the House following the passing on of the late Prof. Ngũgĩ Wa Thiong'o.

[Change of Chair from the Honourable Speaker to Deputy Speaker]

### 17. STATEMENTS

### (a) Request for Statements Pursuant to Standing Order 44(2)(c)

Pursuant to the provisions of Standing Order 44(2)(c)—

- (i) The Member for Mathioya (Hon. (Dr.) Edwin Mugo) requested for a Statement from the Chairperson of Departmental Committee on Agriculture and Livestock regarding Implementation of guaranteed minimum returns (GMR) to support farmers;
- (ii) The Member for Mwea (Hon. Mary Maingi) requested for a Statement from the Chairperson of Departmental Committee on Agriculture and Livestock regarding Purchase of locally produced rice by the government;
- (iii) The Member for Likoni (Hon. Mishi Mboko) requested for a Statement from the Chairperson of Departmental Committee on Transport and Infrastructure regarding Status of upgrading the Likoni Ferry Channels; and

(iv) The Member for Emuhaya (Hon. Omboko Milemba) requested for Statement from the Chairperson Departmental Committee on Administration and Internal Security regarding Kibera Fire Tragedy.

[Change of Chair from the Deputy Speaker to the Fourth Chairperson of Committees]

### (b) Responses to Statements Pursuant to Standing Order 44(2)(c)

Pursuant to the provisions of Standing Order 44(2)(c)—

(i) The Chairperson of Departmental Committee on Administration and Internal Security responded to a Statement requested by the Member for Subukia (Hon. Samuel Gachobe) regarding Murder of Ms. Wanjiru Mutonga and the rise of insecurity in Subukia Constituency;

The following responses to Statements were deferred—

- (ii) The Chairperson of Departmental Committee on Administration and Internal Security response to a Statement requested by the Member for Lungalunga (Hon. Chiforomodo Mangale) regarding Status of the construction of Lungalunga sub-county headquarters;
- (i) The Chairperson of Departmental Committee on Education response to a Statement requested by Member for Soy (Hon. David Kiplagat) regarding Plight of unemployed teachers aged 45 years and above;
- (ii) The Chairperson of Departmental Committee on Energy response to a Statement requested by Member for Eldas (Hon. (Dr.) Adan Keynan) regarding Extension of the national power grid from Garissa to Wajir and Mandera Counties in North Eastern region;
- (iii) The Chairperson of Departmental Committee on Energy response to a Statement requested by Member for Nyatike (Hon. Tom Mboya) regarding State of the infrastructure of Kenya Power within Nyatike Constituency and power supply in the area;
- (iv) The Chairperson of Departmental Committee on Health response to a Statement requested by Member for Runyenjes (Hon. Muchangi Karemba) regarding Challenges faced by teachers and police officers in accessing medical services under medical insurance;
- (v) The Chairperson of Departmental Committee on Housing, Urban Planning and Public Works response to a Statement requested by Member for Kuresoi South (Hon. Joseph Tonui) regarding Stalled construction of the Olenguruone Stadium;
- (vi) The Chairperson of Departmental Committee on Labour response to a Statement requested by Member for Nandi County (Hon. Hon. Cynthia Muge) regarding Welfare of Kenyans working in the Middle East;
- (vii) The Chairperson of Departmental Committee on Lands response to a Statement requested by Member for Kiambu (Hon. Machau Waithaka) regarding Land grabbing targeting the family of the late Mr. Wilson Mbothu in Tinganga Ward, Kiambu County; and
- (viii)Mwenyekiti wa Kamati ya Kiidara ya Ardhi kutoa jibu kwa ombi la Kauli uliotolewa na Mbunge wa Msambweni (Mhe. Feisal Bader) kuhusu Unyakuzi wa ardhi ya Msikiti wa Kongo katika Eneobunge la Msambweni.

### 18. MOTION- RATIFICATION OF THE AGREEMENT ON FISHERIES SUBSIDIES

Motion made and Question proposed-

**THAT,** this House **adopts** the Report of the Departmental Committee on Blue Economy, Water and Irrigation on its consideration of the Agreement on Fisheries Subsidies, *laid on the Table of the House on Thursday, 17th April 2025*, and pursuant to the provisions of section 8(4) of the Treaty Making and Ratification Act, Cap 4D, **approves** the Ratification of the Agreement on Fisheries Subsidies.

(Chairperson, Departmental Committee on Blue Economy, Water and Irrigation)

[Change of Chair from the Fourth Chairperson to the First Chairperson of Committees]

Debate arising;

Mover replied;

Question deferred.

## 19. MOTION- REPORT ON CONSIDERATION OF THE AUDITED ACCOUNTS OF STATE CORPORATIONS FOR CENTRAL REGION

Motion made and Question proposed-

**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 (Central Region) for the financial years 2018/2019, 2019/2020 and 2020/2021, *laid on the Table of the House on Wednesday,* 6<sup>th</sup> December 2023.

(Chairperson, Public Investments Committee on Governance and Education – (28.05.2025))

Debate interrupted on Wednesday, 28th May 2025, Afternoon Sitting resumed;

Mover replied;

Question <u>deferred</u>.

## 20. THE POLITICAL PARTIES (AMENDMENT) (No.2) BILL (SENATE BILL NO. 26 OF 2024)

Order for Second Reading read;

Motion made and Question proposed—

**THAT,** the Political Parties (Amendment) (No.2) Bill (Senate Bill No. 26 of 2024) be now read a Second Time

(Leader of the Majority Party)

Debate arising;

Rising in his place on a Point of Order, pursuant to the provisions of Standing Order 35, the Member for Bumula (Hon. Wanami Wamboka) objected that there was no Quorum present in the House;

And the First Chairperson having ascertained the claim, ordered the Division Bell to be rung for ten (10) minutes;

And there being no Quorum present upon the expiration of ten minutes;

And the time being eight minutes to Seven O'clock, the First Chairperson adjourned the House <u>without</u> Question put pursuant to the provisions of the Standing Orders.

### **21. HOUSE ROSE** - at Eight minutes to Seven O'clock

### **MEMORANDUM**

The Speaker will take the Chair on, Wednesday, 4th June 2025 at 9.30 a.m.

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