



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, FEBRUARY 21, 2018 (AFTERNOON)

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

The following Communication was issued by the Speaker:-

“Honourable Members, In keeping with the practice at the start of a new Parliament, the National Assembly in conjunction with the Commonwealth Parliamentary Association (CPA) has organized a three-day Post-Election Seminar for Members of the National Assembly. The theme of the seminar is “Sharing our experiences to enhance good governance and continually safeguard the welfare of the Nation”.

The Seminar, which is a follow-up to the Induction Workshop held in Nairobi in September, 2017 after the swearing-in of Members of this House, is scheduled to be held in Mombasa County from Sunday, 4th March, 2018 to Thursday, 8th March, 2018 at a venue to be confirmed in due course. The Seminar will offer Members an opportunity to interact and share experiences with resource persons from other legislative jurisdictions within and outside of the Commonwealth, particularly Australia, Canada, the United Kingdom, United States of America, Zambia and indeed our own experts in various disciplines. It will also offer an avenue to continue the debates from the recent Induction workshop as well as the experiences in the House so far.

Honourable Members, it is my pleasure and honour to invite each one of you to the Seminar as we endeavour to share experiences to enhance good governance and collectively safeguard the welfare of our Nation.

In order to facilitate proper planning, all Members are requested to register their preferred times of travel with the Office of the Clerk by filling out a prescribed form at the Main Reception. I thank you!”

5. **CONVEYANCE OF A PETITION ON ALLEGED MURDER OF MR. ELIUD WACHIRA GACHOKI**

The following Petition was conveyed:-

“Honourable Members, Standing Order 225 (2) (b) requires that the Speaker reports to the House, any Petition other than those presented through a Member. I therefore wish to convey to the House that my office has received a Petition signed by one Mr. Gachoki Kori regarding alleged murder of his brother one Mr. Eliud Wachira of Kimuri Estate, Kerugoya Town, Kirinyaga County.

Honourable Member, the Petitioner contends that on the night of 24th January 2015, the Late Eliud Wachira was murdered at his home in Kimuri Estate, Kerugoya Town and goods of unspecified amount stolen. The petitioner avers that his efforts to address the matter with the relevant authorities have been futile.

Honourable Members, among other prayers, the Petitioner is praying that the National Assembly causes the Directorate of Criminal Investigations, the National Police Service Commission, the Director of Public Prosecution, the Independent Police Oversight Authority and the Attorney General to expeditiously investigate and prosecute those found culpable of the murder of the Late Eliud Wachira, and to keep the Petitioner’s family regularly informed of the progress of the investigations.

Honourable Members, this Petition stands committed to the Departmental Committee on Administration and National Security for consideration. Since the investigations of this nature are not under the authority of Parliament, the Committee is requested to consider the Petition, cause the relevant organs of government to investigate and keep the Petitioner regularly informed and thereafter file a Report to the House in accordance with provisions of Standing Order 227 (2). I thank you!”

6. **PAPER LAID**

The following Paper was laid on the Table –

The Report of the Kenya Delegation to the 47th Session of the ACP Parliamentary Assembly and the Inter-Sessional Meetings of the ACP-EU Joint Parliamentary Assembly held in Brussels, Belgium from October 9th to 12th, 2017;

(Hon. Ruth Mwaniki, Member of the Delegation to the ACP)

7. **NOTICES OF MOTION-**

(i) **Adoption of the Report of Kenya Delegation to the 47th Session of ACP-EU Joint Parliamentary Assembly**

THAT, this House adopts the Report of the Kenya Delegation to the 47th Session of the ACP Parliamentary Assembly and the Inter-Sessional Meetings of the ACP-EU Joint Parliamentary Assembly held in Brussels, Belgium from October 9th to 12th, 2017;

(Hon. Ruth Mwaniki, Member of Delegation to the ACP)

(ii) **Waiver of charges and establishment of employment database**

THAT, aware that the average youth population in Kenya is thirty five (35) percent of the total population of the country; further aware that majority of this population is in the job market entry level; noting that Article 55 of the constitution obligates the State to take measures to ensure that the youth access employment; concerned that this access is hindered by the requirement to produce numerous documentation including a *tax compliance certificate (KRA)*, *certificate of good conduct (DCI)*, *loan clearance certificate (HELB)*, *EACC clearance*, *Credit Reference Certificate (CRB)*; further concerned that these documents cost not less than four thousand five hundred shillings (Ksh.4,500) to acquire; deeply concerned that most of the jobseekers in the youth bracket cannot raise this prohibitive amount for purpose of job application; this House **urges** the Government through the Ministry of Public Service, Youth and Gender Affairs to waive the payment of these fees by job-seeking youth in the country, and further urges the Ministry to immediately implement the National Employment Authority Act which requires the establishment and maintenance of integrated and up-to-date database of all persons seeking employment.

(Hon. Faith Gitau, MP)

8. **MOTION – ADOPTION OF SESSIONAL PAPER NO. 3 OF 2017 ON THE NATIONAL POLICY ON CLIMATE FINANCE**

Motion having been made and Question having been proposed –

THAT, this House adopts Sessional Paper No. 3 of 2017 on the National Policy on Climate Finance, laid on the Table of the House on Thursday, February 15, 2018.

(Motion had been moved by the Leader of the Majority Party on 20.02.2018)

Debate on the Motion having been concluded on Tuesday, February 20, 2018;

Question put and **agreed to.**

9. **THE WAREHOUSE RECEIPT SYSTEM BILL (NATIONAL ASSEMBLY BILL NO.2 OF 2018)**

(The Leader of the Majority Party)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1).

10. **MOTION - APPOINTMENT OF MEMBERS TO THE COMMITTEE IN PARLIAMENTARY POWERS & PRIVILEGES**

Motion made and Question proposed –

THAT, pursuant to the provisions of section 15(1)(a)(ii) of the Parliamentary Powers and Privileges Act, 2017 and Standing Order 175(3), this House approves the appointment of the following Members to the Committee of Parliamentary Powers and Privileges, in addition to the one specified under paragraph 1(a)(i) of the said Act:-

- (i) The Hon. Anthony Githiaka Kiai, M.P.
- (ii) The Hon. Vincent Kipkurui Tuwei, M.P.
- (iii) The Hon. Beatrice Pauline Cheron, M.P.
- (iv) The Hon. Gladwell Cheruiyot, M.P.
- (v) The Hon. Marselino Malimo Arbelle, M.P.
- (vi) The Hon. Jude Njomo, M.P.
- (vii) The Hon. Didmus Wekesa Barasa Mutua, M.P.
- (viii) The Hon. Peter Mwathi, M.P.
- (ix) The Hon. Francis Chachu Ganya, M.P.
- (x) The Hon. Omar Mwinyi, M.P.
- (xi) The Hon. James Mathew Onyango Koyoo, M.P.
- (xii) The Hon. Danson Mwashako, M.P.
- (xiii) The Hon. Vincent Kemose, M.P.
- (xiv) The Hon. Andrew Mwadime, M.P.

(The Leader of the Majority Party)

No debate arose;

Question put and **agreed to.**

11. **MOTION - APPOINTMENT OF MEMBERS TO THE COMMITTEE ON MEMBERS' SERVICES AND FACILITIES**

Motion made and Question proposed –

THAT, pursuant to the provisions of the Standing Orders 175(3) and 212B (3), this House approves the appointment of the following Members to the Committee on Members' Services and Facilities:-

- (i) The Hon. Ezekiel Machogu Ombaki, M.P.
- (ii) The Hon. Catherine Waruguru, M.P.
- (iii) The Hon. Florence Chepngetich Koskey, M.P.
- (iv) The Hon. Samwel Moroto Chumel, M.P.
- (v) The Hon. Silas Kipkoech Tiren, M.P.
- (vi) The Hon. Janet Nangabo Wanyama, M.P.
- (vii) The Hon. Rehema Hassan, M.P.
- (viii) The Hon. Rigathi Gachagua, M.P.
- (ix) The Hon. Charity Kathambi Chepkwony, M.P.
- (x) The Hon. Elisha Odhiambo, M.P.
- (xi) The Hon. Aisha Jumwa Katana, M.P.
- (xii) The Hon. Elsie Muhanda, M.P.
- (xiii) The Hon. Eng. Nzambia Thuddeus Kithua, M.P.
- (xiv) The Hon. Christopher Wangaya Aseka, M.P.
- (xv) The Hon. Catherine Wambilyanga, M.P.

(The Leader of the Majority Party)

Debate arising;

Rising in his place pursuant to Standing Order 95, the Member for Mumias East (Hon. Benjamin Washiali, MP) claimed to move that “the Mover be now called upon to reply”.

And the Speaker acceding to the claim;

Question for Mover to Reply put and agreed to;

Thereupon the Mover replied;

Question on the Motion put and agreed to.

12. **THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO.47 OF 2017)**

Motion made and Question proposed –

THAT, the Kenya Roads Bill (National Assembly Bill No.47 of 2017) be now read a Second Time

(The Leader of the Majority Party)

Debate arising;

[Change of Chair from the Speaker to the Fourth Chairperson (Hon.Christopher Omulele)]

[Change of Chair from the Fourth Chairperson to the Second Chairperson (Hon.Patrick Mariru)]

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

13. **HOUSE ROSE** - at Seven O'clock

M E M O R A N D U M

The Speaker will take the Chair on
Thursday, February 22, 2018 at 2.30 p.m.

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