



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, JULY 03, 2018

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Honourable Speaker
4. The Speaker conveyed the following guidance following the First Reading of the Sacco Societies Bill (National Assembly Bill No.18 of 2018) -

GUIDANCE ON DEBATE ON THE SACCO SOCIETIES BILL (NATIONAL ASSEMBLY BILL NO.18 OF 2018)

“Honourable Members, I wish to give some guidance relating to the Sacco Societies (Amendment) Bill (National Assembly Bill No. 18 of 2018) which has just been read a First Time this afternoon.

Honourable Members, you may wish to note that this Bill has been published under the name of the Chairperson of the Departmental Committee on Finance and National Planning in line with the proposals announced in the 2018/19 Budget Statement. The Bill seeks to provide for the usage of ICT in collecting and receiving statutory reports by Saccos, among other things. Honourable Members, there is also an earlier Sacco Societies (Amendment) Bill (National Assembly Bill No. 1 of 2018), which was published in the name of the Leader of the Majority Party on 19th January, 2018. This first Bill seeks to provide for the registration and licensing of Sacco societies as deposit-taking savings and credit co-operatives and already undergoing public participation under the Departmental Committee on Trade, Industry and Cooperatives. You will appreciate that it is unusual to have two Bills from the Executive on the same matter being considered in the same Session. I am informed that the Departmental Committee on Trade, Industry and Cooperatives had already tabled a report on the first Sacco Societies (Amendment) Bill, 2018.

As such, I direct that the Second Reading of the latest Bill be stayed until the Committee has undertaken public participation on it, with a view to incorporating its proposals into the first Bill when it is considered in Committee of the whole House. This will in effect imply that the second Bill will stand withdrawn, upon incorporation of its contents into the First Bill sponsored by the Leader of the Majority Party when it is passed in Committee

stage and Third Reading. Should that not happen, then I will allow the Second Bill to proceed for consideration in Second and Third Reading.

Honourable Members, the Committee should therefore expedite its consideration of the latest Bill and submit its report to the House before the second Bill is scheduled for Committee stage.

Thank you”.

5. PETITION

The Member for Tigania West, Hon. (Dr.) Mutunga John Kanyuithia presented a Petition on the recruitment of candidates to join Teachers’ Training Colleges & Universities offering diplomas;

Petition referred to the Departmental Committee on Education and Research pursuant to Standing Order 227(2).

6. PAPERS LAID

The following Papers were laid on the Table –

(i) Annual Reports and Financial Statements in respect of the following Institutions for the financial year 2016/2017 –

- (a) Salaries and Remuneration Commission;
- (b) The Commission on Administrative Justice.
- (c) The Ministry of Education; and
- (d) Kenya Reinsurance Corporation Limited

(ii) The Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30th June, 2017 and the certificates therein –

- (a) Communication Authority of Kenya - Universal Service Fund
- (b) Communications Authority of Kenya;
- (c) Parliamentary Mortgage Scheme Fund; and
- (d) State Department of Culture and Arts.

(The Leader of the Majority Party)

(iii) Report on the consideration of the Copyright Bill (National Assembly Bill No. 33 of 2017)

(Chairperson, Departmental Committee on Communication, Information & Innovation)

(iv) Report on the consideration of the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No. 12 of 2018) together with the compendium of twelve (12) Departmental Committees namely-

- (a) Administration and National Security
- (b) Transport, Public Works and Housing
- (c) Education and Research
- (d) Trade, Industry and Co-operatives
- (e) Labour and Social Welfare
- (f) Environment and Natural Resources
- (g) Finance and National Planning

- (h) Lands
- (i) Sports, Culture and Tourism
- (j) Defence and Foreign Relations
- (k) Agriculture and Livestock, and
- (l) Communication, Information and Innovation.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

- (v) The Report on the consideration of the Statute Law (Miscellaneous Amendments) (No. 2) Bill (National Assembly Bill No. 13 of 2018) together with the compendium of Reports of nine (9) Departmental Committees namely –
 - (a) Sports, Culture and Tourism
 - (b) Lands
 - (c) Labour and Social Welfare
 - (d) Transport, Public Works and Housing
 - (e) Health
 - (f) Education and Research
 - (g) Finance and National Planning
 - (h) Agriculture and Livestock, and
 - (i) Energy.

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

7. NOTICES OF MOTION-

The following Notices of Motion were given by -

(i) Chairperson, Departmental Committee on Justice & Legal Affairs

THAT, pursuant to the provisions of Section 13 of the Public Appointments (Parliamentary Approval) Act relating to extension of period for consideration of nominees for appointment to State and Public Offices and Section 11(7) of the Commission on Administrative Justice Act, 2011, this House resolves to extend the period for consideration of the nominees submitted by the President for appointment to the offices of Chairperson and Members of the Commission of Administrative Justice by a period of fourteen (14) days from 18th July 2018.

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

THAT, pursuant to the provisions of Section 13 of the Public Appointments (Parliamentary Approval) Act relating to extension of period for consideration of nominees for appointment a public office and section 7(11) of the Salaries and Remuneration Commission Act, 2011, this House resolves to extend the period for consideration of the nominees submitted by H.E. the President for appointment as Chairperson of the Salaries and Remuneration Commission by a period of fourteen (14) days from 11th July 2018.

8. THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.18 OF 2018)

Order for First Reading read;

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

(Speaker's Guide issued)

9. THE CAPITAL MARKETS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.19 OF 2018)

Order for First Reading read;

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

10. THE FINANCE BILL (NATIONAL ASSEMBLY BILL NO.20 OF 2018)

Order for First Reading read;

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

11. THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.21 OF 2018)

Order for First Reading read;

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

12. MOTION - REPORT OF THE DEPARTMENTAL COMMITTEE ON LANDS ON THE INQUIRY INTO ALLEGED LAND IRREGULARITIES

Motion made and Question proposed –

THAT, this House adopts the Report of Departmental Committee on Lands on the inquiry into the alleged irregularities in the compensation for part of Land LR. No. 7879/4 to M/s. Afrison Import Export Ltd and Huelands Ltd by the National Land Commission, laid on the Table of the House on Thursday, June 7, 2018, **“subject to –**

- (i) deletion of paragraph 6 of the Recommendations on page 31 of the Report”; and**
- (ii) insertion of the words “and Ethics and Anti-Corruption Commission” immediately after the words “Director of Criminal Investigations” wherever they appear in Recommendations 2, 3, 4 and 5 of the Report.”**

(Motion as amended)

(Chairperson, Departmental Committee on Lands – 26.06.2018)

Debate interrupted on Thursday, June 29, 2018 resumed;

(Change of the Chair from the Speaker to the Deputy Speaker)

Rising in her place under Standing Order 95, the Member for Taveta (Hon. Dr. Naomi Shaban) claimed to move “That, the Mover be now called upon to reply,”

And the Speaker acceding to the claim, allowed one more Member to speak and thereupon called the mover to reply;

Mover replied;

Question put and agreed to.

13. **THE COUNTY GOVERNMENTS RETIREMENT SCHEME BILL (NATIONAL ASSEMBLY BILL NO.10 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the County Governments Retirement Scheme Bill (National Assembly Bill No.10 of 2018) be now read a Second Time

(The Leader of the Majority Party)

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

Debate arising;

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

Debate concluded;

Mover Replied

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

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

M E M O R A N D U M

The Speaker will take the Chair on
Wednesday, July 04, 2018 at 9.30 a.m.

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