



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – SECOND SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, JULY 04, 2018 (AFTERNOON)**

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

4. **PETITION**

The Speaker conveyed the following Petition to the House –

“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 Ms. Mercy Wambua, on behalf of the Law Society of Kenya.

Honourable Members, the petitioner avers that the provision on Article 171(2) (f) of the Constitution requiring two advocates elected by the members Law Society of Kenya to the Judicial Service Commission to have fifteen years' experience is in contravention of Article 27(4) of the Constitution as it negates the meaning of the term election.

Honourable Members, the Petitioner therefore, prays that the National Assembly addresses its plight and considers effecting the necessary amendments to Article 171(2) (f) of the Constitution. Pursuant to the provisions of Standing Order 227, this petition therefore stands committed to the Departmental Committee on Justice and Legal Affairs. The Committee is requested to consider the petition and report its findings to the House and petitioners in accordance with Standing Order 227(2).

I thank you!”

5. **PAPERS LAID**

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

- (a) Legal Notice No. 138 of 29<sup>th</sup> June, 2018 on the Tax Procedures Act, 2015, relating to 2018/2019 National Budget Process;
- (b) Legal Notice No. 139 of 29<sup>th</sup> June, 2018 on the Retirement Benefits Act, 1997 relating to 2018/2019 National Budget Process;

- (c) Legal Notice No. 140 of 29<sup>th</sup> June, 2018 on the Public Finance Management Act relating to 2018/2019 National Budget Process;
- (d) Legal Notice No. 141 of 29<sup>th</sup> June, 2018 on the Public Finance Management Act relating to 2018/2019 National Budget Process;
- (e) Legal Notice No. 142 of 29<sup>th</sup> June, 2018 on the Proceeds of Crime and Anti-Money Laundering Act, 2009 relating to 2018/2019 National Budget Process;
- (f) Legal Notice No. 143 of 29<sup>th</sup> June, 2018 on Air Passenger Service Charge Act relating to 2018/2019 National Budget Process; and
- (g) Legal Notice No. 144 of 29<sup>th</sup> June, 2018 on the Retirement Benefits Act, relating to 2018/2019 National Budget Process
- (h) The Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30<sup>th</sup> June, 2017 and the certificates therein: -
  - (i) Kenya Broadcasting Corporation;
  - (ii) Kenya Broadcasting Corporation Digital Terrestrial Television Coverage Roll-Out Project (BVB-T2 Platform);
  - (iii) Kenya Medical Training College; and
  - (iv) Ministry of Defence.
- (i) The Report of the Auditor-General and Financial Statements of the Kenya National Examinations Council for the year ended 30<sup>th</sup> June, 2016 and the certificate therein.

*(The Deputy Leader of the Majority Party)*

- (j) Report of the Delegation of the Liaison Committee to the Financial Innovations and Emerging Issues Seminar, in Kuala Lumpur, Malaysia from 6<sup>th</sup> to 10<sup>th</sup> February, 2018

*(Hon. Julius Melly, Member of the Committee)*

- (k) The Report of the Departmental Committee on Finance and National Planning on the consideration of the provisional collection of Taxes and Duties Order, 2018.

*(Chairperson, Departmental Committee on Finance & National Planning)*

## **6. STATEMENTS PURSUANT TO STANDING ORDER 44(2)**

The following Requests for Statements we made pursuant to the provisions of Standing Order 44(2)(c)–

- (i) Statement by the Member for Embakasi Central (Hon. Benjamin Kathiru) regarding recurrent and vicious fires at Gikomba Market; and
- (ii) Statement by the Member for Kaloleni (Hon. Paul Katana) regarding the shooting of Master Katana Kazungu Fondo, a pupil at Ndatani Primary School in Kilifi County by Police Officers from in Mariakani Police Station.

Statements committed to the relevant Departmental Committee to report in the week commencing Tuesday, July 24, 2018.

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

Order for Second Reading having been read;

Motion having been 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 – 03.07.2018)*

Debate on the Second Reading having been concluded on Tuesday, 03.07.2018;

Question put and agreed to;

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

8. **MOTION – EXTENSION OF TIME FOR CONSIDERATION OF NOMINEES FOR APPOINTMENT AS CHAIRPERSON AND MEMBERS OF THE COMMISSION ON ADMINISTRATIVE JUSTICE**

Motion made and Question proposed –

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

*(Chairperson, Departmental on Justice and Legal Affairs)*

Question put and agreed to.

9. **MOTION – EXTENSION OF THE PERIOD FOR CONSIDERATION OF NOMINEE FOR APPOINTMENT AS A CHAIRPERSON OF THE SALARIES AND REMUNERATION COMMISSION**

Motion made and Question proposed –

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

*(Leader of the Majority Party)*

Debate arising;

Question put and agreed to.

10. **THE LAND VALUE INDEX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.3 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Land Value Index Laws (Amendment) Bill (National Assembly Bill No.3 of 2018) be now read a Second Time.

*(The Leader of the Majority Party)*

Debate arising;

*[Change of Chair from the Speaker to the Second Chairperson]*

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.

11. HOUSE ROSE - at Seven O'clock

MEMORANDUM

The Speaker will take the Chair on  
Thursday, July 05, 2018 at 2.30 p.m.

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