



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FIRST SESSION)

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, SEPTEMBER 14, 2017

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 Speaker issued the following Communication –

“Regarding Induction of Members of the National Assembly of the Twelfth Parliament

Honourable Members,

As you may be aware and in keeping with the practice at the start of a new Parliament, the National Assembly has organized a one-week induction programme for Members of the National Assembly under the theme **“Setting the Stage for the Twelfth Parliament: Preparing for a smooth take-off”**. The Workshop is scheduled to be held from **Sunday, September 17, 2017 to Friday, September 22, 2017** at the **InterContinental Hotel, Nairobi**. This will be a residential programme. Members wishing to reside in the hotel are requested to indicate so to the Office of the Clerk. Participants who will be accommodated are therefore expected to check in on the evening of Sunday, September 17, 2017 and check out on the morning of Friday, September 22, 2017. This first induction is usually held here in Nairobi, while the second induction, commonly referred to as a Post-Election Conference organized jointly with the Commonwealth Parliamentary Association (CPA), is attended by key speakers from other jurisdictions and is held outside Nairobi.

Honourable Members, this particular Induction Workshop will deal with various aspects relating to your constitutional duties including the *functions and mandate of Parliament, transformative leadership and the public trust, legislative rules of procedure, Committee System, the formulation of laws as well as legislative budget oversight*. The programme will also offer Members an opportunity to interact and share experiences with participants from other arms of government as well as from the private sector. In addition, and in recognition of family values, Members and their spouses are invited for a gala night on the evening of **Thursday, September 21, 2017** at the Intercontinental Hotel. Subjects to be covered include ‘My Experience as an MP’ by a former Member

'The Experience of a Spouse of a Member of Parliament' by a Spouse of a Member, and *'A new beginning: fame and social life – striking a balance'*, among others.

Honourable Members, it is also notified that Members who may not have submitted registration documents during the pre-swearing-in sessions take this opportunity to submit the documents. The documents include a *current curriculum vitae*, a *duly-filled bio-data form*, *copies of ID cards/Passport* and *passport photos*. The Members will also be expected to update their personal information with the relevant offices of the National Assembly.

Honourable Members, let me take this opportunity to welcome you to the workshop as we endeavour to create synergies amongst ourselves as we embark on the path to nation building. A *Logistics Memo* for the workshop has been prepared for your information and can be picked from the Office of the Clerk.

I thank you!

5. **Petition**

The Speaker conveyed the following petition –

“Conveyance of a Petition regarding irregular acquisition of land belonging to the indigenous people of Vipingo Lands Community in Kilifi County”

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 Mr. David Munga Mwadende of I.D. No. 8463168 and Mr. James Kalenga Muganga of I.D. No. 5012765 on behalf of the Indigenous People of Vipingo Lands Community in Kilifi County.

Honourable Members,

The Petitioners aver that during the colonial era in 1913, the Government took over their ancestral land for public use with the assurance of resettling and compensating them but this never happened. Further, upon expiry of the leases, the land was transferred to private owners under unclear circumstances instead of reverting back to the Kilifi residents. This state of affairs has rendered them as squatters to-date.

Honourable Members,

The Petitioners further contend that even with successive Governments coming into power, efforts to reclaim their ancestral lands through the National Land Commission and State Department of Lands have been futile. This, according to them, is a contravention of Article 60(1)(b) of the Constitution which recognizes and upholds the principle of security of land rights.

Honourable Members,

The Petitioners therefore pray that the National Assembly, through the Departmental Committee on Lands, inquires into the matter with a view to ensuring the reverting of the Title Deeds issued to private owners back to the rightful owners.

Honourable Members,

This petition therefore stands committed to the Departmental Committee on Lands. Since the Departmental Committees are yet to be constituted, the Petition should be handed by the Committee once its composition is approved by this House. The Committee, when

formed will be expected to consider the Petition, undertake to hear the Petitioners and report its findings to the House in accordance with Standing Order 227(2).
I thank you!"

6. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) The Memorandum to the National Assembly on the Ratification of the Agreement for the establishment of the International Anti-Corruption Academy (IACA) as an International Organization;
- (ii) Reports of the Auditor-General on the Financial Statements in respect of the following Institutions for the year ended 30th June, 2016: -
 - a) Postal Corporation of Kenya;
 - b) Kenyatta University;
 - c) Ministry of Foreign Affairs and International Trade;
 - d) The National Treasury Vote 1071; and
 - e) Multimedia University of Kenya.
- (iii) The Reports of the Auditor-General on the Financial Statements in respect the following Constituencies for the year ended 30th June, 2016 and the certificates therein: -
 - a) Bahati Constituency;
 - b) Limuru Constituency;
 - c) Kirinyaga Constituency;
 - d) Baringo North Constituency;
 - e) Baringo Central Constituency;
 - f) Kuresoi North Constituency;
 - g) Malindi Constituency;
 - h) Nyali Constituency;
 - i) Tetu Constituency; and
 - j) Kilifi South Constituency

(The Leader of the Majority Party)

7. **MOTION - DEBATE ON THE PRESIDENT'S ADDRESS - (3RD DAY)**

Motion made and Question proposed –

THAT, the thanks of the House be recorded for the exposition of public policy contained in the Address of the President delivered on Tuesday, September 12, 2017

(The Leader of the Majority Party – 13.09.2017)

Debate interrupted on Thursday, September 14, 2017 (Morning Sitting) resumed;

Rising in his place on a Point of Order pursuant to the provisions of Standing Order 96, the Member for Tinderet (the Hon. Julius Melly, M.P.) claimed to move that the mover be now called upon to reply;

And the Speaker having acceded to the claim thereupon question put and agreed to;

Question deferred to another day.

8. **MOTION – ADJOURNMENT OF THE HOUSE**

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 28 on the Calendar of the Assembly (Regular Sessions), as read together with Standing Order 30(3)(c) on Hours of meeting, this House adjourns until Tuesday, September 26, 2017 at 2.30 p.m.

(The Leader of the Majority Party)

Debate arising;

And the time being twenty three minutes past Seven O'clock, the Speaker interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

9. **HOUSE ROSE -** at twenty three minutes past Seven O'clock

MEMORANDUM

The Speaker will take the Chair on
Tuesday, September 26, 2017 at 2.30 p.m.

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