

Twelfth Parliament

(No. 26)



REPUBLIC OF KENYA

First Session  
Afternoon Sitting

(095)

TWELFTH PARLIAMENT – (FIRST SESSION)

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, DECEMBER 13, 2017 AT 2.30 P.M

1. The House assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **Presiding** – the Honourable Speaker.
4. **MESSAGE FROM THE SENATE ON ITS APPROVAL OF THE REPORT OF THE JOINT PARLIAMENTARY SELECT COMMITTEE ON ITS CONSIDERATION OF THE NOMINEES FOR ELECTION AS MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY (EALA)**

Honourable Members, Standing Order 41(4) requires the Speaker to report to the House any Message(s) received from the Senate at the first convenient opportunity.

Honourable Members, In this regard, I wish to report to the House that, on Monday, December 11, 2017, I received a Message from the Senate regarding approval by the Senate of the Report of the Joint Parliamentary Select Committee on its consideration of the nominees for election as Members of the East African Legislative Assembly. The Senate, by a resolution passed on Thursday, 7th December, 2017, approved the report with amendments” by deleting the phrase “13th December, 2017” and inserting thereof the phrase “14th December, 2017” at paragraph 6 of page 29.

Honourable Members, I wish to communicate that the Senate has approved the said Report with amendments and call upon this House to also expeditiously do the same. I thank you.

5. **PETITIONS**

The following Petitions were conveyed:-

- (i) **By the Speaker on review of the Crop Act No. 16 of 2013 to recognize Bamboo as a scheduled crop**

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 is in receipt of a petition

signed by one Taratisio Ileri Kawe on behalf of Embu Bamboo Farmers Sacco regarding proposed amendment to the Crop Act No.16 of 2013.

Honourable Members, Pursuant to Article 119 of the Constitution, the Petitioner is requesting the National Assembly to amend Section 7 of the Crop Act No. 16 of 2013 to include Bambo plant as a crop on the First Schedule.

Honourable Members, The petitioner states that Bamboo plant has been in existence in this country since time in memorial but the society has not fully utilised the plant. The Petitioner appreciates that if fully utilised, Bamboo plant can form a strong pillar of Kenya future green economy. Further, the Petitioner highlights some of the benefits of bamboo plant amongst them, medicinal value, nutritional value, chemical value, environmental benefits and economic value.

Honourable Members, The Petitioner therefore, prays that the National Assembly amends the Section 7 of the Crop to declare Bamboo as scheduled crop on the First Schedule of the Crop Act 2013.

Honourable Members, Pursuant to the provisions of Standing Order 227, the Petition stands committed to the Departmental Committee on Agriculture and Livestock for consideration. I urge the Committee upon appointment of its membership by the House and election of chairperson and vice chairperson, to engage the Petitioner and consider drafting a legislation to address the Petitioner's prayers. I, Thank you!

- (ii) By the Hon. George Theuri, MP on on behalf of residents and squatters of Mowlem Ward, Embakasi West Constituency, regarding irregular allocation of land.

## **6. PAPERS LAID**

The following Papers were laid on the Table –

- (i) The Civil aviation (Remote Piloted Aircraft Systems) Regulations, 2017 (pursuant to Section 82 of the Civil Aviation Act, 2013).
- (ii) The Wildlife Conservation and Management (Implementation of Treaties) Regulations, 2017 (pursuant to section 109 of the Wildlife Conservation and Management Act, 2013).
- (iii) Sessional Paper No. 3 of 2017 on the National Policy on Climate Finance from the National Treasury and the explanatory memorandum.
- (iv) Annual Report and Financial Statements of the National Police Service Commission for the financial year 2016/2017.
- (v) The Report of the Auditor-General on the Financial Statements of the Ethics and Anti-Corruption Commission for the year ended 30th June, 2017 and the certificate therein.

- (vi) The Report of the Auditor-General on the Financial Statements of the Ethics and Anti-Corruption Commission Staff House Mortgage and Car Loan Scheme for the year ended 30th June, 2017 and the certificate therein.
- (vii) The Statutory Six (6) months preference and reservation Report for Public entities for the period January to June, 2017 by the Public Procurement Regulatory Authority.

*(Leader of the Majority Party)*

## 7. NOTICES OF MOTION

The following Notices were given:-

### **(i) Nomination of Members to the Parliamentary Service Commission (PSC)**

**THAT**, pursuant to the provisions of Article 127(2) of the Constitution, the National Assembly appoints the following Members of the National Assembly and Senators to the Parliamentary Service Commission-

#### **(a) under sub-section (c)(i)-**

- (i) The Hon. Adan Keynan, CBS, M.P
- (ii) The Hon. Naomi Shabaan, EGH, M.P.

#### **(b) under section (c)(ii)**

- (i) The Hon. Aisha Jumwa, M.P
- (ii) The Hon. Gladys Wanga, M.P
- (iii) Senator George Khaniri, M.P.

*(Leader of the Majority Party)*

### **(ii) Notice of Motion on a definite matter of urgent national importance regarding recurrent road accidents in Salгаа and Sachang'wan**

The Hon. Ferdinard Wanyonyi, MP gave a Notice of Motion on the adjournment of the House to discuss a matter of urgent national importance regarding gruesome road accident that have persistently rocked various parts of the country claiming over forty lives within two days in Baringo, Bungoma, Machakos and most latest on the 14-kilometre stretch of road between Sachangwan - Salгаа.

And having received the requisite number as indicated under Standing Order 33(3), the Speaker ruled that the matter be raised at 6.00 p.m. today.

**8. STATEMENT**

The Leader of the Minority Party informed Members on the progress made so far on the ongoing funeral arrangements for the former Member of Kitui West (Hon. Francis Nyenze, MP) by the Funeral Planning Committee. He further informed the House that Kshs. 10,000 would be deducted from each Member's salary on a check off system to defray the funeral expenses in line with the tradition established in previous Parliamentary terms upon demise of a colleague.

**9. THE BUILDING SURVEYORS BILL (NATIONAL ASSEMBLY BILL NO. 35 OF 2017)**

Order for Second Reading read;

Motion made and Question proposed –

**THAT**, the Building Surveyors Bill (National Assembly Bill No. 35 of 2017) be now read a Second Time

*(The Leader of the Majority Party)*

Debate interrupted on Wednesday, December 06, 2017 – (Afternoon sitting) resumed.

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

Mover replied;

Question deferred to another day.

*(The Leader of the Majority Party)*

**10. THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2017)**

Order for Second Reading read;

Motion made and Question proposed –

**That**, the Physical Planning Bill (National Assembly Bill No. 34 of 2017) be now read a Second Time.

*(The Leader of the Majority Party)*

Debate arising

Mover replied;

Question deferred to another day.

**11. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS)(No. 3) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2017)**

Debate on the Bill deferred to a later date.

**12. ADJOURNMENT OF THE HOUSE PURSUANT TO STANDING ORDER 33 (1)**

Motion made and Question proposed –

THAT, this House do now adjourn

*(Hon. Ferdinard Wanyonyi)*

Debate arising;

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

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

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**M E M O R A N D U M**

The Speaker will take the Chair on  
Thursday, December 14, 2017 at 9.30 a.m.

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