



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (SECOND SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**TUESDAY, AUGUST 14, 2018 AT 2.30 P.M.**

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

**8\*. THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 1 OF 2018)**

(The Leader of the Majority Party)

Second Reading

**9\*. MOTION - REPORT ON CONSIDERATION OF THE TRAFFIC (DRIVING SCHOOLS, DRIVING INSTRUCTORS AND DRIVING LICENSES) RULES, 2018**

(The Chairperson, Committee on Delegated Legislation)

**THAT**, this House adopts the Report of the Committee on Delegated Legislation, laid on the Table of the House on Thursday, August 2, 2018, and pursuant to the provisions of section 15 (1) of the Statutory Instruments Act and Standing Order 210 (4) (b) *annuls in entirety* the Traffic (Driving Schools, Driving Instructors and Driving Licenses) Rules, 2018.

**10\*. MOTION - REPORT ON CONSIDERATION OF THE ENERGY (SOLAR WATER HEATING) REGULATIONS, 2012**  
(The Chairperson, Committee on Delegated Legislation)

**THAT**, this House adopts the Report of the Committee on Delegated Legislation, laid on the Table of the House on Thursday, August 2, 2018, and pursuant to the provisions of section 15 (1) of the Statutory Instruments Act and Standing Order 210 (4) (b) *annuls in entirety* the Energy (Solar Water Heating) Regulations, 2012.

**11\*. MOTION - REPORT OF THE 49<sup>TH</sup> SESSION OF THE ACP PARLIAMENTARY ASSEMBLY AND INTER-SESSIONAL MEETINGS OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY**  
(The Hon. Katoo Ole Metito, MP - Leader of the Delegation)

**THAT**, this House **notes** the Report of the 49<sup>th</sup> Session of the ACP Parliamentary Assembly and Inter-Sessional Meetings of the ACP-EU Joint Parliamentary Assembly held at the ACP House and the European Parliament in Brussels, Belgium on March 20<sup>th</sup> - 22<sup>nd</sup>, 2018, laid on the Table of the House on Tuesday, July 24, 2018.

**12\*. MOTION - REPORT OF 138<sup>TH</sup> ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS**  
(The Hon. William Kamket, MP- Leader of the Delegation)

**THAT**, this House **notes** the Report of the 138<sup>th</sup> Assembly of the Inter-Parliamentary Union (IPU) and related Meetings held in Geneva, Switzerland on March 22 -28, 2018, laid on the Table of the House on Tuesday, 24<sup>th</sup> July, 2018.

**13\*. MOTION- REPORT ON A BENCHMARKING VISIT TO THE PARLIAMENT OF THE UNITED KINGDOM AND NORTHERN IRELAND**  
(The Chairperson, Committee on Members' Services and Facilities)

**THAT**, this House **notes** the Report of the Committee on Members' Services and Facilities on a benchmarking visit to the Parliament of the United Kingdom and Northern Ireland Assembly held between March 12 & 16, 2018, laid on the Table of the House on Tuesday, April 24, 2018.

**14\*. MOTION- REPORT ON IMPROVEMENT OF SERVICES AND FACILITIES FOR MEMBERS**  
(The Chairperson, Committee on Members’ Services and Facilities)

**THAT**, this House adopts the Report of the Committee on Members’ Services and Facilities on the Improvement of Services and Facilities for Members, laid on the Table of the House on Tuesday, April 24, 2018.

**15\*. THE FINANCE BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2018)**  
(The Chairperson, Departmental Committee on Finance & National Planning)

Second Reading

**16\*. THE WAREHOUSE RECEIPT SYSTEM BILL (SENATE BILL NO. 10 OF 2017)**  
(The Leader of the Majority Party)

Second Reading

**17\*. THE URBAN AREAS AND CITIES (AMENDMENT) BILL (SENATE BILL NO. 4 OF 2017)**  
(The Leader of the Majority Party)

Second Reading

**18\*. THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 11 OF 2017)**  
(The Leader of the Majority Party)

Second Reading

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**\* Denotes Orders of the Day**

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# NOTICES

## The House resolved on Wednesday, February 14, 2018 as follows-

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on a **Report of a Committee**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House, be limited as follows:- A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.
  
  - II. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** shall be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking shall be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.
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# **NOTICE PAPER I**

## **Tentative business for**

**Wednesday (Morning), August 15, 2018**

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*(Published pursuant to Standing Order 38(1))*

It is **notified** that the House Business Committee, at their last meeting, approved the following ***tentative*** business to appear in the Order Paper for Wednesday (Morning), August 15, 2018:-

**A. MOTION- CONSTRUCTION OF POST-TRAUMA CARE FACILITIES FOR SURVIVORS OF SEXUAL AND GENDER BASED VIOLENCE**

(The Hon. Jessica Mbalu, M.P.)

*(Question to put)*

**B. MOTION-ESTABLISHMENT OF A SPECIAL NEEDS UNITS IN EVERY PRIMARY AND SECONDARY SCHOOL**

(The Hon. Mishi Juma Mboko, M.P.)

*(Resumption of debate interrupted on Wednesday, August 8, 2018)*

*(Balance of time – 46 minutes)*

**C. MOTION- PROVISION OF FINANCIAL SUPPORT AS DISASTER RELIEF TO COCONUT FARMERS AFFECTED BY DROUGHT IN KILIFI COUNTY**

(The Hon. Owen Baya, M.P.)

**D. THE CONSTITUTION OF KENYA (AMENDMENT) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 5 OF 2018)**

(The Hon. Chris Wamalwa, M.P.)

Second Reading

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...../Notice Paper II

# **NOTICE PAPER II**

## **Tentative business for**

### **Wednesday (Afternoon), August 15, 2018**

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*(Published pursuant to Standing Order 38(1))*

It is **notified** that the House Business Committee, at their last meeting, approved the following **tentative** business to appear in the Order Paper for Wednesday (Afternoon), August 15, 2018:-

**A. MOTION - REPORT OF 138<sup>TH</sup> ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS**

(The Hon. William Kamket, MP- Leader of the Delegation)

*(If not concluded on Tuesday, August 14, 2018)*

**B. MOTION- REPORT ON A BENCHMARKING VISIT TO THE PARLIAMENT OF THE UNITED KINGDOM AND NORTHERN IRELAND**

(The Chairperson, Committee on Members' Services and Facilities)

*(If not concluded on Tuesday, August 14, 2018)*

**C. MOTION- REPORT ON IMPROVEMENT OF SERVICES AND FACILITIES FOR MEMBERS**

(The Chairperson, Committee on Members' Services and Facilities)

*(If not concluded on Tuesday, August 14, 2018)*

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

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

Second Reading

*(If not concluded on Tuesday, August 14, 2018)*

**E. THE WAREHOUSE RECEIPT SYSTEM BILL (SENATE BILL NO. 10 OF 2017)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Tuesday, August 14, 2018)*

**F. THE URBAN AREAS AND CITIES (AMENDMENT) BILL (SENATE BILL NO. 4 OF 2017)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Tuesday, August 14, 2018)*

**G. THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 11 OF 2017)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Tuesday, August 14, 2018)*



# **APPENDIX**

## **THE NATIONAL ASSEMBLY**

### **SCHEDULE of Questions for**

**Tuesday, August 14, 2018**

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It is notified that pursuant to Standing Orders 191 and 216, the Cabinet Secretaries for Transport, Infrastructure, Housing and Urban Development and The Attorney General will appear before the following Departmental Committees on Tuesday, August 14, 2018 at the times hereunder:-

<b><u>Departmental Committee</u></b>	<b><u>Cabinet Secretary</u></b>	<b><u>Time</u></b>	<b><u>Venue</u></b>
(i) Transport Public Works and Housing	<i>Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development</i>	10.00 am – 12.00 pm	<i>National Assembly Chamber</i>
(ii) Justice and Legal Affairs	<i>The Attorney General</i>	10.00 am – 11.00 am	<i>Mini Chamber, County Hall</i>

The Committees' Agenda has been determined as follows-

#### **AGENDA**

1. Prayers
  2. Communication from the Chairperson(s)
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#### **I. QUESTIONS UNDER THE DEPARTMENTAL COMMITTEE ON TRANSPORT PUBLIC WORKS AND HOUSING**

##### **Questions to the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development:**

- (i) Question No. 057/2018 by the Member for Ikolomani Constituency (Hon. Benard Shinali, MP):-

Is the Cabinet Secretary aware that the temporary bridge in Litambiza, Ikolomani Constituency is too narrow therefore posing risks to users? Could the Cabinet Secretary apprise the Committee on the status of the construction of the main bridge and the expected date of completion?



In addition, could the Cabinet Secretary apprise the Committee on the measures the Ministry has put in place to ensure that such projects are completed within the projected period?

Further, could the Cabinet Secretary inform the Committee whether there are plans to have farmers whose farms were destroyed by flooding as a result of lack of a proper the bridge compensated?

**(ii) Question No. 075/2018 by the Member for Githunguri Constituency (Hon. Gabriel Kago, MP):-**

Aware that Tatu City in Kiambu County is aligned to the vision of the Nairobi Metro 2030 Strategy, and part of Kenya Vision 2030; further aware that the project targets residents who wish to live, work and play in a planned urban development; and concerned that in the recent past, the project has faced numerous legal battles that occasioned formation of a Multi-Agency Taskforce to look into the matter; could the Cabinet Secretary apprise the Committee on the following; who formed the Taskforce and when; its membership; its Mandate; the terms of reference; whether the Taskforce has concluded its report; and if so, what were the findings and recommendations, if any?

**(iii) Question No. 080/2018 by the Member for Mvita Constituency (Hon. Abdullswamad Sherrif Nassir, MP):-**

Aware that some foreign shipping companies operating in Kenya have allegedly been identified as having contravened provisions of the Merchant Shipping Act by hiring large number of foreigners at the expense of locals, could the Cabinet Secretary apprise the Committee on the number and length of service of foreigners employed by foreign shipping companies in Kenya; and state the reasons for the Kenya Maritime Authority not enforcing the relevant provisions of the Merchant Shipping Act in regard to employment of locals. Could the Cabinet Secretary give an undertaking that the Ministry will resolve this matter?

**(iv) Question No. 081/2018 by the Member for Mvita Constituency (Hon. Abdullswamad Sherrif Nassir, MP):-**

Is the Cabinet Secretary aware that driving tests and related matters such as issuance of driving licenses and setting of curriculum in driving schools are now handled by the National Transport and Safety Authority (NTSA); could he explain to the Committee the role of NTSA and that of Police vis-à-vis Traffic Act?

**(v) Question No. 084/2018 by the Member for Lamu County (Hon. (Capt.) Ruweida Mohamed Obo MP):-**

Could the Cabinet Secretary apprise the Committee on the policy in place regarding operations, management and regulation of taxis at airports in the Country; and state the requirements for both vehicles and operators to conduct business at the airports. Further, would the Cabinet Secretary explain why the said policy has not been effective in ensuring maximum order at airports by taxi operators especially when calling for customers.

## **II. QUESTIONS UNDER THE DEPARTMENTAL COMMITTEE JUSTICE AND LEGAL AFFAIRS**

### **Questions to the Attorney General:**

**Question No. 060/2018 by the Member for Kiharu Constituency (Hon. Ndindi Nyoro, MP):-**

Aware that the High Court of Kenya on 16<sup>th</sup> August 2017 awarded the late Hon. Kenneth Stanley Njindo Matiba, a renowned second liberation hero a total of Kshs 504 million as compensation from the state as damages for torture and cruelty meted on him during his detention in 1990s and for financial losses and other damages suffered, an amount that now stands at over Kshs 1, 834, 151, 170.71 inclusive of interest, could the Attorney General inform the Committee on why there has been reluctance by the State to pay the compensation, and further state when the said compensation would be paid.

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