



TWELFTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, JULY 25, 2018 (MORNING)

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

4. **PETITIONS**

The following Members presented Petitions –

- (i) Petition by the Member for Dagoretti North (Hon. Simba Arati) regarding creation of regulation of digital Taxi/Cab operators (E- Hailing Apps) in Kenya; and
- (ii) Petition by the Member for Changanwe (Hon. Shimbwa Omar Mwinyi) regarding the welfare of tenants of the National Housing Corporation Association in Changanwe Constituency.

Petitions referred to the relevant Departmental Committees pursuant to Standing Order 227(1).

5. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) National Government Budget Implementation Review Report for first nine months of the FY 2017/2018 from the Office of the Controller of Budget.
- (ii) Audited Annual Report and Financial Statements of the Board of Management of the National Hospital Insurance Fund for year 2017.
- (iii) Annual Report and Financial Statements of the Kenya Investment Authority for the year ended 30th June, 2017.
- (iv) Kenya Water Towers Status Report for Chyulu and East Mau for the year 2018 from the Kenya Water Towers Agency.
- (v) 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) Football Club (FC) Talanta;
- b) Export promotion Council;
- c) Child Welfare Society of Kenya;
- d) Official Receiver (Office of the Attorney General and Department of Justice);
- e) Consolidated Fund Services (Pension and Gratuities);
- f) State Department of environment;
- g) University of Embu;
- h) National Cereals and Produce Board;
- i) Commodities Fund; and
- j) Lands Limited.

(The Leader of the Majority Party)

- (vi) Report of the Departmental Committee on Finance and National Planning on the Vetting of the Nominee for appointment as Chairperson of the Salaries & Remuneration Commission.

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

- (vii) Report of the Departmental Committee on Justice and Legal Affairs on the vetting of the Nominees for appointment as Chairperson and Members of the Commission on Administrative Justice.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

6. NOTICES OF MOTION

The following Notices were given –

- (i) THAT**, taking into consideration the findings of the Departmental Committee on Finance and National Planning in their Report on the *Vetting of the Nominee for Approval as Chairperson of the Salaries & Remuneration Commission*, laid on the Table of the House on Wednesday, July 25, 2018, and pursuant to the provisions of Section 11 of the Salaries and Remuneration Commission Act, this House **rejects** the appointment of Dr. Ben Chumo as Chairperson of the Salaries & Remuneration Commission.

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

- (ii) THAT**, taking into consideration the findings of the Departmental Committee on Justice and Legal Affairs in their Report on the *Vetting of the Nominees for approval as Chairperson and Members of the Commission on Administrative Justice*, laid on the Table of the House on Wednesday, July 25, 2018, and pursuant to the provisions of Article 250(2)(b) of the Constitution and Section 11(7) of the Commission on Administrative Justice Act, this House **approves** the appointment of the following persons to the Commission on Administrative Justice:

- (i) The Hon. Florence Kajuju - Chairperson
- (ii) Mr. Washington Opiyo Sati - Member
- (iii) Mrs. Lucy Kamunye Ndung'u - Member

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

7. MOTION – PROTECTION OF KENYAN TERRITORIES

Motion having been made and question proposed on 04.07.2018 –

THAT, aware that Lake Victoria, the largest fresh water lake in the Kenya, is located in three East African countries; further aware that, the Islands of Migingo, Remba, Ringiti, Mfangano, Sigulu and Kiwa among others in the surrounding waters of the lake are located within Kenyan borders; recognizing the progress made in the East African Community integration process in deepening and widening the integration process including ensuring border communities are sensitized on these matters; cognizant of the fact that, Kenyans living along the borders, including fisher folk and pastoral communities, have continuously suffered from external threats through harassment, raids and arbitrary arrests, with even those operating in economic zones not immune to such threats; cognizant of the fact that, the provisions of Articles 238 (1), 239 and 241(3)(a) of the Constitution stipulate that National Security involves the protection of Kenya's Territorial Integrity and Sovereignty, its people, their rights and national interest against internal and external threats; deeply concerned that, Kenyans especially those around Lake Victoria, the Indian Ocean and other border areas continue to face harassment and displacement by persons from neighbouring countries; this House resolves that the Government exercises its power to protect Kenyans from harassment by external threats and takes adequate measures to ensure that Kenyan territorial integrity is guaranteed and safeguarded **including through establishment of a naval force to man the Lake Victoria Waters.**

(Party-Sponsored motion)

(Hon. John Mbadi)

Debate on the Motion having been concluded on Wednesday, July 4, 2018;

Question put and agreed to.

8. MOTION – INSTALLATION OF CCTV CAMERAS IN ALL PUBLIC SECONDARY SCHOOLS

Motion having been made and question proposed on 04.07.2018 –

THAT, aware of the increased cases of insecurity in schools including the regrettable cases of defilement and rape that have been reported in various schools, with the most recent case being reported in Moi Girls' School, Nairobi where a student was raped; further aware that incidences of buildings in public secondary schools being torched by unruly students over time have been numerous; concerned that most perpetrators of the dastardly acts of defilement, rape and arson in schools go unpunished due to the difficulty in establishing a nexus between them and the acts, and therefore many of the suspects behind the said crimes evade responsibility; cognizant of the duty to protect the dignity, preserve the lives of innocent students, and protect school properties from the threat posed by the crimes; appreciating the role of Information and Communications Technology (ICT) in enhancing security surveillance; this House **urges** that the Government speedily rolls out installation of Closed Circuit Television (CCTV) cameras in strategic locations in all public secondary schools as an enhanced security mechanism for surveillance of students' activities; makes provisions for regular and

mandatory checks to confirm compliance and enforcement of the mechanism; and enforces strict admission criteria, including maintenance of a profile of alleged perpetrators of arson to ensure that they do not escape liability by transferring to other schools without proper screening.

(Party-Sponsored motion)

(Hon. Robert Mbui)

Debate interrupted on Wednesday, July 4, 2018 resumed;

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

(Change of Chair from the Fourth Chairperson to the Second Chairperson)

Mover replied;

Question deferred to another day pursuant to Standing Order 53(3).

9. MOTION – REVIVAL OF THE CASHEWNUTS SUB-SECTOR IN KENYA

Motion made and Question proposed –

THAT, aware that agriculture is the main stay of the Kenyan economy, contributing to food security and employment of rural households; further aware that Cashew Nuts are mainly grown in the Coast region of Kenya, producing about 10,000 metric tonnes of the nuts valued at Kshs.264.9 million; recognizing that Kenya has a potential to produce more than 63,000 metric tonnes valued at over Kshs.1 billion; noting that the sub-sector has the potential to create many employment opportunities through value addition and fetch the exchequer millions of shillings through exports; deeply concerned that cashew nuts farming in Kenya has continued to face key challenges among them, low producer prices, which has seen many farmers cut down their trees, appreciating that Kilifi, a region at the coast of Kenya used to be a major producer of Cashew nuts in the 1980s but the production has since dwindled, which led to among other things the fraudulent sale of Kilifi Cashew Nuts Factory, loss of livelihood for the farmers and subsequently increased poverty levels; this House **urges** the Government to put in place measures to revive the Cashew Nut Industry in the Country.

(Hon. Owen Baya)

Debate arising;

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

11. **HOUSE ROSE** - at One O'clock

M E M O R A N D U M

The Speaker will take the Chair today,
Wednesday, July 25, 2018 at 2.30 p.m.