



**REPUBLIC OF KENYA**  
**TWELFTH PARLIAMENT – SECOND SESSION**  
**THE NATIONAL ASSEMBLY**  
**VOTES AND PROCEEDINGS**  
**TUESDAY, NOVEMBER 20, 2018**

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

The Speaker made the following Communications –

**i) Recognition of Delegation from the Parliament of Sierra Leone**

“Honourable Members,

I wish to introduce to you a delegation from the Parliament of Sierra Leone. The delegation, seated at the Speaker’s Row, comprises of the following: -

- (i) The Hon. Paran Umar Tarawally - Clerk of Parliament & Leader of Delegation;
- (ii) The Hon. Massay N’gahintay Aruna - Member of Parliament;
- (iii) The Hon. P.C. Haja F.B. Koroma Meame-Kajue - Female Caucus Representative;
- (iv) The Hon. Sheriff Mohamed Kassim Carew - Opposition Member;
- (v) Mrs. Finda F. Fraser - Director, DePAC; and,
- (vi) Mr. Gilbert N’habay - Research Coordinator.

Honourable Members, the delegation is in the country on a benchmarking visit specifically to learn operations of the Parliamentary Service Commission and the Parliamentary Budget Office with regard to their roles, functions, mandates and significant achievements, among other related issues.

On my own behalf and that of the House, I wish to welcome them to the National Assembly and wish them fruitful engagements during their stay in the country.

Thank you”.

**ii) Re-Committal of some Provisions relating to some statutes in the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No. 12 of 2018)**

*[Communication issued after approval of re-committal of the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No. 12 of 2018 by the House during the same sitting]*

“Honourable Members, this communication relates to the decision the House has just taken on the business appearing under Order Number 8 in today’s Order Paper. Consequent to that decision, the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No. 12 of 2018) stands re-committed to the Committee of the Whole House pursuant to Standing Order 136A. In particular, the re-committal is to re-consider the following aspects of the Bill –

- (i) all provisions relating to the Registration of Persons Act (Cap. 107);
- (ii) the provisions relating to the Copyright Act (No. 12 of 2001) in respect of new section 6(1A);
- (iii) all the provisions relating to the Kenya School of Law Act (No. 26 of 2012); and
- (iv) the provisions relating to the Universities Act (No. 42 of 2012) in respect of section 15(2).

Honourable Members, when the House resolves into Committee, the provisions of paragraph (1) of Standing Order 138 shall apply. For clarity, Standing Order 138(1) provides that –

*138(1) When a Bill has been re-committed to a Committee of the Whole House, the Committee shall consider the matters so re-committed and any matter directly consequential thereon.*

In this regard, and before the House dissolves itself into Committee, I wish to remind the House as follows-

Firstly, that the mandate of the Committee of the Whole House shall be limited to re-considering and taking decisions on the re-committed aspects of the Bill. The Committee is therefore precluded from re-opening other aspects of the Bill beyond what has been re-committed.

Secondly, Honourable Members, the intention of the re-committal is to avail an opportunity to the Committee to simply review decisions that may have been erroneously made when the Bill was first considered in the Committee of the Whole House. I have therefore asked the Chairperson to restrain Members from indulging in extensive debate on the re-committed provisions and instead focus on taking decisions on the re-committed aspects of the Bill.

Honourable Members, this ought not be construed as a gag on the House from debating the matters under consideration. As you all know, the House sufficiently debated the re-committed provisions at Second Reading and in the Committee of the Whole House on Wednesday 14 November, and Thursday 15 November 2018, respectively. Therefore, nothing new really arises to necessitate much debate.

The House is accordingly guided and may now proceed to Committee of the Whole House.

I thank you!”

5. **MESSAGES**

The Speaker conveyed the following Message –

**Message on Nomination of Persons for Appointment as Vice-Chairperson and Members of the Public Service Commission**

“Honourable Members,

Pursuant to the provisions of Standing Order No. 42, I wish to convey the following Message from His Excellency The President relating to nomination of persons for appointment to the Offices of the Vice-Chairperson and Members of the Public Service Commission.

In the Message, H.E. The President conveys that, in exercise of powers conferred by Article 233(2) of the Constitution, Paragraph 3 of the First Schedule to the Public Service Commission Act (Act No. 10 of 2017), as read together with sections 3 and 5 of the Public Appointments (Parliamentary Approval) Act, 2011, he nominates the following persons for appointment to the respective offices in the Public Service Commission –

- (i) **Ms. Charity Seleina Kisotu** as the Vice-Chairperson of the Public Service Commission;
- (ii) **Dr. Joyce K. Nyambutu**, as Member of the Public Service Commission;
- (iii) **Dr. Mary C. Mwiandi**, as Member of the Public Service Commission;
- (iv) **Dr. Reuben K. Chirchir**, as Member of the Public Service Commission;
- (v) **Amb. Patrick Simiyu Wamoto**, as Member of the Public Service Commission;
- (vi) **Amb. Salma A. Ahmed**, as Member of the Public Service Commission;
- (vii) **Mr. Andrew N. Muriuki**, as Member of the Public Service Commission; and
- (viii) **Ms. Joan Odhiambo Otieno**, as Member of the Public Service Commission.

Honourable Members, H.E. The President, having exercised his powers is therefore seeking the approval of the National Assembly of the nominees for appointment to the aforementioned positions.

Honourable Members, Standing Order 45 requires that, upon receipt of notification of nomination for appointments, such nomination shall stand committed to the relevant Departmental Committee of the House for consideration. Pursuant to the provisions of the said Standing Order therefore, and paragraph (3) of Standing Order 42 (*Messages from the President*), I hereby refer the Message to the Departmental Committee on Administration and National Security to undertake the necessary approval hearings.

Honourable Members, Paragraph 4(1) of the First Schedule of the Public Service Commission Act, 2017 requires the National Assembly to consider nominations received and either approve or reject the nominees to the respective positions within Fourteen (14) days.

In this regard, and in accordance with the provisions of Article 259(5)(a) of the Constitution as read together with said Act, the fourteen days shall start running on the day following the day when notice is published in the dailies. Therefore, I wish to guide the Committee and the House as follows:-

- (i) That, the Committee should expeditiously proceed to notify the respective nominees and the general public of the time and place for holding the approval hearings, in good time. The notification should therefore be made on Wednesday, November 21, 2018; and,
- (ii) That, the Committees should thereafter commence the necessary approval hearings and submit its report to the House to enable the House to consider the matter within the statutory timelines, in this case, by Thursday, 6<sup>th</sup> December, 2018 in the Morning Sitting.

I thank you”.

## 6. PAPERS LAID

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

- i) The Report of the Auditor-General on the Financial Statements of the East African Portland Cement PLC for the year ended 30<sup>th</sup> June, 2018 and the certificate therein;
- ii) The Reports of the Auditor-General on the Financial Statements in respect of the following institutions for the year ended 30<sup>th</sup> June, 2017 and the certificates therein: -
  - a) Regional Centre on Groundwater Resources Education, Training and Research in Eastern Africa;
  - b) Kenya Water Institute (KEWI);
  - c) National Irrigation Board (NIB);
  - d) National Environment Management Authority (NEMA);
  - e) Water Resources Management Authority (WARMA); and
  - f) Anti-Counterfeit Agency.

*(The Leader of the Majority Party)*

iii). Reports of the Committee on Powers and Privileges on: -

- a) The inquiry into alleged unethical conduct of the Hon. Paul Ongili, MP (Member for Embakasi East Constituency) and the Hon. Charles Njagua Kanyi, MP (Member for Starehe Constituency); and
- b) The inquiry into allegations of bribery of some Members of the National Assembly during the consideration of the Report of the Joint Sittings of the Departmental Committee on Agriculture and Livestock and Trade, Industries and Cooperatives on the inquiry into alleged importation of illegal and contaminated sugar into the country.

*(Hon. Peter Mungai Mwathi, Member, Committee on Powers and Privileges)-*

iv). The Report of the Committee on Parliamentary Broadcasting and Library on the International Federation of Library Associations Conference held in Kuala Lumpur, Malaysia from 24<sup>th</sup> to 30<sup>th</sup> August, 2018.

*(Chairperson, Committee on Parliamentary Broadcasting and Library)*

v). Reports of the Departmental Committee on Defence and Foreign Relations on: -

- a) The consideration of a Petition by Mr. Dan Okemwa and Ms. Lyn Kemboi on the arrest and detention of Mr. Don. Bosco Gichana Ooga; and
- b) The inquiry into the Kenya-Somali Border Securitization Project.

*(Chairperson, Departmental Committee on Defence & Foreign Relations)*

7. **NOTICE OF MOTION**

The following Notices of Motion were given –

- (i) **THAT**, this House adopts the Report of the Committee of Powers and Privileges on the Inquiry into Alleged Unethical Conduct of the Hon. Paul Ongili, MP (Member for Embakasi East Constituency) and the Hon. Charles Njagua Kanyi, MP (Member for Starehe Constituency); laid on the Table of the House on Tuesday, November 20, 2018.

*(Hon. Peter Mwathi, Member, Powers and Privileges Committee)*

- (ii) **THAT**, this House adopts the Report of the Committee of Powers and Privileges on the Inquiry into allegations of Bribery of some Members of the National Assembly during consideration of the Report of the Joint Sitings of the Departmental Committees on Agriculture and Livestock and Trade, Industry and Co-operatives on the Inquiry into Alleged Importation of Illegal and Contaminated Sugar into the country; laid on the Table of the House on Tuesday, November 20, 2018.

*(Hon. Peter Mwathi, Member, Powers and Privileges Committee)*

- (iii) **THAT**, this House adopts the Report of the Departmental Committee on Defence and Foreign Relations on the inquiry into the Kenya–Somalia Border securitization project, laid on the Table of the House today, Tuesday, November 20, 2018.

*(Chairperson, Departmental Committee on Defence and Foreign Relations)*

- (iv) **THAT**, aware that the universal access to Information and Communication Technologies (ICT) is a critical international obligation provided for under the International Telecommunication Union (ITU), the Sustainable Development Goals (SDGs) among other international obligations; noting that technological innovations associated with the transition to the Next-Generation Networks are already transforming the way universal access is being extended to rural and remote areas in both developed and developing countries and to a large extent, this transformation is being fueled by emerging networking technologies; cognizant that global statistics indicate that 49 percent of the population does not have access to internet connection and that the digital divide requires tangible and consistent collective action to close the gap; further cognizant that internet is one of the most powerful and an invaluable tool in the world today for among other uses communication, information, and access to various services; appreciating that realization of appropriate Public Private Partnerships are essential in stimulating broadband investments, adoption and infrastructural roll-out to open up rural areas and disadvantaged parts of Kenya; this House resolves that the Government through incentive driven Public Private Partnerships provides free, secure, risk-free and high quality WiFi services in every constituency.

*(Hon. Godfrey Osotsi, MP - Nominated)*

- (v) **THAT**, aware that Articles 28 and 51 of the Constitution guarantees the right to inherent dignity and the right to have that dignity respected and protected; and provides that a person who is detained in custody or imprisoned under the law, retains all the rights and fundamental freedoms in the Bill of Rights, except to the extent that any particular right or a fundamental freedom is clearly incompatible with the fact that the person is detained, held in custody or imprisoned; **further aware that** the Persons Deprived of Liberty Act (2014) provides for the human treatment of persons detained, held in custody or imprisoned; **deeply concerned** that most police cells in the country are in deplorable conditions characterized by lack of basic requirements, overcrowding, poor diet, lack of clean water, poor sanitation among other requirements; **noting that** these conditions are in total contravention of the provisions of the Constitution and relevant legislation as they deny the detainees their fundamental right to inherent dignity as well as freedom from torture and cruel, inhumane or degrading treatment or punishment which leads to their physical, emotional and psychological torture and harm to an extent of some of them committing suicide; this House **urges** the National Government through the Ministry of Interior and Coordination of National Government to modernize and standardize police cells across the country by providing basic facilities that ensures the dignity of suspects detained is observed and guaranteed.

*(Hon. Omar Mohamed, MP – Mandera East)*

## 8. QUESTIONS

(i) The following Questions were made to various Ministries under relevant Departmental Committees:-

- a) Question No. 162/2018 by the Member for Lamu County (Hon. Ruweida Obo) to the Cabinet Secretary for Defence regarding attacks of residents of Mpeketoni and Ishakani areas in Lamu by Kenya Defence Forces officers. Question was referred for response by the Cabinet Secretary before the Departmental Committee on Defence and Foreign Relations.
- b) Question No. 181/2018 by the Member for Butere Constituency (Hon. Scott Tindi Mwale) to the Cabinet Secretary for Labour and Social Protection on circumstances surrounding the suspension of Mr. Christopher Maloba Ambetsa, a Clerical Officer, P/N 1986123462, from the Kakamega Central County Commissioner Office. Question referred for response by the Cabinet Secretary before the Departmental Committee on Labour and Social Welfare.
- c) Question No. 183/2018 by the Member for Samburu North Constituency (Hon. Alois Lentoimaga) to the Cabinet Secretary for Interior and Coordination of National Government on remuneration of police reservists. Question referred for response by the Cabinet Secretary before the Departmental Committee on Administration and National Security.

(ii) The following Question was deferred:-

Question No. 188/2018 by the Member for Kajiado Central Constituency (Hon. Elijah Memusi, MP) to Cabinet Secretary for Health regarding medication for Cancer was deferred.

9). **MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO.12 OF 2018)**

Motion made and Question proposed –

**THAT**, this House do agree with the Report of the Committee of the whole House on its consideration of the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No. 12 of 2018).

*(Leader of the Majority Party)*

Amendment moved and Question proposed-

Motion made and Question proposed –

**THAT**, the Motion for agreement with the Report of the Committee of the whole House be amended by inserting the following words at the end thereof-

**“subject to re-committal of the Bill, with regard to-**

- a. all provisions relating to the Registration of Persons Act (Cap. 107);
- b. the provisions relating to the Copyright Act (No. 12 of 2001) in respect of new section 6(1A);
- c. all the provisions relating to the Kenya School of Law Act (No. 26 of 2012); and,
- d. the provisions relating to the Universities Act (No. 42 of 2012) in respect of section 15(2).

*(Leader of the Majority Party)*

Question put and agreed to.

10. **COMMITTEE OF THE WHOLE HOUSE**

Order for Committee read;

**IN THE COMMITTEE**

The Deputy Speaker in the Chair

a) **The Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No.12 of 2018)**

(i) **Provisions relating to the Registration of Persons Act (CAP 107)**

Schedule

Proposed amendment to Section 3

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Registration of Persons Act (Cap 107) in section 3 by inserting the following new amendments in their proper sequence —

s.3 Insert the following new definition in its proper alphabetical sequence —

“**Principal Secretary**” means the Principal Secretary in the ministry responsible for matters relating to registration of persons”

*(Chairperson, Departmental Committee on Administration and National Security)*

Question of the amendment proposed,

Debate arising;

Question put and agreed to;

Proposed amendments to Section 3 as amended agreed to

Proposed amendment to Section 5(1)(d)

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Registration of Persons Act (Cap 107) by deleting the proposed amendment to section 5(1)(d) and substituting therefor the following—

s.5(1) Delete paragraph (d).

*(Hon. Jude Njomo)*

Amendment dropped.

Proposed amendment to Section 5(1)(d) - agreed to

Proposed amendments to Section 5(1)(g)

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Registration of Persons Act (Cap 107) in section 5(1)(g) by deleting the proposed amendment to section 5(1)(d) and substituting therefor the following—

s.5(1)(g) Delete paragraph (g) and substitute therefor the following new paragraph—

“(g) place of residence and postal address, Global Positioning System coordinates, Land Reference Number, Plot Number or House Number, if any;”

*(Chairperson, Departmental Committee on Administration and National Security)*

Question of the further amendment proposed,

Debate arising;

Question of the further amendment put and agreed to

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Registration of Persons Act (Cap 107) by inserting the following new paragraph immediately after paragraph 5(1)(g) —

(ga) telephone number and email address, if any.

*(Hon. Jude Njomo)*

Proposed further amendment dropped.

Proposed amendment to Section 5(1)(g) as amended - agreed to

Proposed amendment to Section 5(1)(h) – agreed to

Proposed amendment to Section 9(1)

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Registration of Persons Act (Cap 107) by deleting the proposed amendment to section 9(1)

*(Chairperson, Departmental Committee on Administration and National Security)*

Question of the further amendment proposed,

Debate arising;

Question of the further amendment put and agreed to

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Registration of Persons Act (Cap 107) by deleting the proposed amendment to section 9(1)

*(Hon. Millie Odhiambo)*

Proposed further amendment dropped.

Proposed amendments to Section 9(1) - deleted

Proposed amendments to Section 9A

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Registration of Persons Act (Cap 107) by inserting the following new subsection immediately after subsection (2) in the proposed section 9A—

New subsection

“(3) The Principal Secretary shall be responsible for the administration, coordination and management of the system.”

*(Chairperson, Departmental Committee on Administration and National Security)*

Question of the further amendment proposed,

Debate arising;

Question of the further amendment put and agreed to

Further amendment proposed;

**THAT**, the Bill be amended in the Schedule in the proposed amendments to the Registration of Persons Act, Cap 107—

- (a) in the proposed section 9A(2)(d) by deleting the words “centrally print and distribute” and substituting therefor the words “support the printing and distribution”;
- (b) in the proposed section 9A by inserting a new paragraph immediately after paragraph (h)—
  - “(ha) to correct errors in registration details, if so requested by a person or on its own initiative to ensure that the information is accurate, complete, up to date and not misleading”;
- (c) in the proposed section 9A by inserting a new subsection(3) immediately after subsection (2)—
  - “(3) Upon commencement of this section, a person who provided erroneous information upon registration of documents under subsection(2)(d) shall, within two years of establishment of the National Integrated Management System correct such details upon prove of facts”.

*(Hon. Mohamed Hire Garane)*

Proposed further amendment dropped.

Proposed amendments to Section 9A as amended - agreed to

**New Section**

Proposed New Section 16

Further amendment proposed;

Motion made and question proposed –

**THAT**, Bill be amended in the Schedule in the proposed amendments to the Registration of Persons Act, Cap 107 by inserting the following new amendment in its proper numerical sequence —

s.16 Insert the word “all” immediately after the words “vetting of” appearing in paragraph (ba).”

*(Hon. Mohamed Hire Garane)*

Motion made and Question proposed –

**THAT**, Section 16 be read a Second Time

Amendment dropped.

Provisions relating to the Registration of Persons Act (CAP 107) as amended agreed to.

(ii) **Provisions relating to the Copyright Act 2001 (No. 12 of 2001)**

Proposed amendment to Section 6

Further amendment proposed;

**THAT** the Bill be amended in the proposed amendments to the Copyright Act, 2001 (No.12 of 2001) by inserting the following new subsection immediately after the proposed new section 6(1) –

(1A) Any person who, immediately before the commencement of this section was a member of the Board shall be deemed to be a member of the reconstituted Board for the unexpired period of his or her term of service.

*(Hon. Aden Duale – Leader of the Majority Party)*

Question of the further amendment proposed,

Debate arising;

Question of the further amendment put and agreed to

Proposed amendment to Section 6 as amended - agreed to

Provisions relating to the Copyright Act (No.12 of 2001) as amended agreed to.

(iii) **Provisions relating to the Kenya School of Law Act (No. 26 Of 2012)**

Proposed amendment to Sections 4(2), 16, & Second Schedule

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended by deleting all the proposed amendments to the Kenya School of Law Act, 2012.

*(Hon. Aden Duale – Leader of Majority Party)*

Question of the further amendment proposed,

Debate arising;

Question of the further amendment put and agreed to

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Kenya School of Law Act by –

- (a) deleting all the proposed amendments to section 4(2);
- (b) deleting the proposed amendments to section 16; and
- (c) deleting the proposed amendments to the Second Schedule.

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

Proposed further amendment dropped.

Further amendment proposed;

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Kenya School of Law Act, No. 26 of 2012 by deleting—

- (a) the proposed amendment to section 4(2);
- (b) the proposed amendment to section 16; and
- (c) the proposed amendment to the Second Schedule.

*(Hon. Mille Odhiambo)*

Proposed further amendment dropped.

Proposed amendments to the Provisions relating to the Kenya School of Law Act (No. 26 of 2012) – deleted

Provisions relating to the Kenya School of Law Act (No. 26 of 2012) - deleted

(iv) **Provisions relating to the Universities Act (No. 42 Of 2012)**

**New Section**

Proposed New Section 15(2)

Further amendment proposed;

Motion made and question proposed –

**THAT**, the Schedule to the Bill be amended in the proposed amendments to the Universities Act (No. 42 of 2012) by -

s.15(2) Inserting a new paragraph immediately after paragraph (e) as follows-

(ee) exercise any of the functions specified in section 20(1)(e).

*(Hon. Kimani Ichung'wah)*

Motion made and Question proposed –

**THAT**, Section 15(2) be read a Second Time

Debate arising;

Question of Second reading put and agreed to.

Motion made and question proposed –

**THAT**, the proposed Section 15(2) be part of the Bill;

Question put and agreed to.

New Section 15(2) - agreed to.

Provisions relating to the Universities Act (No. 42 of 2012) as amended agreed to.

Bill to be reported with amendments.

**b) The Warehouse Receipt System Bill (Senate Bill No. 10 of 2017)**

Consideration of the Bill deferred to another day

**11. HOUSE RESUMED** - the Hon. Speaker in the Chair

**The Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No.12 of 2018)**

Motion made and Question proposed –

**THAT**, the House do agree with the Committee in the said report

*(The Leader of the Majority Party)*

Question put and agreed to;

Motion made and Question proposed –

**THAT**, the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No.12 of 2018) be now read a Third time

*(The Leader of the Majority Party)*

Debate arising;

Question put and agreed to;

Thereupon Bill read a Second time and passed

**12. THE CONSTITUTION OF KENYA (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2018)**

Order read

**Point of Order on the Constitutionality of the Bill, and whether the Bill may be amended**

a) Rising on a point of order, the Member for Kangema (Hon. Muturi Kigano) sought guidance from the Speaker on the Constitutionality of the Constitution of Kenya (Amendment) Bill (National Assembly Bill No. 4 of 2018). He argued that the amendment relates to the sovereignty of the people as it sought to make changes to the composition of Parliament and therefore would require to be approved in a referendum. He added that the Memorandum of the Bill did not make any inference to a referendum.

The Speaker guided the House that the Bill was properly before the House noting that under the provisions of Article 94 of the Constitution, no person or body may make provision to enforce the law except Parliament. Further, Articles 97 and 98 which the Bill seeks to amend are about the composition not the functions of the two Houses of Parliament, therefore the amendment does not affect the sovereignty of the people.

b) Rising on a point of Order, the Member for Kimilili (Hon. Didmus Barasa) sought guidance from the Speaker on whether the Constitution of Kenya (Amendment) Bill (National Assembly Bill No. 4 of 2018) could be amended.

The Speaker while referring the House to the ruling he had made on 20<sup>th</sup> August 2015 on a similar matter where he communicated about disallowing amendments to a Bill to amend the Constitution. He observed that the process of amending the Constitution is a delicate one and can only be undertaken with reference to a definite procedure that deviates from the ordinary procedures. The process should therefore not be treated as that of an ordinary legislation. He added that any Member intending to amend the Constitution must be clear and precise on what he or she intends to alter but not change their mind while in the process.

Motion made and question proposed –

**THAT**, the Constitution of Kenya (Amendment) Bill (National Assembly Bill No. 4 of 2018) be now read a Second time

*(The Leader of the Majority Party)*

Debate arising;

And the time being seven o'clock, the 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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**MEMORANDUM**

The Speaker will take the Chair today,  
Wednesday, November 21, 2018 at 9.30 a.m.

--X--

**The Warehouse Receipt System Bill (Senate Bill No. 10 of 2017)**

Order deferred to another day

11. **HOUSE RESUMED** - the Honourable Speaker in the Chair

Bill to be reported with amendments;

**The Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No.12 of 2018)**

Re-committal reported with amendments;

Motion made and Question proposed –

THAT, the House do agree with the Committee in its report.

*(The Leader of the Majority Party)*

Question put and agreed to.

Motion made and Question proposed –

THAT, the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No.12 of 2018 be read a Third Time.

*(The Leader of the Majority Party)*

Debate arising;

Question put and agreed to.

Bill read a Third Time and **Passed.**

10. **THE CONSTITUTION OF KENYA (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Constitution of Kenya (Amendment) Bill (National Assembly Bill No.4 of 2018) be now read a Second Time

*(The Leader of the Majority Party)*

Debate arising;

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

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

**MEMORANDUM**

The Speaker will take the Chair on  
Wednesday, November 21, 2018 at 9.30 a.m.

--X--