



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – SECOND SESSION
THE NATIONAL ASSEMBLY
VOTES AND PROCEEDINGS
WEDNESDAY, OCTOBER 17, 2018

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

The following Paper was laid on the Table -

- Report of the Budget and Appropriations Committee on the consideration of the Supplementary Appropriation (No. 2) Bill, 2018.

(The Chairperson, Budget and Appropriations Committee)

5. **QUESTIONS**

The following Questions were asked –

- (i) Question No.037/2018 by the Member for Lamu County (Hon. (Capt.) Ruweida Mohamed, MP) regarding operations, management and regulation of taxis at airports; Question referred to the Departmental Committee on Transport, Public Works and Housing.
- (ii) Question No.040/2018 by the Nominated Member (Hon. David Ole Sankok, MP) regarding identification of beneficiaries under the Kenya National Safety Net Programme (NSNP); Question referred to the Departmental Committee on Labour and Social Welfare.
- (iii) Question No.054/2018 by the Member for Mwea (Hon. Kabinga Wachira, MP) regarding delivery of the subsidized fertilizer to Mwea Irrigation Scheme National Cereals and Produce Board (NCPB); Question deferred.
- (iv) Question No.055/2018 by the Member for Kwale County (Hon. Zuleikha Hassan, MP) regarding compensation of residents of Mwamdudu area who were affected during the construction of the Standard Gauge Railway; Question deferred.
- (v) Question No.056/2018 by the Member for Kwale County (Hon. Zuleikha Hassan, MP) regarding compensation of residents of Mwache area, Kwale County who were affected by the construction of Mwache Dam; Question deferred.

- (vi) Question No.057/2018 by the Member for Kwale County (Hon. Zuleikha Hassan, MP) regarding steps being taken to resolve land issues in Kwale County; Question deferred.
- (vii) Question No.058/2018 by the Member for Bonchari Constituency (Hon. John Oroo, MP) regarding compensation of village elders who offer support services to administrators in dispute resolution in villages across the Country; Question referred to the Departmental Committee on Administration and National Security.
- (viii) Question No.060/2018 by the Member for Moyale Constituency (Hon. Qalicha Wario, MP) regarding the financial status of Kenya Meat Commission and measures being taken to make the Commission productive and prudent; Question referred to the Departmental Committee on Agriculture and Livestock.
- (ix) Question No.062/2018 by the Member for Fafi Constituency (Hon. Abdikhaim Osman, MP) regarding the current tariff model applicable for petroleum products in the country; maximum pipeline losses allowable and the measures being put in place to stop adulterations of petroleum products in the Country; Question referred to the Departmental Committee on Energy.

6. **MOTION - DECLARATION OF YOUTH UNEMPLOYMENT AS A NATIONAL DISASTER AND ESTABLISHMENT OF A NATIONAL YOUTH FUND**

Motion made and Question proposed -

THAT, aware that seventy-five percent of Kenya's population is under 35 years of age and that, overall unemployment among youth is at 55 percent; cognizant of the Government's plan in the Big Four Agenda aimed at creating 1.3 million manufacturing jobs by 2022; appreciating that Article 260 of the Constitution defines youth while the Public Finance Management Act (National Government Affirmative Action Fund) Regulations, 2016 creates basic structures that support affirmative action for the youth; aware that in the Appropriation Act, 2018, youth empowerment programme was allocated a partly sum of Kshs.7,352,220,651; **this House urges** that the Government declares youth unemployment as a national disaster and further establishes a National Youth Fund of at least 5 percent of the national revenue collected each year to be administered by an Authority or Commission for purpose of youth empowerment and employment.

(Hon. Anthony Oluoch – 03.10.2018)

Debate interrupted on Wednesday, October 03, 2018 resumed;

Mover replied;

Question put and agreed to.

7. **MOTION - STRENGTHENING OF REHABILITATION SCHOOLS IN THE COUNTRY**

Motion made and Question proposed –

THAT, aware that several buildings in government secondary schools in the country have had fire incidences this year, many of which being arson incidents attributable to students' delinquency; further aware that the learning in the affected schools has been severely interfered with; disturbed that the number of students arrested for allegedly burning or conspiring to burn school buildings around the country continue to rise; cognizant that these students are aged below eighteen (18) years therefore fall under the category of juvenile offenders; further cognizant that Article 53(1)(f) of the Constitution provides that every child has the right not to be detained, except as a measure of last resort, and when detained, to be held for the shortest appropriate period of time separate from adults and in conditions that take account the child's sex and age; appreciating that section 18(2) of the Children's Act provides that a child offender shall be separated from adults in custody; further appreciating that the Children Act, 2001 advances the protection of children from any action deemed hazardous or likely to interfere with the child's education, health among others; deeply concerned that delinquency tends to lead to adult crime thereby encouraging the possibility of a lifelong criminal career if not managed appropriately; **this House resolves** that the National Government puts in place administrative measures to ensure that child offenders are not remanded or incarcerated in adults' remands; and strengthens the existing rehabilitation schools in the Country as a measure to ensure delinquent adolescents are effectively rehabilitated while making them accountable for crimes committed.

(Hon. Benjamin Washiali)

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

Debate arising;

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

Mover replied;

Question deferred pursuant to Standing Order 53(3).

8. **MOTION - ESTABLISHMENT OF POLICY GUIDELINES ON LAND FOR EXPANSION OF PUBLIC SCHOOLS AND A FUND FOR ACQUISITION OF SUCH LAND**

Motion made and Question proposed –

THAT, aware that land is one of the most important resources in Kenya from which the Country generates goods and services, and a source of livelihood for many people; further aware that land is a scarce resource which is highly sought for various economic and commercial purposes leaving little or no space for establishment of social amenities, including learning institutions; cognizant of the Ministry of Education guidelines which provide that the amount of school land should be sufficient with the minimum amount of land required being determined by enrollment; concerned that the increasing number of students in learning institutions puts a lot of strain on the available infrastructure especially those institutions which are established on limited space with no space for future expansion; **this House urges** the Government to establish policy guidelines on land for expansion of public schools and sets aside a fund for acquisition of such land.

(The Hon. Caleb Kositany)

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.

9. HOUSE ROSE - at One O'clock

MEMORANDUM

The Speaker will take the Chair today,
Wednesday, October 17, 2018 at 2.30 p.m.

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