



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, NOVEMBER 28, 2018

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

4. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) The Third Report of the Special Funds Accounts Committee on Audited Financial Statements for the National Government Constituencies Development Fund for Constituencies in Kisumu County for the Financial Years 2013/14, 2014/15 and 2015/16.
- (ii) The Report of the Special Funds Accounts Committee on the Regional Public Financial Management Training for Improved Budget Oversight and Accountability held in Accra, Ghana from 22nd to 26th October, 2018.

(Hon. Geoffrey Omuse, MP - Member, Special Funds Accounts Committee)

- (iii) The Report of the Departmental Committee on Trade, Industry and Cooperatives on its Consideration of the SACCO Societies (Amendment) Bill (National Assembly Bill No. 18 of 2018)

(Hon. Jones Mlolwa, MP - Member, Departmental Committee on Trade, Industry and Cooperatives)

5. **NOTICES OF MOTION**

The following Notice of Motion was given –

Notice of Motion – The Third Report of the Special Funds Accounts Committee on Audited Financial Statements for the National Government Constituencies Development Fund

THAT, this House adopts the Third Report of the Special Funds Accounts Committee on Audited Financial Statements for the National Government Constituencies Development Fund for Constituencies in Kisumu County for the Financial Years 2013/14, 2014/15 and 2015/16, laid on the Table of the House on Wednesday, November 28, 2018.

(Hon. Geoffrey Omuse, MP - Member, Special Funds Accounts Committee)

6. **QUESTIONS**

(a) The following Questions were asked –

- (i) Question by Private Notice No.267/2018 by the Member for Nandi Hills (Hon. Alfred Keter) to the Cabinet Secretary for Agriculture, Livestock, Fisheries and the Blue Economy regarding maize stocks held by NCPB, cushioning of farmers against losses due to increased cost of production, and review of maize prices by the ministry. Question referred to the Departmental Committee on Agriculture and Livestock.
- (ii) Question No.219/2018 by the Member for Homa Bay Town (Hon. Peter Kaluma) to the Cabinet Secretary for Education regarding granting of a University Charter to Tom Mboya College. Question referred to the Departmental Committee on Education and Research.
- (iii) Question No.223/2018 by the Member for Konoin (Hon. Brighton Yegon) to the Cabinet Secretary for Interior and Coordination of National Government regarding compensation for persons affected by the 2007-2008 Post-Election Violence in Konoin Constituency. Question referred to the Departmental Committee on Administration and National Security.
- (iv) Question No.225/2018 by the Member for Matayos (Hon. Geoffrey Makokha) to the Cabinet Secretary for Education regarding status of government funded projects at the National Commission on Science, Technology and Innovation. Question referred to the Departmental Committee on Education and Research.
- (v) Question No.251/2018 by the Member for Turkana County (Hon. Joyce Emanikor) to the Judicial Service Commission regarding stalling of the construction of the proposed High Court in Turkana was asked for response through written reply.

(b) The following Question was deferred:-

Question No.204/2018 by the Member for Borabu (Hon. Ben Momanyi) to the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development regarding the state of Rodi Kopany-Karungu—Sori road.

7. **MOTION - REPORT ON THE JUDICIARY FUND REGULATIONS, 2018**

Motion made and Question proposed –

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the Judiciary Fund Regulations, 2018 (Legal Notice No. 117 of 2018), laid on the Table of the House on Tuesday, November, 13, 2018, and pursuant to the provisions of Section 15(1) of the Statutory Instruments Act, 2013 and Standing Order 210 (4)(b) **annuls in entirety** the said Regulations.

(Chairperson, Committee on Delegated Legislation – 27.11.2018)

Debate on the Motion having been concluded on Tuesday, November 27, 2018;

Question put and agreed to.

8. **MOTION - RATIFICATION OF THE PROTOCOL TO ELIMINATE ILLICIT TRADE IN TOBACCO PRODUCTS**

Motion made and Question proposed –

THAT, this House **adopts** the Report of the Departmental Committee on Health on the Ratification of the Protocol to Eliminate Illicit Trade in Tobacco Products, laid on the Table of the House on Tuesday, November 13, 2018, and pursuant to the provisions of section 8 of the Treaty Making and Ratification Act, 2012, **approves** the ratification of the Protocol to Eliminate Illicit Trade in Tobacco Products.

(Chairperson, Departmental Committee on Health – 27.11.2018)

Debate on the Motion having been concluded on Tuesday, November 27, 2018;

Question put and agreed to.

9. **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 – 20.11.2018)

Debate interrupted on Wednesday, November 21, 2018 resumed;

Pursuant to Standing Order 96 the Leader of the Majority Party claimed to move “That, the debate on Second Reading of the Bill be now adjourned” to allow further consultations with stakeholders, and more lobbying.

Thereupon, the Speaker proposed the question that debate on Second Reading of the Constitution of Kenya (Amendment) Bill (National Assembly Bill No.4 of 2018) be now adjourned;

Question put and agreed to.

Thereupon, pursuant to Standing Orders 96 and 40, debate on the Bill was deferred to a later date.

10. **THE FOOD SECURITY BILL (SENATE BILL NO.12 OF 2017)**

Order for First Reading read;

Bill Read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

11. **THE COUNTY STATISTICS BILL (SENATE BILL NO.9 OF 2018)**

Order for First Reading read;

Bill Read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

12. **THE SALARIES AND REMUNERATION COMMISSION (AMENDMENT) BILL (SENATE BILL NO.12 OF 2018)**

Order for First Reading read;

Bill Read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

13. **THE GOVERNMENT CONTRACTS BILL (NATIONAL ASSEMBLY BILL NO.9 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Government Contracts Bill (National Assembly Bill No.9 of 2918) be now read a Second Time

(The Leader of the Majority Party)

Debate arising;

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

Mover to reply;

14. **THE KENYA ACCREDITATION SERVICE BILL (NATIONAL ASSEMBLY BILL NO.17 OF 2018)**

Order for Second Reading read;

Debate deferred to another sitting.

15. **THE CAPITAL MARKETS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 19 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Government Contracts Bill (National Assembly Bill No.9 of 2918) be now read a Second Time

(The Leader of the Majority Party)

Debate arising;

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

Pursuant to Standing Order 96 the Hon. Kimani Kuria, Member for Molo Constituency claimed to move that debate on Second Reading of the Bill be now adjourned".

Thereupon, the Speaker proposed the question that debate on Second Reading of the Government Contracts Bill (National Assembly Bill No.9 of 2918) be now adjourned;

Question put and agreed to.

Debate to resume.

16. **THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2018)**

Order for Second Reading read;

Debate deferred to another sitting.

17. **THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2018)**

Order for Second Reading read;

Debate deferred to another sitting.

18. **THE ASSUMPTION OF OFFICE OF THE COUNTY GOVERNOR BILL (SENATE BILL NO. 1 OF 2018)**

Order for Second Reading read;

Debate deferred to another sitting.

19. **THE NATIONAL FLAG, EMBLEMS AND NAMES (AMENDMENT) BILL (SENATE BILL NO. 8 OF 2017)**

Order for Second Reading read;

Debate deferred to another sitting.

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

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

M E M O R A N D U M

The Speaker will take the Chair on
Thursday, November 29, 2018 at 9.30 a.m.