



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – THIRD SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, FEBRUARY 14, 2019

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

The Speaker conveyed the following Petition –

Introduction of a Private Bill entitled the Mau Mau Liberation, Movement Bill

“Honourable Members,

Standing Order 225 (2) (b) requires that the Speaker reports to the House any Petition other than those presented through a Member. I therefore wish to convey to the House that my office is in receipt of a Petition from members of the Mau Mau War Veterans Association seeking for leave of the House for the introduction of a Private Bill.

You may wish to note that this Petition is not an ordinary one as the Petitioners are asking for leave of the House to introduce a Private Bill aimed at providing for the recognition of the role of *Mau Mau Liberation Struggle Movement*. The draft legislation attached to the Petition is proposing to among other things, to acknowledge in law, the role of the *Movement* in the fight for Kenya’s independence and to provide for the documentation of the history and activities of the *Movement* for posterity. The Petition does comply with the provisions of SO 159 (1) which states that “*No private Bill shall be introduced unless a Petition for the same, headed by the short title of the Bill, and signed by the parties, being promoters of the Bill, or some of them, has been previously presented to the House with a copy of the Bill annexed*”

Honourable Members, you all appreciate that the Mau Mau Veterans played a key role in the liberation of this country from colonialism. Therefore it would be appropriate to recognise and appreciate their efforts in the fight for the Country’s independence.

Pursuant to the provisions of Standing Order 227, this Petition now stands committed to the Departmental Committee on Sports, Culture and Tourism for consideration. The Committee is advised to prioritize the Petition, accord hearing to the Petitioners and assist

the House to determine whether the prayers by the Petitioners would properly be addressed by way of a Private Bill in terms Part Twenty (XX) of the Standing Orders. Should the Committee find that a Private Bill is the appropriate way to address the prayers, the Committee should, upon tabling the Report move a Motion asking the House to grant leave for the introduction of a Private Bill on the subject.

Thank you”.

5. **PAPERS**

The following Papers were laid on the Table –

- a) Draft 2019 Budget Policy Statement from the National Treasury and Planning.
- b) Draft 2019 Medium Term Debt Management Strategy from the National Treasury and Planning.
- c) Draft Division of Revenue Bill, 2019 from the National Treasury and Planning.
- d) Draft County Allocation of Revenue Bill, 2019 from the National Treasury and Planning.
- e) The Reports of the Auditor-General on the Financial Statements in respect of the following Institutions for the year ended 30th June, 2018 and the certificates therein:
 - (i) National Safety Net Program;
 - (ii) State Department for Social Protection;
 - (iii) Ministry of Agriculture, Livestock, Fisheries and Irrigation;
 - (iv) Sunset Hotel Limited;
 - (v) Tom Mboya University College;
 - (vi) Moi University;
 - (vii) Inter-Governmental Relations Technical Committee;
 - (viii) Tana Water Services Board;
 - (ix) Kenya Development Response to Displacement Impacts Project;
 - (x) Jomo Kenyatta Foundation;
 - (xi) Kenya Literature Bureau; and
 - (xii) Rivatex East Africa Limited.

(The Leader of the Majority Party)

6. **SPEAKER'S GUIDE**

The Speaker gave the following guidance regarding the 2019 Budget Policy Statement as tabled today under Order No. 5 (PAPERS) -

Guide on submission of the 2019 Budget Policy Statement

Honourable Members, Following the tabling of the 2019 Budget Policy Statement, 2019 Medium Term Debt Management Strategy Paper and draft Division of Revenue and County Allocation of Revenue Bills, I wish to inform the House that the said documents have been submitted pursuant to the Public Finance Management Act, 2012 and the Standing Orders.

The BPS and accompanying documents now stand committed to each Departmental Committee to consider and make recommendations to the Budget and Appropriations Committee within seven days of committal.

The Budget and Appropriation committee is expected to submit its report within 7 days thereafter. This is to allow the House to consider the BPS within the 14 days limit set by section 25(7) of the PFM Act 2012 and Standing Order 232.

The House is guided accordingly.

7. **QUESTIONS**

The following Questions were asked –

- (i) Question by Private Notice No.013/2019 by the Member for Ndhiwa (Hon. Martin Owino) regarding attack by a crocodile of one Veronica Achieng on February 08, 2019;
(To be replied to by the Cabinet Secretary for Tourism and Wildlife before the Departmental Committee on Environment and Natural Resources)
- (ii) Question No.007/2019 by the Nominated Member (Hon. Godfrey Osotsi) regarding funds held in foreign bank accounts outside Kenya;
(Question for Written Reply by the Attorney General)
- (iii) Question No.008/2019 by the Member for Mathare (Hon. Anthony Oluoch) regarding alleged possession by a private entity of public land set aside for the development of Mathare Youth Polytechnic;
(To be replied to by the Cabinet Secretary for Lands before the Departmental Committee on Lands)
- (iv) Question No.009/2019 by the Member for Navakholo (Hon. Emmanuel Wangwe) regarding alleged overcharging of tuition fees for regular students in Kabarak University;
(To be replied to by the Cabinet Secretary for Education, Science and Technology before the Departmental Committee on Education and Research)
- (v) Question No.010/2019 by the Member for Sigowet/Soin (Hon. Kipsengeret Koros) regarding implementation status of Soin Irrigation Project (Contract No. NIB/T080/2015-2016);
(To be replied to by the Cabinet Secretary for Water and Sanitation before the Departmental Committee on Environment and Natural Resources)
- (vi) Question No.011/2019 by the Member for Githunguri (Hon. Gabriel Kago) regarding the implementation status of the Report of the Task Force on Coffee matters;
(To be replied to by the Cabinet Secretary for Agriculture, Livestock, Fisheries and Irrigation before the Departmental Committee on Agriculture and Livestock)
- (vii) Question No.012/2019 by the Nominated Member (Hon. David Sankok) regarding status of construction of the 89 Km Narok-Maasai Mara road;
(To be replied to by the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development before the Departmental Committee on Transport, Public Works and Housing)

8. **STATEMENT PURSUANT TO STANDING ORDER 44(2)(a)**

Pursuant to the provision of Standing Order 44(2)(a), the Leader of the Majority Party issued a Statement regarding the business of the House for the week commencing Tuesday, February 19, 2019.

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

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Kenya Accreditation Service Bill (National Assembly Bill No.17 of 2018) be now read a Second Time

(The Leader of the Majority Party – 13.02.2019)

Debate on the Second Reading having been concluded on Wednesday, February 13, 2019 (Afternoon Sitting);

Question put and agreed to;

Bill read a Second Time and committed to the Committee of the whole House tomorrow.

10. **THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.51 OF 2017)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Public Finance Management (Amendment) Bill (National Assembly Bill No. 51 of 2017) be now read a Second Time

(The Leader of the Majority Party – 13.02.2019)

Debate interrupted on Wednesday, February 13, 2019 (Afternoon Sitting) resumed;

Mover replied;

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

Question put and agreed to;

Bill read a Second Time and committed to the Committee of the whole House tomorrow.

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

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Insurance (Amendment) Bill (National Assembly Bill No.21 of 2018) be now read a Second Time

(Vice Chairperson, Departmental Committee on Finance and National Planning – 06.12.2018)

Debate interrupted on Thursday, December 06, 2018 resumed;

Mover replied;

Question for Second Reading deferred to another day pursuant to Standing Order 53.

12. **THE SPORTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.25 OF 2018)**

Order for Second Reading read;

Order deferred to another day.

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

Order for Second Reading read;

Motion made and Question proposed –

THAT, the National Flag, Emblems and Names (Senate Bill No.8 of 2017) be now read a Second Time

(Chairperson, Departmental Committee on Administration and National Security)

Debate arising;

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

Mover replied;

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

14. **THE COUNTY GOVERNMENTS (AMENDMENT) (No.2) BILL (SENATE BILL NO. 7 OF 2017)**

Order for Second Reading read;

Order deferred to another day.

15. **THE PHARMACY AND POISONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 8 OF 2018)**

Order for Second Reading read;

Order deferred to another day.

16. **HOUSE ROSE** - at half past Five O'clock

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

M E M O R A N D U M

The Speaker will take the Chair on
Tuesday, February 19, 2019 at 2.30 p.m.