



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**THURSDAY, MARCH 07, 2019 AT 2.30 P.M.**

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Questions and Statements

**8\*. SPECIAL MOTION - APPROVAL OF NOMINEES FOR APPOINTMENT TO THE NATIONAL POLICE SERVICE COMMISSION**

(The Chairperson, Departmental Committee on Administration & National Security)

**THAT**, this House adopts the Report of the Departmental Committee on Administration and National Security on the Vetting of Nominees for Appointment as Chairperson and Members to the National Police Service Commission, *laid on the Table of House on Tuesday, March 5, 2019*, and pursuant to the provisions of Article 250(2)(b) of the Constitution and section 6(6) of the National Police Service Commission Act, **approves** the appointment of the following persons to the National Police Service Commission:-

- |       |                                      |   |                     |
|-------|--------------------------------------|---|---------------------|
| (i)   | <b>Mr. Eliud Ndung'u Kinuthia</b>    | - | <b>Chairperson;</b> |
| (ii)  | <b>Ms. Lilian Mutio Kiamba</b>       | - | <b>Member;</b>      |
| (iii) | <b>Mr. Eusebius Karuti Laibuta</b>   | - | <b>Member;</b>      |
| (iv)  | <b>Mr. Naphtaly Kipchirchir Rono</b> | - | <b>Member;</b>      |
| (v)   | <b>Dr. Alice Atieno Otwala</b>       | - | <b>Member; and,</b> |
| (vi)  | <b>Mr. John Tentemo Ole Moyaki</b>   | - | <b>Member.</b>      |

*(Resumption of debate interrupted on Wednesday, March 6, 2019 – Afternoon Sitting)*

**9\*. MOTION – SENATE AMENDMENTS TO THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2017)**

(The Leader of the Majority Party)

**THAT**, the Senate amendments to the Physical Planning Bill (National Assembly Bill No. 34 of 2017) be now considered.

**10\*. MOTION – SENATE AMENDMENTS TO THE LAND VALUE INDEX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 3 OF 2018)**

(The Leader of the Majority Party)

**THAT**, the Senate amendments to the Land Value Index Laws (Amendment) Bill (National Assembly Bill No. 3 of 2018) be now considered.

**11\*. MOTION – SENATE AMENDMENTS TO THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 47 OF 2017)**

(The Leader of the Majority Party)

**THAT**, the Senate amendments to the Kenya Roads Bill (National Assembly Bill No. 47 of 2017) be now considered.

**12\*. MOTION - REPORT ON THE EXAMINATION OF THE FINANCIAL STATEMENTS OF THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION**

(The Chairperson, Public Accounts Committee)

**THAT**, this House adopts the Report of the Public Accounts Committee on its examination of the Report of the Auditor General on the Financial Statements for the Independent Electoral and Boundaries Commission for the year ended 30<sup>th</sup> June 2017, *laid on the Table of House on Wednesday, February 27, 2019.*

**13\*. MOTION – PROGRESS REPORT ON THE INQUIRY INTO THE PROPOSED TAKEOVER OF JOMO KENYATTA INTERNATIONAL AIRPORT BY KENYA AIRWAYS**

(The Chairperson, Public Investments Committee)

**THAT**, this House **adopts** the Progress Report of the Public Investments Committee on the inquiry into the Proposed Takeover of Jomo Kenyatta International Airport by Kenya Airways, *laid on the Table of the House on Wednesday, February 27, 2019.*

**14\*. THE COUNTY GOVERNMENTS (REVENUE RAISING PROCESS) BILL (NATIONAL ASSEMBLY BILL NO. 24 OF 2018)**

(The Leader of the Majority Party)

Second Reading

**15\*. MOTION - REPORT ON ALLEGED IRREGULAR SPECIALIST RECOGNITION OF DR. SAMIRA SONI BY THE KENYA MEDICAL PRACTITIONERS AND DENTISTS BOARD**

(The Chairperson, Departmental Committee on Health)

**THAT**, this House **adopts** the Report of the Departmental Committee on Health on alleged irregular specialist recognition of Dr. Samira Soni by the Kenya Medical Practitioners and Dentists Board, *laid on the Table of the House on Wednesday, October 17, 2018.*

**16\*. MOTION - INQUIRY INTO THE KENYA-SOMALIA BORDER SECURITIZATION PROJECT**

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

**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 on Tuesday, 20<sup>th</sup> November 2018.*

**17\*. MOTION - INQUIRY INTO LEGISLATIVE AND REGULATORY GAPS AFFECTING COMPETITION IN THE TELECOMMUNICATIONS SUB-SECTOR**

(The Chairperson, Departmental Committee on Communication, Information & Innovation)

**THAT**, this House **adopts** the Report of Departmental Committee on Communication, Information and Innovation on the Inquiry into Legislative and Regulatory Gaps affecting Competition in the Telecommunications Sub-Sector, *laid on the Table of House on Tuesday, March 5, 2019.*

18\*. MOTION - REPORT ON A MEETING TO PROMOTE AND POPULARIZE THE RATIFICATION OF THE PROTOCOL ON THE FREE MOVEMENT OF PERSONS AND ITS IMPLEMENTATION ROADMAP

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

**THAT**, this House **notes** the Report of the Departmental Committee on Defence and Foreign Relations on a meeting with the Member States and Secretaries of the Economic Community of West African States and East African Community to promote and popularize the Ratification of the Protocol on the Free Movement of Persons and its Implementation Roadmap, *laid on the Table of the House on Wednesday, 21<sup>st</sup> November 2018.*

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**\* Denotes Orders of the Day**

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## **NOTICES**

### **The House resolved on Wednesday, February 13, 2019 as follows:-**

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** shall be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking shall be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.
  
- II. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in debate on **Reports of Committees**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House for which limitation of time has not been specified, shall be limited as follows:- A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.
  
- III. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on any **Motion**, including a Special motion shall be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking shall be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

# **NOTICE PAPER**

## **Tentative business for**

**Tuesday, March 12, 2019**

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*(Published pursuant to Standing Order 38(1))*

It is notified that the House Business Committee, at their last meeting, approved the following **tentative** business to appear in the Order Paper for Tuesday, March 12, 2019:-

**A. THE DIVISION OF REVENUE BILL, 2019**

(The Chairperson, Budget & Appropriations Committee)

First Reading

*(If Bill will have been published)*

**B. COMMITTEE OF THE WHOLE HOUSE**

(i) Consideration of the Senate Amendments to the Physical Planning Bill

(National Assembly Bill No. 34 of 2017)

(The Chairperson, Departmental Committee on Lands)

(ii) Consideration of the Senate Amendments to the Land Value Index Laws

(Amendment) Bill (National Assembly Bill No. 3 of 2018)

(The Chairperson, Departmental Committee on Lands)

(iii) Consideration of the Senate Amendments to the Kenya Roads Bill

(National Assembly Bill No. 47 of 2017)

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

**C. MOTION - REPORT ON THE EXAMINATION OF THE FINANCIAL STATEMENTS OF THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION**

(The Chairperson, Public Accounts Committee)

*(If not concluded on Thursday, March 7, 2019)*

**D. MOTION – PROGRESS REPORT ON THE INQUIRY INTO THE PROPOSED TAKEOVER OF JOMO KENYATTA INTERNATIONAL AIRPORT BY KENYA AIRWAYS**

(The Chairperson, Public Investments Committee)

*(If not concluded on Thursday, March 7, 2019)*

**E. THE COUNTY GOVERNMENTS (REVENUE RAISING PROCESS) BILL (NATIONAL ASSEMBLY BILL NO. 24 OF 2018)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Thursday, March 7, 2019)*

**F. MOTION - REPORT ON ALLEGED IRREGULAR SPECIALIST RECOGNITION OF DR. SAMIRA SONI BY THE KENYA MEDICAL PRACTITIONERS AND DENTISTS BOARD**

(The Chairperson, Departmental Committee on Health)

*(If not concluded on Thursday, March 7, 2019)*



# **APPENDIX**

## **ORDER NO.7 - QUESTIONS**

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Pursuant to the provisions of Standing Order 42A (5) the following Members will ask **questions** for reply before the specified Departmental Committees:-

**Question**  
**No.**

### **QUESTION BY PRIVATE NOTICE**

**QPN**  
**009/2019**

**The Member for Kilome Constituency (Hon. (Eng.) Thuddeus Kithua Nzambia, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -**

- (i) Is the Cabinet Secretary aware of delays in processing of birth certificates for the residents of Kilome Constituency by the Kibwezi Births Registration Office in Makueni County?
- (ii) Could the Cabinet Secretary provide details and reasons for the delay in the processing of these certificates for the last one year?
- (iii) What plans are in place to ensure that students registering for their final KCPE and KCSE examinations are issued with Birth Certificates within the set timelines noting they are only left with a week to complete registration?

*(To be replied before the Departmental Committee on Administration and National Security)*

### **ORDINARY QUESTIONS**

**055/2019**

**The Member for Molo Constituency (Hon. Francis Kuria Kimani, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing & Urban Development: -**

- (i) Is the Cabinet Secretary aware of the deplorable state of the Nakuru-Njoro-Molo Road, especially the stretch from Njoro to Molo?
- (ii) Considering the importance of the said road as it is used as a by-pass by motorists avoiding the Nakuru-Salgaa-Sachangw'an-Total Road, and as the only tarmacked road linking Njoro-Molo and Kuresoi South Constituency, what measures is the Ministry putting in place to ensure that this road is repaired?

*(To be replied before the Departmental Committee on Transport, Public Works and Housing)*



056/2019

**The Member for Kamukunji Constituency (Hon. Yusuf Hassan, MP) to ask the Cabinet Secretary for Interior & Coordination of National Government: -**

- (i) Is the Cabinet Secretary aware that on 28<sup>th</sup> November, 2018 at Kabete area of Nairobi City County, Ethics and Anti-Corruption Commission officials were attacked by Police Officers leading to the escape of suspects, PC Julius Oguma, Service No. 79715 and PC Charles Macharia, Service No. 95924, both from the Directorate of Criminal Investigations?
- (ii) What actions has the Ministry taken to apprehend the above-named suspects and bring them to court or hand them over to the Ethics and Anti-Corruption Commission?
- (iii) What steps has the Ministry taken to ensure such acts are not tolerated and that appropriate action is taken to protect EACC officials from such acts?

*(To be replied before the Departmental Committee on Administration and National Security)*

089/2019

**The Member for Mumias East Constituency (Hon. Benjamin Jomo Washiali, MP) to ask the Office of the Director of Public Prosecutions: -**

- (i) Could the Director of Public Prosecutions (DPP) confirm the claims of Kenyan personalities alleged to be engaged in international drug trafficking as well as having received bribes running into hundreds of thousands of dollars to frustrate the extradition of drug criminals?
- (ii) Is he aware that the said Kenyan personalities are at the risk of indictment and prosecution in foreign countries?
- (iii) Could the Office of the Director of Public Prosecutions provide the list of the Kenyan personalities and agencies involved in the above criminal activities and the measures the Office is undertaking to bring this matter to a logical conclusion?

*(For Written Reply)*

091/2019

**The Member for Isiolo County (Hon. Rehema Dida Jaldesa, MP) to ask the Cabinet Secretary for Agriculture, Livestock, Fisheries and Irrigation: -**

- (i) Is the Cabinet Secretary aware that most pastoralists from Isiolo County lost their livestock due to the most recent severe drought?

- (ii) When will farmers be paid for the supply of livestock under the livestock take-off program?

*(To be replied before the Departmental Committee on Agriculture and Livestock)*

**092/2019 The Member for Starehe Constituency (Hon. Charles Njagua Kanyi MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -**

- (i) Is the Cabinet Secretary aware of arbitrary arrest, falsified touting charges, extortion and harassment of members of the Public by Police Officers at the Country Bus Terminus, along Accra Road and at Muthurwa and Nyamakima areas of Starehe Constituency in Nairobi City County on flimsy reasons?
- (ii) What action has the Ministry taken to stop harassment of innocent members of the public by police officers?

*(To be replied before the Departmental Committee on Administration and National Security)*

**093/2019 The Member for Igembe Central Constituency (Hon. Kubai Iringo, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing & Urban Development: -**

- (i) Is the Cabinet Secretary aware that KeNHA maintains the Meru – Maua Road up to Kangeta Market but has not maintained Kangeta - Maua Town section of the same road for the last 6 years?
- (ii) Is the Cabinet Secretary further aware that Meru – Maua Road is classified as a class B road and funded for maintenance while the section of the same road from Kangeta to Laare, a distance of 10 kilometers, is classified as a class C road and is currently under construction to bitumen standards by KERRA?
- (iii) When will the Cabinet Secretary address the anomaly on classification and maintenance of roads?

*(To be replied before the Departmental Committee on Transport, Public Works and Housing)*

**094/2019 The Member for Matayos Constituency (Hon. Geoffrey Makokha Odanga, MP) to ask the Cabinet Secretary for Education: -**

- (i) What is the status of the Government funded building projects at the National Commission on Science, Technology and Innovation (NACOSTI) offices, and how much money has been appropriated so far for the construction works?
- (ii) Could the Cabinet Secretary explain what caused the delays to

complete the said projects, and the measures the Ministry has put in place to ensure that the projects are completed without further delay?

*(To be replied before the Departmental Committee on Education and Research)*

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