



REPUBLIC OF KENYA

TWELFTH PARLIAMENT - (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, MARCH 06, 2019 AT 9.30 A.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*. MOTION - DEVELOPMENT AND IMPLEMENTATION OF REGULATIONS FOR MANAGEMENT OF FARES CHARGED BY PUBLIC SERVICE VEHICLES

(The Hon. Didmus Barasa, M.P.)

THAT, aware that road transport is the most widely used means of transportation in Kenya; further aware that *Matatus*, motor omnibuses and buses provide service to millions of people a day and are the backbone of Kenya's public road transport services; cognizant that the National Transport and Safety Authority Act is mandated by law to among other things, come up with conditions as it may consider fit for the purposes of ensuring that the fares imposed for the carrying of passengers are reasonable and ensure fair competition within the transport industry; concerned that companies, associations or Savings and Credit Co-operatives (SACCOs) under whose umbrella the said public service vehicles (PSVs) operate, and which are required to prescribe fares for its Members, tend to take advantage of non-existence of regulatory policies in the sector thus prescribing exorbitant fares which puts a lot of strain on customers; further concerned that for a long time, commuters have suffered at the hands of merciless PSVs crews who charge exorbitant fares where on many routes, fares are hiked on reasons as flimsy as change of weather, forcing commuters to spend more than what they intended to; **this House resolves** that the Government develops and implements regulations on amount of fare to be charged by PSVs for their services to protect customers from exploitation.

9*. MOTION - DIAGNOSTIC TESTING, SCREENING AND TREATMENT OF DIABETES IN WORKPLACES AND COMMUNITY SETTINGS

(The Hon. Ruweida Obo, M.P.)

THAT, aware that the prevalence of diabetes in the country has been on the increase with approximately 458,900 cases reported in Kenya according to the International Diabetes Federation Report of 2017, representing two per cent of the total adult population; deeply concerned that many people with diabetes continue to lose their lives each year due to lack of awareness of the disease, inability to afford management of the condition and the expensive medication; noting that people living with diabetes can live longer and lead comfortable life if they receive the right medical care and support to help them manage the disease; further noting that there remains inadequate funding for the implementation of the effective strategy for the prevention, detection and management of diabetes thus hindering Kenya’s achievement of the Sustainable Development Goal 3 and Vision 2030; recognizing the importance of early diagnosis of diabetes, aiding treatment, monitoring treatment progress, monitoring recovery and preventing life threatening and expensive complication, **this House urges** the Government to institutionalize diagnostic testing for diabetes in work places and community settings, provide for education, prevention and subsidized routine diabetes screening and treatment and put in place measures to ensure an effective diabetes care system at all levels of health care.

*** Denotes Orders of the Day**

NOTICES

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

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

Wednesday (Afternoon), March 06, 2019

(Published pursuant to Standing Order 38(1))

The following **tentative** business may be transacted on Wednesday (Afternoon), March 6, 2019:-

A. **MOTION** - **REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 11 OF 2017)**
(The Chairperson, Departmental Committee on Administration and National Security)

B. **MOTION** - **REPORT ON THE DISBURSEMENTS OF FUNDS TO THE NG-CDF**
(The Chairperson, Select Committee on National Government Constituencies Development Fund)

(Resumption of debate interrupted on Tuesday, March 5, 2019)

C. **SPECIAL MOTION** - **APPROVAL OF NOMINEES FOR APPOINTMENT TO THE NATIONAL POLICE SERVICE COMMISSION**
(The Chairperson, Departmental Committee on Administration & National Security)

D. **THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 13 OF 2018)**

(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Tuesday, November 13, 2018)

E. **MOTION** - **REPORT ON THE EXAMINATION OF THE FINANCIAL STATEMENTS OF THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION**
(The Chairperson, Public Accounts Committee)

F. **MOTION** - **PROGRESS REPORT ON THE INQUIRY INTO THE PROPOSED TAKEOVER OF JOMO KENYATTA INTERNATIONAL AIRPORT BY KENYA AIRWAYS**
(The Chairperson, Public Investments Committee)

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

(The Leader of the Majority Party)

Second Reading

H. 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)

I. MOTION - INQUIRY INTO THE KENYA-SOMALIA BORDER SECURITIZATION PROJECT

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

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

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

K. 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)



APPENDIX

ORDER NO.7 - QUESTIONS

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
008/2019** **The Member for Emuhaya Constituency (Hon. Omboko Milemba, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -**

- (i) Is the Cabinet Secretary aware of the alarming level of insecurity in in Emuhaya constituency over the past three years in particular, in Esibuye, Esirulo, Kilingili, Illungu, Mwichio Markets, whereby killings, robberies and burglaries have been on a steady rise with the most recent incident being the killing of 8 people by a gang that attacked Kilingili and Illungu markets on Saturday, 2nd March, 2019?
- (ii) What measures, if any, has the Ministry put in place to enhance security in the area?

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

ORDINARY QUESTIONS

077/2019 **The Member for Manyatta Constituency (Hon. John Muchiri Nyaga, MP) to ask the Cabinet Secretary for Industry, Trade and Cooperatives: -**

Could the Cabinet Secretary give the status report of the Kenya Planters' Co-operative Union (KPCU) receivership by the Kenya Commercial Bank (KCB), including;

- (i) the debt owed to the Receiver, if any;
- (ii) details of the shareholding of each Co-operative Society under KPCU before the Receiver Manager took possession of the Cooperative Union;
- (iii) the amount of money collected as revenue from tenants and from the sale of KPCU property, since the Receiver Manager took over;
- (iv) status of the unpaid terminal dues owed to former KPCU staff;
- (v) the number of assets sold off by the Board and the amount of money received from such sale, and the approving authority for

- the sale and in particular, the sale of Kahonoki Coffee Estate;
and
(vi) the current value of KPCU and its total liabilities?

(To be replied before the Departmental Committee on Trade, Industry and Cooperatives)

078/2019 The Member for Belgut Constituency (Hon. Nelson Koech, MP) to ask the Cabinet Secretary for Education: -

- (i) Could the Cabinet Secretary provide the number of requests received for registration of schools, both primary and secondary schools in the country, and whose consideration and approval is pending?
- (ii) Are there measures by the Ministry to ensure that the registration process for schools is carried out without undue delays?

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

079/2019 The Member for OI Joro Orok Constituency (Hon. Michael Muchira, MP) to ask the Cabinet Secretary for National Treasury & Planning: -

- (i) Is the Cabinet Secretary aware that during the registration of mobile banking services, details of the next-of-kin of customers are not captured?
- (ii) What is usually the fate of funds belonging to mobile banking services users, in case they pass on?
- (iii) Are there plans to ensure that the said details are included during the registration of mobile banking services?

(To be replied before the Departmental Committee on Finance and National Planning)

080/2019 The Member for Saboti constituency (Hon. Caleb Amisi, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development: -

- (i) Is the Cabinet Secretary aware that Kambimiwa - Lukhome - Kaptama, Kitale - Kinyoro- Baraton - Saboti - Kisawai and Kiminini - Lukhome Roads in Saboti Constituency are in deplorable state and that during rainy seasons, they become impassable?
- (ii) Are there plans to upgrade the said roads to bitumen standards?

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

081/2019 The Member for North Imenti Constituency (Hon. Abdul Rahim Dawood, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing & Urban Development: -

- (i) When will the collapsed Giaki Bridge in North Imenti be reconstructed?
- (ii) What is the current status of the construction of Coca-cola - Kithirone - Kareine - Gaito - Giaki road being implemented by M/s Northern Construction Company Ltd?
- (iii) How much money was allocated for the construction of said road, and what is total amount paid to date?

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

082/2019 The Member for Teso South Constituency (Hon. Geoffrey Omuse, MP) to ask the Cabinet Secretary for Education: -

What plans is the Ministry putting in place to employ trained teachers holding degrees and who graduated from 2006 to date, for both primary and secondary schools?

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

083/2019 The Member for Rabai Constituency (Hon Kamoti Mwamkale, MP) to ask the Cabinet the Cabinet Secretary for Transport, Infrastructure, Housing & Urban Development: -

- (i) Could the Cabinet Secretary provide details of the total amount of funds collected under the Kenya Railways Development Levy and how it has been utilized in the last 10 years?
- (ii) Could the Ministry consider servicing the Standard Gauge Railway loan using the said levy?

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



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, MARCH 06, 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*. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 11 OF 2017)

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

THAT, this House do agree with the Report of the Committee of the whole House on its consideration of the County Governments (Amendment) Bill (Senate Bill No. 11 of 2017).

(Question to be put and Third Reading)

9*. MOTION – REPORT ON THE DISBURSEMENTS OF FUNDS TO THE NG-CDF

(The Chairperson, Select Committee on National Government Constituencies Development Fund)

THAT, this House **adopts** the Report of the Select Committee on National Government Constituencies Development Fund on the Status of Disbursements of Funds to the National Government Constituencies Development Fund as at February 22, 2019, *laid on the Table of House on February 26, 2019.*

(Resumption of debate interrupted on Tuesday, March 05, 2019)

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

11*. **THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 13 OF 2018)**

(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Tuesday, November 13, 2018)

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 30th 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.*

*** Denotes Orders of the Day**

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 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.

NOTICE PAPER

Tentative business for

Thursday, March 07, 2019

(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 Thursday, March 07, 2019:-

- A. **MOTION – SENATE AMENDMENTS TO THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2017)**
(The Leader of the Majority Party)
- B. **MOTION – SENATE AMENDMENTS TO THE LAND VALUE INDEX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 3 OF 2018)**
(The Leader of the Majority Party)
- C. **MOTION – SENATE AMENDMENTS TO THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 47 OF 2017)**
(The Leader of the Majority Party)
- D. **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 Wednesday, March 6, 2019 – Afternoon sitting)

- E. **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 Wednesday, March 6, 2019 – Afternoon sitting)

- F. **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 Wednesday, March 6, 2019 – Afternoon sitting)

- G. **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 Wednesday, March 6, 2019 – Afternoon sitting)

- H. **MOTION - INQUIRY INTO THE KENYA-SOMALIA BORDER SECURITIZATION PROJECT**
(The Chairperson, Departmental Committee on Defence and Foreign Relations)

- I. **MOTION - INQUIRY INTO LEGISLATIVE AND REGULATORY GAPS AFFECTING COMPETITION IN THE TELECOMMUNICATIONS SUB-SECTOR**
(The Chairperson, Departmental Committee on Communication, Information & Innovation)

- J. **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)
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APPENDIX

ORDER NO.7 - QUESTIONS

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

Question No. ORDINARY QUESTIONS

084/2019 The Member for Baringo South Constituency (Hon. Charles Kamuren, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -

- (i) Is the Cabinet Secretary aware that on Thursday, 21st February 2019, cattle rustlers invaded Arabat location of Baringo South Constituency and killed one Josphat Lomari Leparkitore of Identification Card Number 27531401 and 4 minors namely Joshua Lenangole, Pipilai, Ltusion, Lempanoi Lesion Kono and Lebikon Lesepei and made away with 43 heads of cattle?
- (ii) What action has the Ministry taken to apprehend the perpetrators of this heinous act and recover the stolen cattle?
- (iii) What measures has the Ministry put in place to ensure enhanced security in the area?

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

085/2019 The Member for Matuga Constituency (Hon. Kassim Sawa Tandaza, MP) to ask the Cabinet Secretary for Lands: -

- (i) Is the Cabinet Secretary aware that the landowners in Matuga Constituency are yet to be compensated for their parcels of land acquired for the construction of the Mombasa Southern Bypass road, an expansion project that commenced on March 1st, 2019?
- (ii) When will the Government compensate the said landowners?

(To be replied before the Departmental Committee on Lands)

086/2019 The Nominated Member (Hon. (Prof.) Jacqueline Oduol, MP) to ask the Cabinet Secretary for Wildlife and Tourism: -

- (i) What is the implantation status of the Ushanga Kenya Initiative, established for empowering pastoralist women?
- (ii) Could the Cabinet Secretary provide a breakdown of the activities implemented so far and the amount disbursed for each activity to date?

(To be replied before the Departmental Committee on Environment and Natural Resources)

087/2019

The Member for Nyeri Town Constituency (Hon. Ngunjiri Wambugu, MP) to ask the Cabinet Secretary for Agriculture, Livestock, Fisheries and Irrigation: -

- (i) Could the Cabinet Secretary explain why fertilizer prices remain relatively high despite the Government issuing a 50 percent subsidy?
- (ii) Could the Cabinet Secretary explain the procurement process used in awarding Export Trading Group (ETG) an exclusive contract to supply fertilizer to the Government?

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

088/2019

The Member for Dagoretti South Constituency (Hon. John Kiarie, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development:-

- (i) Is the Cabinet Secretary aware that Kikuyu - Wanyee - Riruta - Kinyanjui Crescent road in Dagoretti South Constituency in deplorable state?
- (ii) Are there plans in place to ensure that the said road is rehabilitated?

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