



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, MARCH 13, 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.

*(Question to be put)*

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.

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

*(Balance of time on motion – 2 hours 50 minutes)*

10\*. **MOTION - POLICY FOR RECRUITMENT AND REMUNERATION OF VILLAGE ELDERS**

(The Hon. George Murugara, M.P.)

**THAT**, aware that Village Elders play an integral role in the functioning of the National Government at the village level by assisting Chiefs and Assistant Chiefs in facilitating National Government services including promotion of education, handling security issues, solving disputes, promoting development initiatives, and social services in their villages through the "Nyumba Kumi" initiative; concerned that these officers discharge these important duties without any facilitation by the Government; acknowledging the need to appreciate and motivate these village elders for the services rendered; cognizant of the resolution of the House of July 28, 2016, urging the National Government to consider giving a monthly or annual Honorarium to Village Elders as a means of appreciating their services and encouraging their dedication to the Community; **this House further urges** the National Government to formulate and implement a policy on the criteria for recruitment and remuneration of Village Elders.

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**\* Denotes Orders of the Day**

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.....Notices

**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.

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# NOTICE PAPER

## Tentative business for

### **Wednesday (Afternoon), March 13, 2019**

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

The following *tentative* business may be transacted on Wednesday (Afternoon), March 13, 2019:-

A. SPECIAL MOTION - REPORT ON THE VETTING OF NOMINEES TO THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND BOARD

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

B. MOTION - SENATE AMENDMENTS TO THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 47 OF 2017)

(The Leader of the Majority Party)

C. 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)

*(Resumption of debate interrupted on Tuesday, March 12, 2019)*

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

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

*(Resumption of debate interrupted on Tuesday, March 12, 2019)*

E. MOTION - RATIFICATION OF THE REVISED CONSTITUTION OF THE AFRICAN CIVIL AVIATION COMMISSION

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

F. 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**

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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 Wundanyi Constituency (Hon. Danson  
Mwashako, MP) to ask the Cabinet Secretary for Foreign Affairs: -**

- (i) Is the Cabinet Secretary aware of the arrest of one Charles Salim Mwadime, a Kenyan of Passport Number A1247191 from Wundanyi Constituency by the French Authorities at Remiremonte town, in France and subsequent detention since 28<sup>th</sup> August, 2018?
- (ii) Could the Cabinet Secretary inform the actions taken by the Kenya Embassy in France to secure the release of Mr. Charles Salim Mwadime and further ensure that he gets legal representation?

*(To be replied before the Departmental Committee on Defence and Foreign Relations)*

### **ORDINARY QUESTIONS**

**099/2019                      The Member for Kuresoi South (Hon. Joseph Tonui, MP) to ask  
the Cabinet Secretary for Agriculture, Livestock, Fisheries and  
Irrigation: -**

- (i) Is the Cabinet Secretary aware that potato farmers are facing massive exploitation by middlemen who use unregulated packaging bags commonly referred to as *tusura*?
- (ii) What measures is the Ministry putting in place to ensure regulated and standardized packaging and weights of potatoes by potato farmers in the country?

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

**100/2019                      The Member for Taita Taveta County (Hon. Haika Mizighi, MP)  
to ask the Cabinet Secretary for Transport, Infrastructure,  
Housing & Urban Development: -**

What is the current status of construction and expected date of completion of the Ikanga Airstrip in Voi, Taita Taveta County?

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

101/2019

**The Member for Embakasi East Constituency (Hon. Babu Ongili Owino, MP) to ask the Cabinet Secretary for Water and Sanitation: -**

- (i) Is the Cabinet Secretary aware that there is a water shortage in Embakasi East Constituency?
- (ii) When will the Ministry commence drilling and equipping boreholes in the Constituency to curb the water shortages?

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

102/2019

**The Member for Magarini Constituency (Hon. Michael Thoyah Kingi, MP) to ask the Cabinet Secretary for Tourism and Wildlife: -**

- (i) Is the Cabinet Secretary aware of the increased human-wildlife conflicts in Bombi, Chakama and Garashi areas of Magarini Sub-County which has led to loss of lives and destruction of crops thus affecting livelihoods?
- (ii) What measures has the Ministry put in place to end the rampant occurrences of human-wildlife conflicts considering that the affected areas are bordering the Tsavo National Park?
- (iii) What measures is the Ministry putting in place to expedite compensation of victims of human-wildlife conflicts in Magarini Sub-County?

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

103/2019

**The Member for Sigowet/Soin Constituency (Hon. Kipsengeret Koros, MP) to ask the Cabinet Secretary for Environment and Forestry: -**

- (i) Could the Cabinet Secretary explain the measures put in place by the National Environment Management Authority (NEMA) to ensure that Prime Steel Milling Co Ltd., a manufacturing plant in Ngomwet-Pala area in Sigowet/Soin Constituency does not illegally dump hazardous waste materials and other pollutants in the environment?
- (ii) When will the Ministry respond to various complaints regarding the activities of the Milling Company that have had huge negative impact on the health of the population and earlier numerous complaints addressed to the Director General, NEMA notably, in October, 2018?

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

104/2019

**The Member for Alego Usonga Constituency (Hon. Samuel Atandi MP) to ask the Cabinet Secretary for Energy: -**

- (i) Is the Cabinet Secretary aware that during the Financial Year 2017/2018, the Rural Electrification Authority (REA) had not installed the approved electricity transformers meant for Alego Usonga Constituency?
- (ii) What steps is the Cabinet Secretary taking to ensure that the transformers are installed, and by when will this be done?

*(To be replied before the Departmental Committee on Energy)*

106/2019

**The Member for Mwatate Constituency (Hon. Andrew Mwadime, MP) to ask the Cabinet Secretary for Water and Sanitation: -**

What plans has the Ministry put in place to construct dams and pans in Mwatate Constituency for provision of water for livestock and for household use?

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

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**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (THIRD SESSION)**

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**WEDNESDAY, MARCH 13, 2019 AT 2.30 P.M.**

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
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**8\*. SPECIAL MOTION - APPROVAL OF NOMINEES FOR APPOINTMENT TO THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND BOARD**

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

**THAT**, taking into consideration the findings of the Select Committee on the National Government Constituencies Development Fund in its Report on the Vetting of Nominees for appointment as Members of the National Government Constituencies Development Fund Board, *laid on the Table of House on Tuesday, March 12, 2019*, and pursuant to section 15(1)(e) of the National Government Constituencies Development Fund Act, 2015 and section 8(1) of Public Appointments (Parliamentary Approval) Act, 2011, this House **approves** the appointment of the following persons to the National Government Constituencies Development Fund Board-

- (i) **Mr. Robert Nyariki Momanyi Masese;**
- (ii) **Ms. Irene C. Masit;**
- (iii) **Mr. Abdiaziz Bulle Yarrow;**
- (iv) **Ms. Isabel Nyambura Waiyaki;**
- (v) **Ms. Maria Lekoloto;**
- (vi) **Hon. Peter Edick Omondi Anyanga; and**
- (vii) **Mr. George Kasatua Ole Meshuko.**



- 9\*. 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.

- 10\*. 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.*

*(Resumption of debate interrupted on Tuesday, March 12, 2019)*

- 11\*. 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, November 20, 2018.*

*(Resumption of debate interrupted on Tuesday, March 12, 2019)*

- 12\*. MOTION – RATIFICATION OF THE REVISED CONSTITUTION OF THE AFRICAN CIVIL AVIATION COMMISSION  
(The Chairperson, Departmental Committee on Transport, Public Works & Housing)

**THAT**, this House adopts the Report of Departmental Committee on Transport, Public Works and Housing on its consideration of the Revised Constitution of the African Civil Aviation Commission (AFCAC) for Ratification, *laid on the Table of House on Tuesday, March 12, 2019*, and pursuant to section 8 of the Treaty Making and Ratification Act, 2012 **approves** the Ratification of the Revised Constitution of the African Civil Aviation Commission.

13\*. 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, November 21, 2018.*

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**\* Denotes Orders of the Day**

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# **N O T I C E S**

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

- I. **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.
  
- II. **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

**Thursday, March 14, 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 Thursday, March 14, 2019:-

**A. THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILL NO. 11 OF 2019)**

(The Chairperson, Budget & Appropriations Committee)

Second Reading

**B. COMMITTEE OF THE WHOLE HOUSE**

(i) The Division of Revenue Bill (National Assembly Bill No. 11 of 2019)  
(The Chairperson, Budget & Appropriations Committee)

(ii) Consideration of Senate Amendments to the Kenya Roads Bill (National Assembly Bill No. 47 of 2017)  
(The Leader of the Majority Party)

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

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

**D. 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)

*(If not concluded on Wednesday, March 13, 2019 – Afternoon sitting)*

# 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.

### ORDINARY QUESTIONS

107/2019

**The Member for Gatundu South Constituency (Hon. Moses Kuria, MP) to ask the Cabinet Secretary for Information, Communication and Technology: -**

- (i) What is the percentage of shareholding of Kenya Broadcasting Corporation in Multichoice Kenya Limited and when was the shareholding acquired?
- (ii) Could the Cabinet Secretary give the total number of subscribers of Multichoice Kenya Limited stating the number in each category, total monthly gross revenue from each subscriber and dividends received?

*(To be replied before the Departmental Committee on Communication, Information and Innovation)*

108/2019

**The Member for Kuresoi South Constituency (Hon. Joseph Tonui, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: -**

- (i) Is the Cabinet Secretary aware of rampant cattle theft among communities living in Olposimoru area of Kuresoi South Constituency?
- (ii) Could the Cabinet Secretary consider establishing a permanent Anti-Stock Theft Police Unit in the area to curb insecurity and cattle theft?

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

109/2019

**The Member for Kanduyi Constituency (Hon. Wafula Wamunyinyi, MP) to ask the Cabinet Secretary for Foreign Affairs: -**

- (i) Is the Cabinet Secretary aware that the Government, in 2014 during the special summit of Heads of State and Government of the International Conference on the Great Lakes Region (ICGLR) on Youth Unemployment held in Nairobi, undertook to host the Regional Youth Forum Secretariat of the ICGLR in Kenya, and further provide an initial US\$2million to set up and run the secretariat for the first two years (2014 – 2016)?

- (ii) What is the status of implementation of this resolution and how many members of staff have been employed in the said secretariat?
- (iii) How has the Government assisted the youth on the issue of unemployment through implementing the resolutions of the said Summit?
- (iv) What was the budgetary allocation made to the secretariat, if any, for the financial years 2017/2018 and 2018/2019?

*(To be replied before the Departmental Committee on Defence and Foreign Relations)*

**110/2019**

**The Member for Kwanza Constituency (Hon. Ferdinand Wanyonyi, MP) to ask the Cabinet Secretary for Agriculture, Livestock, Fisheries and Irrigation: -**

- (i) Is the Cabinet Secretary aware that the Agriculture, Fisheries and Food Authority (AFFA) does not have a substantive Board of Directors and further that the Secretariat is on temporary terms of service?
- (ii) When will the said Board be *gazetted*?

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

**111/2019**

**The Member for Alego - Usonga Constituency (Hon. Samuel Atandi, MP) to ask the Cabinet Secretary for the National Treasury:-**

Could the Cabinet Secretary provide a list of all donor-funded projects, including name, location and cost, in Alego - Usonga Constituency from the year 2013 to date and state whether the projects are funded through loans or grants?

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

**112/2019**

**The Member for Keiyo North Constituency (Hon. (Dr.) James Kipkosgei Murgor, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing & Urban Development: -**

- (i) Is the Cabinet Secretary aware that the expansion and rehabilitation of a 12 kilometre section of the Iten – Bugar Road to bitumen standards was completed in December, 2016 and that persons affected by expansion of the road have not been compensated to date?
- (ii) What measures is the Ministry putting in place to ensure that those affected by the project are compensated, and when will the compensation be effected?

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

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