



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – THIRD SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, JUNE 27, 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. **PETITIONS**

The following petitions were conveyed:-

- (i) **By the Speaker on alleged invasion of a parcel land (LR No. 5875/2) in Roysambu Constituency by the Kenya Defence Forces**

“Honourable Members,

Standing Order 225(2)(b) requires the Speaker to report to the House any Petition, other than those presented by a Member. I therefore wish to report to the House that my office has received a Petition from former employees of the Late Mayer Jacob Samuels and their families, who are residents of Roysambu Constituency.

The Petitioners aver that they used to work for the Late Mayer Jacob Samuels, who owned a sisal processing and workshop industry at his premises on LR No. 5875/2 measuring approximately 17.6 acres in Roysambu. They state that, in 1974, Mayer Jacob Samuels passed on and they continued occupying the said premises and working under the deceased's sons Raphael and Meshumal who endeavoured to sustain operations at the factory. In the mid-1980s, visits to Kenya by the Late Mayer Jacob's sons became rare, thereby paralysing operations at the factory.

Consequently, the idle nature of the farm and premises made it vulnerable to land grabbers, as the Petitioners could site strangers visiting the premises.

Honourable Members, the Petitioners allege that, to safeguard the property from being grabbed, the Petitioners, with the help of the then Nairobi County Council, the local administration and the village elders, registered it with the Roysa Community Development Society. Later, with the help of human rights lobby groups and local leadership, the Nairobi City County Government in concurrence with the National Land Commission approved survey and sub-division of the said land and issued allotment letters to the Petitioners.

The Petitioners state that, on Friday 5<sup>th</sup> April 2019, a Platoon of soldiers from the Kenya Defense Forces, Kahawa Barracks, invaded the land, evicted them, and demolished their homes, business premises and the older structures that housed the workshop and sisal factory, effectively rendering them homeless.

Honourable Members, the Petitioners are therefore praying that the National Assembly inquires into the circumstances under which officers from the Kenya Defence Forces evicted the Petitioners from LR No.5875/2, which was duly allotted to them, with a view to upholding their rights to occupy, reside and do business on the said land. Further, the Petitioners are seeking the intervention of this House to ensure that they are compensated for the demolition of their premises, destruction of their property and suffering underwent due to the eviction.

Honourable Members, pursuant to the provisions of Standing Order 227, this Petition stands committed to the Departmental Committee on Lands. The Committee is requested to consider the Petition and report its findings to the House and the Petitioner in accordance with Standing Order 227(2). I thank you”.

- (ii) by Nominated Member (Hon. David Ole Sankok), regarding management of hemophilia and other bleeding disorders among patients in Kenya.

Petitions referred to the relevant Departmental Committees pursuant to Standing Order 227.

5. **PAPERS LAID**

The following Papers were laid on the Table –

- a) Report to Parliament on all new loans contracted by Government from 1<sup>st</sup> January, 2019 to 30<sup>th</sup> April, 2019
- b) The Reports of the Auditor-General and the Financial Statements in respect of the following institutions for the year ended 30<sup>th</sup> June, 2018 and the certificates therein: -
  - i) Kenya Institute of Curriculum Development;
  - ii) Cooperative University of Kenya;
  - iii) Financial Reporting Centre;
  - iv) Commission on Revenue Allocation;
  - v) Provident Fund;
  - vi) National Exchequer Account;
  - vii) Privatization Commission;
  - viii) Government Investment and Public Enterprises (Statement of Outstanding Loans from the National Treasury,
  - ix) Kenya Ordnance Factories Corporation;
  - x) Office of the Controller of Budget Staff Retirement Scheme;
  - xi) Consolidated Bank of Kenya Limited;
  - xii) State Department for Energy;
  - xiii) Jomo Kenyatta University of Agriculture and Technology;
  - xiv) Garissa University; and
  - xv) The National Treasury.

*(Majority Party Whip)*

- c) Report of the Departmental Committee on Transport, Public Works and Housing on its consideration of H.E. the President's reservations on the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No. 21 of 2019).

*(Hon. Peris Tobiko - Member, Departmental Committee on Transport, Public Works and Housing)*

6. **QUESTIONS**

The following Questions were asked –

- (i) Question No.290/2019 by the Member for Kajiado East (Hon. Peris Tobiko) regarding interdiction of teachers in Mashuru Sub-County by the Teachers Service Commission;

*(To be replied by the Cabinet Secretary for Education before the Departmental Committee on Education and Research)*

- (ii) Question No.301/2019 by the Member for Tetu (Hon. James Gichuhi) regarding abandonment of construction of Kigogoini-Wandubi-Gatumbu road in Tetu constituency;

*(To be replied by the Cabinet Secretary for Transport, Infrastructure, Housing & Urban Development before the Departmental Committee on Transport, Public Works and Housing)*

- (iii) Question No.302/2019 by the Member for Lamu County (Hon. Capt. Ruweida Obo) regarding closure of Mangai, Milimani, Basuba and Kiangwi primary schools due to insecurity;

*(To be replied by the Cabinet Secretary for Education before the Departmental Committee on Education and Research)*

- (iv) Question No.303/2019 by the Member for Kisauni (Hon. Ali Menza) regarding non-payment for to suppliers by the Shimo la Tewa Maximum Prison, Shimo Borstal Prison and Mombasa Remand Prison since 2009;

*(To be replied by the Cabinet Secretary for Interior & Coordination of National Government before the Departmental Committee on Administration and National Security)*

- (v) Question No.304/2019 by the Member for Keiyo North (Hon. (Dr.) James Murgor) regarding delayed completion of the construction of Iten-Nyaru road;

*(To be replied by the Cabinet Secretary for Transport, Infrastructure, Housing & Urban Development before the Departmental Committee on Transport, Public Works and Housing)*

- (vi) Question No.305/2019 by the Member for Molo (Hon. Kuria Kimani) regarding the integrity and reliability of the Integrated Finance Management Information System (IFMIS) in the country;

*(To be replied by the Cabinet Secretary for the National Treasury before the Departmental Committee on Finance and National Planning)*

7. **STATEMENTS**

a) Pursuant to the provisions Standing Order 44(2) (c), the following statements were made:-

(i) By the Member for West Mugirango Constituency (Hon. Vincent Kemosi Mogaka) regarding the ongoing recruitment of personnel for 2019 Kenya Population and Housing Census exercise;

(ii) By the Chairperson, Departmental Committee on Agriculture and Livestock (Hon. Ali Hassan Haji) in response to a request for Statement by the Member for Kilifi North (Hon. Owen Yaa Baya) regarding cushioning of coastal fishermen restricted from fishing; and,

(iii) By the Member for Bondo (Hon. Gideon Ochanda) regarding successful hosting of an Open Day by Parliamentary Caucus on Sustainable Development Goals (SDG) & Business on Thursday, June 20, 2019.

b) Pursuant to the provisions of Standing Order 44(2)(a), the Majority Party Whip issued a Statement regarding the Business of the House for the week commencing Tuesday, July 02, 2019.

8. **MOTION – REPORT ON THE STATUS OF NATIONAL REFERRAL HOSPITALS**

Motion made and Question proposed –

**THAT**, this House adopts the Report of the Departmental Committee on Health on the status of National Referral Hospitals, laid on the Table of the House on Thursday, May 9, 2019

*(Vice Chairperson, Departmental Committee on Health - 26.06.2019)*

Debate interrupted on Wednesday, June 26, 2019 (Afternoon Sitting) resumed;

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

Rising in his place on a Point of Order pursuant to Standing Order 95, the Member for Lunga Lunga (Hon. Khatib Mwashetani) claimed to move that “the Mover be now called upon to reply.”

And the Speaker acceding to his request;

Thereupon, question put and negatived;

Debate resumed;

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

Rising in her place on a Point of Order pursuant to Standing Order 95, the Member for Kitui South (Hon. Rachel Nyamai) claimed to move that “the Mover be now called upon to reply.”

And the Speaker acceding to his request;

Thereupon, question put and negatived;

Debate resumed;

And there being no other Member wishing to contribute;

Mover replied;

Question deferred.

9. **MOTION – INQUIRY INTO ALLOCATION OF LAND IN KAMITI ANMER FOREST**

Motion made and Question proposed –

**THAT**, this House **adopts** the Report of the Committee on Lands on the Inquiry into a Complaint by Kamiti Anmer Forest Squatters Association regarding allocation of Land L.R. No. 8390 in Kamiti Anmer Forest, laid on the Table of the House on Tuesday, June 18, 2019.

*(Chairperson, Departmental Committee on Lands)*

Debate arising;

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

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

**MEMORANDUM**

The Speaker will take the Chair on  
Tuesday, July 02, 2019 at 2.30 p.m.

----x---