



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – THIRD SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, NOVEMBER 26, 2019

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

4. **COMMUNICATION FROM THE CHAIR**

The Speaker issued the following Communication –

REQUEST TO WITHDRAW PAPER LAID AND NOTICE OF MOTION ON THE REPORT ON APPROVAL OF NOMINEE FOR APPOINTMENT AS AMBASSADOR TO SOUTH KOREA

“Honourable Members, as you may recall, on 25th September, 2019, the Chairperson of the Select Committee on Implementation gave notice of Motion on the Status of the Resolution of the House made on 6th June, 2019 regarding the *Approval of nominee for Appointment as the Kenyan Ambassador to Seoul, South Korea.*

Honourable Members, I wish to inform the House that, I have since received a letter from the Chairperson of the said Committee, requesting to **withdraw** the said notice of Motion and the related *Paper Laid* to allow the Committee to incorporate additional information relating to recent developments on the matter. The Committee undertakes to resubmit their report in the course of this week.

Honourable Members, Standing Order 51(1) regarding *withdrawal of notices of motion* provides as follows, and I quote-

"a notice of Motion may be withdrawn by the Member who gave the notice, but notice of the same Motion may be given again either by the same or by any other Member."

Honourable Members, In this regard, and pursuant to the provisions of said Standing Order, I have acceded to request by the mover with the understanding that Committee shall Table its report and give a fresh *notice of Motion on the matter in course of this week.* The notice of Motion and the related *Paper Laid* before the House shall stand withdrawn.

I thank you!”

5. **MESSAGE FROM H.E. THE PRESIDENT**

The Speaker conveyed the following Message from H.E. the President –

INVITATION TO THE LAUNCH OF THE REPORT OF THE TASKFORCE ON BUILDING BRIDGES TO UNITY ADVISORY, TO BE HELD ON NOVEMBER 27, 2019 AT THE BOMAS OF KENYA, NAIROBI

“Honourable Members, Pursuant to the provisions of Standing Order No. 42, I wish to convey the following Message from His Excellency the President relating an invitation to the launch of the Report of the Taskforce on Building Bridges to Unity Advisory.

Honourable Members, following His Excellency the President appointment of the Taskforce on Building Bridges to Unity Advisory vide Gazette Notice 5154 of March 31, 2018. His Excellency has notified that there will be a public launch of the Report of the Taskforce on Building Bridges to Unity Advisory, to be held on November 27, 2019 at the Bomas of Kenya, Nairobi at 10 a.m.

Honourable Members, His Excellency the President has personally extended an invitation to all Members to the launch of the Report.

I thank you!”

6. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) Report of the Departmental Committee on Labour and Social Welfare on its consideration of the National Youth Council (Amendment) Bill (National Assembly Bill No. 8 of 2019);

(Hon. Joyce Korir, Member, Departmental Committee on Labour and Social Welfare)

- (ii) Reports of the Departmental Committee on Agriculture and Livestock on: -
a. Inquiry into the Challenges facing the Coffee Research Institute;
b. The Crops (Amendment) (No.2) Bill (National Assembly Bill No. 32 of 2019);
c. The Tea Bill (Senate Bill No. 36 of 2018).

(Chairperson, Departmental Committee on Agriculture and Livestock)

- (iii) Report of the Budget and Appropriations Committee on the Supplementary Estimates I for the Financial Year 2019/2020;

(Chairperson, Budget and Appropriations Committee)

7. **NOTICE OF MOTION**

The following Notices of Motion were given–

(i) Adoption of Report on Challenges facing the Coffee Research Institute

THAT, this House adopts the Report of the Departmental Committee on Agriculture and Livestock on its inquiry into the Challenges facing the Coffee Research Institute, *laid on the Table of the House on Tuesday, 26th November 2019.*

(Chairperson, Departmental Committee on Agriculture and Livestock)

(i) Adoption of Report on the Supplementary Estimates I for the Financial Year 2019/2020

THAT, this House adopts the Report of the Budget and Appropriations Committee on the Supplementary Estimates I for the Financial Year 2019/2010, *laid on the Table of the House on Tuesday, 26th November 2019*, and pursuant to the provisions of Article 223 of the Constitution, Section 44 of the Public Service Management Act, 2012, Public Finance Management Regulation 40 and Standing Order 243, approves:

- (i) A reduction of the total recurrent expenditure for Financial Year 2019/2020 by Kshs. 799,017,004 in respect of the Votes as contained in Schedule I;
- (ii) An increase of the total development budget for Financial Year 2019/2020 by Ksh. 50,569,213,543 in respect of Votes as contained in Schedule I, and
- (iii) An overall increase in the total budget for Financial Year 2019/2020 by Ksh 49,770,196,539 in respect of the Votes as contained in Schedule I.

(Chairperson, Budget and Appropriations Committee)

8. QUESTIONS

The following Questions were asked –

- (i) Question No.502/2019 by the Member for Maragua (Hon. Mary Wamaua) regarding audit of food processing companies in the country.

(To be answered by the Cabinet Secretary for Industry, Trade and Cooperatives before the Departmental Committee on Trade, Industry and Cooperatives)

- (ii) Question No.511/2019 by the Member for Fafi (Hon. Abdikhaim Mohamed Osman) regarding sale of the National Oil Corporation of Kenya Nairobi depot.

(To be answered by the Cabinet Secretary for Petroleum and Mining before the Departmental Committee on Energy)

- (iii) Question No.512/2019 by the Member for Alego Usonga (Hon. Samuel Atandi) regarding tax amnesty for declaration of assets by Kenyans living abroad.

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

9. STATEMENTS

- a. Pursuant to Standing Order 33(1), the Member for Kapenguria (Hon. Samuel Moroto) sought leave of the House for the purpose of discussing the land slide disaster in West Pokot County. The Honourable Speaker acceded to the request and directed that business be interrupted at 18.00hrs to facilitate the making and consideration of the Statement by the House.
- b. Pursuant to Standing Order 84, the Member for Nairobi County (Hon. Esther Passaris) informed the Speaker that the Member for Kimilili (Hon. Didmus Barasa) had contravened Standing Order 107(1)(h) on Thursday, 21st November 2019 by

using unparliamentary language towards her and threatening to punch her. The Honourable Speaker, having ascertained the claim from the Hansard Report, directed the Member for Kimilili to withdraw the remarks and apologize to both Hon. Passaris and the House. Hon. Didmus Barasa forthwith withdrew his remarks and apologized to both Hon. Esther Passaris and to the House.

10. **THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.50 OF 2019)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Competition (Amendment) Bill (National Assembly Bill No.49 of 2019) be now read a Second Time.

(The Leader of the Majority Party – 19.11.2019)

Debate on the Second Reading having been concluded on Thursday, November 21, 2019;

Question put and agreed to;

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

11. **COMMITTEE OF THE WHOLE HOUSE**

The Nuclear Regulatory Bill (National Assembly Bill No. 27 of 2018)

Order deferred on the request of the Mover.

12. **THE GAMING BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2019)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Gaming Bill (National Assembly Bill No.38 of 2019) be now read a Second Time.

(The Leader of the Majority Party – 21.11.2019)

Debate interrupted on Thursday, November 21, 2019 resumed;

(Change of Chair from the Honourable Speaker to the Deputy Speaker)

(Change of Chair from the Deputy Speaker to Fourth Chairperson)

Mover replied;

Question deferred to another day.

13. **MOTION OF ADJOURNMENT TO DISCUSS URGENT MATTER OF NATIONAL IMPORTANCE UNDER STANDING ORDER 33**

Motion made:-

THAT,Pursuant to Standing Order 33, the House do adjourn for the purpose of discussing the land slide disaster in West Pokot County in particular Sigor and Pokot South Constituencies and other parts of the Country.

(Hon. Samuel Moroto, MP)

Debate arising;

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

15. **HOUSE ROSE** - at Seven o'clock.

M E M O R A N D U M

The Speaker will take the Chair on
Wednesday, November 27, 2019 at 9.30 a.m.

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