

(No. 050)



(898)

REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

WEDNESDAY, AUGUST 05, 2020 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*. PROCEDURAL MOTION – EXEMPTION OF BUSINESS FROM PROVISIONS OF THE STANDING ORDERS

(The Chairperson, Departmental Committee on Lands)

THAT, pursuant to the provision of Standing Order 256 relating to Exemption of business from Standing Orders, this House orders that the Report of the Departmental Committee on Lands on a Petition on the alleged invasion of LR 5875/2 in Roysambu Constituency by the Kenya Defence Forces, *laid on the Table of the House on Thursday, July 2, 2020* be exempted from the provisions of Standing Order 227 (2) (*Committal of Petitions*) to allow the House to consider the Report of the Departmental Committee on Lands on the Petition.

**9*. MOTION – AUDITED FINANCIAL STATEMENTS OF THE COMMODITIES FUND FOR FY 2015/2016 & 2016/2017
(The Chairperson, Special Funds Accounts Committee)**

THAT, this House **adopts** the Report of the Special Funds Accounts Committee on its consideration of Audited Financial Statements for the Commodities Fund for the years ended 30th June, 2016 and 30th June, 2017, *laid on the Table of the House on Tuesday, October 29, 2019.*

(Question to be put)

**10*. MOTION- INQUIRY INTO ENCROACHMENT OF THE RIPARIAN AREAS IN KENYA
(The Chairperson, Departmental Committee on Environment and Natural Resources)**

THAT, this House **adopts** the Report of the Departmental Committee on Environment and Natural Resources on its Inquiry into the Encroachment of the Riparian Areas in Kenya, *laid on the Table of the House on Thursday, September 19, 2019.*

(Question to be put)

**11*. THE PARLIAMENTARY PENSIONS (AMENDMENT) (No. 3) BILL (NATIONAL ASSEMBLY BILL NO. 57 OF 2019)
(The Hon. Andrew Mwadime, M.P.)**

Second Reading

**12*. MOTION – AUDITED FINANCIAL STATEMENTS FOR STATE CORPORATIONS
(The Chairperson, Public Investments Committee)**

THAT, this House **adopts** the Twenty Third Report of the Public Investment Committee on its consideration of the Auditor General's Reports on Financial Statements of State Corporations, *laid on the Table of the House on Thursday, July 02, 2020.*

**13*. MOTION - AUDITED FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR THE CONSTITUENCIES IN KIAMBU COUNTY
(The Chairperson, Special Funds Accounts Committee)**

THAT, this House **adopts** the Ninth Report of the Special Funds Accounts Committee on the Audited Financial Statements for the National Government Constituencies Development Fund for the Constituencies in Kiambu County, *laid on the Table of the House on Tuesday, February 25, 2020.*

14*. MOTION - SPECIAL AUDIT REPORT ON PROCUREMENT OF PRE-EXPORT VERIFICATION OF CONFORMITY TO STANDARD SERVICES FOR USED MOTOR VEHICLES MOBILE EQUIPMENT AND USED SPARE PARTS BY KENYA BUREAU OF STANDARDS

(The Chairperson, Public Investments Committee)

THAT, this House **adopts** the Report of the Public Investment Committee on its consideration of the Special Audit Report on Procurement of Pre-Export Verification of Conformity to Standard Services for Used Motor Vehicles, Mobile Equipment and Used Spare Parts by Kenya Bureau of Standards, *laid on the Table of the House on Tuesday, June 02, 2020.*

*** Denotes Orders of the Day**

N O T I C E S

The House resolved on Tuesday, July 28, 2020 as follows:-

THAT, pursuant to the provisions of Standing Order 97(1) and notwithstanding the resolution of the House of February 18, 2020, the House **further Orders** that, during the Sittings of the House of July 28, 2020 up to and including August 13, 2020, each speech in **debate** on **Bills, Motions** (*including Special Motions*), **Sessional Papers** and **Committee Reports**, shall be limited as follows:- a maximum of **two and half hours** with not more than ten (10) minutes for the Mover in moving and five (5) minutes in replying and a maximum of five (5) minutes for any other Member speaking, except for the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Committee who shall be limited to a maximum of ten (10) minutes, and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and Chairperson of the relevant Committee, in that order.

NOTICE PAPER I

Tentative business for

Wednesday (Morning), August 12, 2020

(Published pursuant to Standing Order 38(1))

It is notified that the House Business Committee has approved the following *tentative* business to appear in the Order Paper for Wednesday (Morning), August 12, 2020-

A. THE HIGHER EDUCATION LOANS BOARD (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 9 OF 2019)

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

Second Reading

B. THE NATIONAL DISASTER MANAGEMENT AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO. 10 OF 2019)

(The Hon. Kimani Ichung'wa, M.P.)

Second Reading

C. THE HEALTH (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 64 OF 2019)

(The Hon. Swarup Mishra, M.P.)

Second Reading

D. THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 65 OF 2019)

(The Hon. Gladys Wanga, M.P.)

Second Reading

E. THE PUBLIC ORDER (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 14 OF 2019)

(The Hon. Simon King'ara, M.P.)

Second Reading

NOTICE PAPER II

Tentative business for

Wednesday (Afternoon), August 12, 2020

(Published pursuant to Standing Order 38(1))

It is notified that the House Business Committee has approved the following *tentative* business to appear in the Order Paper for Wednesday (Afternoon), August 12, 2020-

A. THE LABOUR RELATIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2019)

(The Hon. Kimani Ichung'wa, M.P.)

Second Reading

B. THE PUBLIC SERVICE COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2019)

(The Hon. Benjamin Gathiru Mwangi, M.P.)

Second Reading

C. THE ALCOHOLIC DRINKS CONTROL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 70 OF 2019)

(The Hon. Silvanus Osoro, M.P.)

Second Reading

D. THE PUBLIC PROCUREMENT AND ASSET DISPOSAL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2019)

(The Hon. Rigathi Gachagua, M.P.)

Second Reading

E. THE KENYA UWEZO FUND BILL (NATIONAL ASSEMBLY BILL NO. 42 OF 2019)

(The Hon. Kangogo Bowen, M.P.)

Second Reading

F. THE LAND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL No. 54 OF 2019)

(The Hon. Simon King'ara, M.P.)

Second Reading

G. MOTION - AUDITED FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR THE CONSTITUENCIES IN KIAMBU COUNTY
(The Chairperson, Special Funds Accounts Committee)

(If not concluded on Wednesday, August 5, 2020 – Afternoon Sitting)

H. MOTION - SPECIAL AUDIT REPORT ON PROCUREMENT OF PRE-EXPORT VERIFICATION OF CONFORMITY TO STANDARD SERVICES FOR USED MOTOR VEHICLES MOBILE EQUIPMENT AND USED SPARE PARTS BY KENYA BUREAU OF STANDARDS
(The Chairperson, Public Investments Committee)

(If not concluded on Wednesday, August 5, 2020 – Afternoon Sitting)



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:-

QUE NO.

ORDINARY QUESTIONS

081/2020 The Member for Loima (Hon. Jeremiah Ekamais Lomorukai, M.P.) to ask the Cabinet Secretary for National Treasury and National Planning: -
Could the Cabinet Secretary -

- (i) Explain the method used by the Kenya National Bureau of Statistics (KNBS) in Turkana County and specifically Loima Constituency during the 2019 National Population and Housing Census exercise which recorded a 12 percent drop in the population from the population recorded during the 2009 Census; despite the area having a recorded a fertility rate of 6.9 percent and a growth rate of 3.35 percent on average which is higher than the national average of 5.9 percent and 2.9 percent respectively?
- (ii) Explain why the pre-census projection for the population of Loima Constituency indicated a population of 151,935 in 2016, 157,340 in 2017 and 162,807 in 2018 with the population catchment projections estimating 32,334 households with an average household size of 5.9 translating into a population projection of 190,770.6 only for the 2019 Population and Housing Census to record a 12 percent reduction?
- (iii) Provide the formula used in data collection, and the methods applied in the reporting, storage, analysis and data smoothening for the enumeration results of Loima Constituency, and also avail the raw data as captured by the Enumerators?
- (iv) Further explain why the cross-border population of approximately 9,000 persons was not factored?
- (v) Indicate when the post-census analysis for Loima Constituency will be conducted so as to ascertain the actual population of the area considering it is a key component for planning and resource allocation?

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

112/2020 The Member for Tigania West (Hon. (Dr.) John Kanyuithia Mutunga, M.P.) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works: -

- (i) Could the Cabinet Secretary explain why there have been inordinate delays in the construction of *Miathane - Mikinduri* Road in Tigania West Constituency?
- (ii) Could the Cabinet Secretary consider either ensuring waiver or payment the One Million, Two Hundred Thousand Shillings (1,200,000) fee levied to the Kenya Roads Rural Roads Authority by the Ministry of Environment and Forestry as compensation for the forest resources to enable contractor continue with the construction of the said road?
- (iii) When will the Ministry allocate funds to ensure that the two kilometers road left out in between the two tarmacked sections of this road is constructed?

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

135/2020 The Member for Kisii County (Hon. Janet Ongera, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: –

- (i) Could the Cabinet Secretary give a list of all gender-based violence cases and a list of children, young girls and women in Kisii County who have been subjected to gender-based violence, raped or killed from August 2018 to current date?
- (ii) What is the status of investigations into the said gender based violence cases, rape and killings in Kisii County and have any arrests been made and suspects arraigned in courts of law for these heinous acts?
- (iii) What measures has the Ministry taken to ensure a lasting security in Kisii County and in particular in areas where rape and killings is rampant?
- (iv) What measures is the Ministry putting in place to ensure that affected families are duly compensated for the loss of life of the loved ones and by when?

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

149/2020 The Member for Kirinyaga Central (Hon. John Munene Wambugu, M.P.) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works:

- (i) Could the Ministry explain why axle load limits are continuously being violated by Heavy Goods Vehicles in the Country?
- (ii) What measures has the Ministry put in place to ensure that Heavy Goods Vehicles comply with axle load limits when using Low Volume Sealed Roads?
- (iii) What rules and regulations or proposals, if any, are underway to provide ways and measures to regulate the frequency and rates at which Heavy Goods Vehicles use Low Volume Sealed Roads in the country and in particular in Kirinyaga Central Constituency?

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

150/2020 The Member for Nakuru Town West (Hon. Samuel Arama, M.P.) to ask the Cabinet Secretary for Environment and Forestry: -

- (i) Could the Cabinet Secretary explain the cause of the rising water levels of Lake Nakuru, thereby flooding two estates, namely; *Mwariki Baruti and Muungano Wana Vijiji* in Nakuru Town West Constituency next to Lake Nakuru National Park during the month of July 2020?
- (ii) Could the Cabinet Secretary consider compensating individuals and families of the persons who have lost their lives, domestic livestock and properties as result of the said floods of water from Lake Nakuru National Park?
- (iii) Could the Cabinet Secretary state whether residents whose land plots and houses have been flooded by the water from Lake Nakuru should be allowed to fish, and if so, what steps is the Cabinet Secretary taking to stop harassments and arrests of the said residents by Game Wardens and Police as they practice the said fishing commonly referred to as *house fishing*?

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

151/2020 The Member for Rabai (Hon. Kamoti Mwamkale, M.P.) to ask the Cabinet Secretary for Education: -

- (i) Could the Cabinet Secretary provide details on the teacher shortage being experienced in the registered secondary schools in Rabai Constituency?
- (ii) Could the Cabinet Secretary explain the policy measures in place regarding payment of teachers employed by respective Boards of Management, in particular, why parents or guardians in Rabai Constituency are made to contribute pay such teachers?
- (iii) What steps is the Ministry taking to address the teacher shortage being experienced in Schools in Rabai Constituency?

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