



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

TUESDAY, SEPTEMBER 29, 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*. **MOTION - REPORT ON THE STATUS OF IMPLEMENTATION OF LEGISLATIONS, PETITIONS AND RESOLUTIONS**
(The Chairperson, Committee on Implementation)

THAT, this House adopts the Report of the Committee on Implementation on the status of Implementation of Legislations, Petitions and Resolutions passed by the House, *laid on the Table of the House on Tuesday, June 30, 2020.*

- 9*. **THE PUBLIC PARTICIPATION BILL (NATIONAL ASSEMBLY BILL NO. 69 OF 2019)**

(The Chairperson, Committee on Parliamentary Broadcasting and Library)
Second Reading

- 10*. **THE PUBLIC FUNDRAISING APPEALS BILL (NATIONAL ASSEMBLY BILL NO. 66 OF 2019)**

(The Chairperson, Constitutional Implementation Oversight Committee)
Second Reading

...../11*

11*. THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 13 OF 2018)

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

Second Reading

12*. MOTION - SPECIAL AUDIT REPORT ON PROCUREMENT OF PRE-EXPORT VERIFICATION OF CONFORMITY TO STANDARD SERVICES BY THE 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 the Kenya Bureau of Standards, *laid on the Table of the House on Tuesday, June 02, 2020.*

13*. THE COUNTY STATUTORY INSTRUMENTS BILL (SENATE BILL NO. 21 OF 2018)

(The Chairperson, Committee on Delegated Legislation)

Second Reading

14*. THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILL NO. 24 OF 2018)

(The Chairperson, Committee on Delegated Legislation)

Second Reading

*** Denotes Orders of the Day***

..... /Notices*

NOTICES

I. PROPOSED AMENDMENTS TO THE MOTION ON 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 THE KENYA BUREAU OF STANDARDS

1) Notice is given that the Member for Homa Bay Town (Hon. Peter Kaluma) intends to move the following amendment to the Motion on 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 the Kenya Bureau of Standards: -

THAT, the Motion be amended by inserting the following words after the figure “2020”-

“Subject to the following-

- a) deletion of **Recommendations (ii), (iii) and (iv)** appearing under ‘Committee Recommendations’ under Chapter 5 on page 61 of the Report; and,
- b) deletion of **Recommendation (v)** appearing under ‘Committee Recommendations’ under Chapter 5 on page 63 of the Report and substitution thereof with the following recommendation-

(v) The Directorate of Criminal Investigations (DCI) and the Ethics and Anti- Corruption Commission (EACC) should expeditiously investigate the circumstances under which the KEBS entered into contract with M/s EAA Company Limited and M/s Auto Terminal Japan and report their findings to the National Assembly.

2) Notice is given that the Member for Makueni (Hon. Daniel Maanzo, MP) intends to move the following amendment to the Motion on 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 the Kenya Bureau of Standards: -

THAT, the Motion be amended by inserting the following words after the figure “2020”-

“Subject to deletion of Recommendations (ii), (iii), (iv) and (v) appearing under ‘Committee Recommendations’ under Chapter 5 on pages 61 to 63 of the Report.”

...../Notices (cont'd)*

II. The House resolved on Tuesday, September 8, 2020 as follows-

Limitation of debate on Bills, Motions, Sessional Papers and Committee Reports

THAT, pursuant to the provisions of Standing Order 97(1) and notwithstanding the resolution of the House of February 18, 2020, during the Sittings of the House of **September 8, 2020 up to and including October 15, 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*

NOTICE PAPER I

Tentative business for
Thursday (Morning), October 01, 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 Thursday (Morning), October 01, 2020-

A. COMMITTEE OF THE WHOLE HOUSE

The Public Service (Values and Principles)(Amendment) Bill (National Assembly Bill No. 29 of 2019)

(The Hon. Andrew Mwadime, M.P.)

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

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

Second Reading

(Resumption of debate interrupted on Thursday, September 17, 2020 – Morning sitting)

(Balance of time – 2 hours 23minutes)

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

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

Second Reading

D. THE LAND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 69 OF 2019)

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

Second Reading

E. THE CROPS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 25 OF 2019)

(The Hon. Kassim Sawa Tandaza, M.P.)

Second Reading

*...../Notice Paper II**

NOTICE PAPER II

Tentative business for
Thursday (Afternoon), October 01, 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 Thursday (Afternoon), October 01, 2020-

A. THE COUNTY ALLOCATION OF REVENUE BILL, 2020

First Reading

(If received from the Senate)

B. THE COUNTY ALLOCATION OF REVENUE BILL, 2020

Second Reading

(If received from the Senate)

C. COMMITTEE OF THE WHOLE HOUSE

- (i) The County Allocation of Revenue Bill, 2020
(The Chairperson, Budget & Appropriations Committee)

(If received from the Senate)

- (ii) The Refugees Bill (National Assembly Bill No. 62 of 2019)
(The Leader of the Majority Party)

D. THE PUBLIC PARTICIPATION BILL (NATIONAL ASSEMBLY BILL NO. 69 OF 2019)

(The Chairperson, Committee on Parliamentary Broadcasting and Library)

Second Reading

(If not concluded on Tuesday, September 29, 2020)

E. THE PUBLIC FUNDRAISING APPEALS BILL (NATIONAL ASSEMBLYBILL NO. 66 OF 2019)

(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

(If not concluded on Tuesday, September 29, 2020)

F. THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 13 OF 2018)

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

Second Reading

(If not concluded on Tuesday, September 29, 2020)

G. MOTION - SPECIAL AUDIT REPORT ON PROCUREMENT OF PRE-EXPORT VERIFICATION OF CONFORMITY TO STANDARD SERVICES BY THE KENYA BUREAU OF STANDARDS

(The Chairperson, Public Investments Committee)

(If not concluded on Tuesday, September 29, 2020)

H. THE COUNTY STATUTORY INSTRUMENTS BILL (SENATE BILL NO. 21 OF 2018)

(The Chairperson, Committee on Delegated Legislation)

Second Reading

(If not concluded on Tuesday, September 29, 2020)

I. THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILL NO. 24 OF 2018)

(The Chairperson, Committee on Delegated Legislation)

Second Reading

(If not concluded on Tuesday, September 29, 2020)



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

190/2020

The Member for Lamu West (Hon. Stanley Muthama, MP) to ask the Cabinet Secretary for Education-

- (i) Could the Cabinet Secretary provide the implementation status of the policy guidelines, structural and curriculum reforms undertaken by the Ministry to enhance literacy levels under the Adult and Continuing Education (ACE) Programme?
- (ii) What specific measures are being undertaken to increase access to the ACE programme in view of its current challenges of inappropriate learning environment, shortage of qualified teachers, poor and constantly delayed teachers' remuneration, inadequate provision of capitation grants and poor management?
- (iii) Could the Ministry consider making proposals for review of ACE programme including revised teachers' remuneration plan from the current rate of Ksh. 2,000 per month and expansion of examination centres to make them more accessible to more learners, majority of whom are from poor backgrounds?

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

191/2020

The Member for Awendo (Hon. Walter Owino, MP) to ask the Cabinet Secretary for Agriculture, Livestock and Fisheries: -

- (i) Could the Cabinet Secretary explain the Government's rationale and basis for the recent decision to lease out the sugar industry to private investors?
- (ii) What benchmarks for performance have been laid out in the lease-based approach in a bid to avoid the possibility of mismanagement and corruption?
- (iii) Could the Cabinet Secretary provide the implementation

status of Sessional Paper of 1988 regarding guarantee of loans that had been advanced to fund expansion and rehabilitation of *Nzoiia* Sugar Company, and other sugar firms in the Country?

- (iv) What measures is the Ministry putting in place to avert a repeat of past malpractices and mismanagement activities involving sugar companies that made cane farmers dependent on heavily-indebted sugar companies as their only cane selling outlets?

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

198/2020 The Member for Baringo County (Hon. Gladwell Cheruiyot, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development: -

- (i) Why has Ministry failed to upgrade to bitumen standards, the *Ravine-Sigoro-Ochi Road* in Eldama Ravine Constituency, Baringo County, which is currently in a deplorable state?
- (ii) What plans have been put in place to have the said road upgrade to bitumen standards and what is the project's completion timeline?

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

201/2020 The Member for Ainabkoi (Hon. William Chepkut, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development: -

- (i) Could the Cabinet Secretary confirm whether the recently upgraded 5.5 km section of the *Naiberi- Ainabkoi-Timboro* road in Ainabkoi Constituency was constructed in accordance with the required standards, considering that the stretch is already in an almost deplorable state even before the official handover by the contractor?
- (ii) Could the Cabinet Secretary intervene to ensure that upgrading works on the road linking *Waunifor* and *Flax (Kiptagat)*, a very important road which runs through one of the key maize producing region of the Rift Valley are completed?
- (iii) Could the Cabinet Secretary consider terminating the contract on the said road, seeking the blacklisting of the

contractor, and awarding the contract afresh to a contractor who will adhere to the set construction standards and timelines?

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

217/2020 The Member for Gichugu (Hon. GichimuGithinji, MP) to ask the Cabinet Secretary for Water, Sanitation and Irrigation:-

What plans are in place to provide the residents of Gichugu Constituency with clean and quality water from the *Mega Kerugoya - Kutus Water Supply Project*, which is being undertaken by the Tana Water Services Board?

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

219/2020 The Member for AlegoUsonga (Hon. Samuel Atandi, MP) to ask the Cabinet Secretary for Education: -

- (i) What urgent measures is the Ministry taking to ensure that learning from the from the following six schools, that is - *Dibuoro Secondary School, Dibuoro Primary School, Nyandbeho Primary School, Uwaasi Primary School, Udaamayi Primary School, and Uhembo Primary School* in *Usonga* Ward, AlegoUsonga Constituency, which are currently inhabitable due to the flooding caused by heavy rains experienced in the area between May to July 2020 continues upon reopening of schools?
- (ii) What urgent measures is the Ministry taking to ensure that the learners are relocated to other schools before schools reopen?
- (iii) Could the Ministry also consider having the said schools relocated toother safer grounds to protectthem from perennial flooding?

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

220/2020 The Member for Nandi Hills (Hon. Alfred Keter, MP) to

ask the Cabinet Secretary for Energy:-

- (i) Could the Cabinet Secretary provide the implementation status report of the Last Mile Connectivity Programme in the Country, with particular reference to Nandi Hills Constituency, indicating the amount of funds the programme has received, and how much has utilized since its inception?
- (ii) Could the Cabinet Secretary outline the challenges faced in implementing the programme?
- (iii) Could the Cabinet Secretary consider facilitating electricity connection under the said programme to the following areas and institutions in Nandi Hills Constituency which are in dire need of connectivity – *Sile A/Kipchenge, Ng'ame, Kipkoror/Kapkawa, Tigityo/Tabarin, Keben/Cherobon, Kapchumba, Kapkakaran, Kamenjeiywa, Kapnyemis/Simatwet, Kamyemis/SDA, Kapkutung, Kaplelemet/Kerengwet, Toroton, Serengonik, Kipsebwo/Kalel, Kipkoror/Nguseret, Koilot/Losingiran, Chepng'etuny, Choimimplot, Chebinyiny/Bonden, Kipkoror/Kapkorio, Kipkimba/Kiboki Dip, Kapchogen, Tereno Primary Schools, Lolkireny, Chepkunyuk/Kapketemi, Lehwak, Kibiok Village, Kimwogi/Chepnoet, Cheptililik, Cheptabach, KitechGaa, Nduroto, Kapkorio, Tartar/Kamalel, Sirwa and Shamba Mpya/Sile?*

(To be replied before the Departmental Committee on Energy)

238/2020

**The Member for Igembe Central (Hon. Kubairingo, MP)
to ask the Cabinet Secretary for Foreign Affairs: -**

- (i) Could the Ministry give an update regarding investigations into the whereabouts of one *Kinyua M'mumbwika*, a young man aged twenty-one (21) years from *Ithamwari village, Njia Ward, Igembe Central, Meru County*, who is allegedly detained in the United Republic of Tanzania without trial since the year 2015?
- (ii) Could the Ministry consider diplomatic intervention to ensure that the Kenyan, who is allegedly being illegally held and is languishing at *Maweni Remand Prison in Tanga, Tanzania*, is released without any further delay?

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