



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (FOURTH SESSION)**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, NOVEMBER 05, 2020 AT 2.30 P. M**

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

**4. PAPERS LAID**

The following Papers were laid on the Table of the House -

- (i) Legal Notice No. 195 relating to the Registration of Persons (National Integrated Identity Management System) Rules, 2020 and the Explanatory Memorandum from the Ministry of Interior and Co-ordination of National Government.
- (ii) Legal Notice No. 196 relating to the Data Protection (Civil Registration) Regulations, 2020 and the Explanatory Memorandum from the Ministry of Interior and Co-ordination of National Government.
- (iii) Consolidated Annual Report for the financial years 2017/2018, 2018/2019 and 2019/2020 from the Office of the Director of Public Prosecutions.
- (iv) Report of the Auditor-General and Financial Statements of the East African Portland Cement PLC for the year ended 30<sup>h</sup> June, 2020 and the certificate therein.
- (v) Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30<sup>h</sup> June, 2019 and the certificates therein -
  - a) Ministry of Defence;
  - b) State Department for Transport;
  - c) State Department for Energy;
  - d) The National Land Commission;
  - e) Ministry of Agriculture, Livestock, Fisheries & Irrigation (Drought Resilience & Sustainable Livelihoods Programme);

- f) Ministry of Water and Sanitation;
- g) Kenya National Commission on Human Rights;
- h) State Department for Immigration and Citizen Services; and
- i) Commission on Administrative Justice.

*(Majority Party Whip)*

- (vi) Report of the Committee on National Cohesion and Equal Opportunity on its consideration of the National Cohesion and Peace Building Bill (Senate Bill No. 35 of 2018).

*(Vice-Chairperson, Committee on National Cohesion and Equal Opportunity)*

- (vii) Report of the Departmental Committee on Administration and National Security on its consideration of a Petition regarding Insecurity in Bumula Constituency, Bungoma County.

*(Chairperson, Departmental Committee on Administration and National Security)*

## 5. QUESTIONS

The following Questions were asked: -

- (i) **Question No. 255/2020** by the Member for Kathiani (Hon. Robert Mui) regarding identification and selection of individuals to benefit from the National Hygiene Programme (NHP), dubbed *Kazi Maani Programme*.

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

- (ii) **Question No. 317/2020** by the Member for Kiambu (Hon. Jude Njomo) regarding the ownership status of Land Reference No. 6944/2 in *Kenyatta Road, Kiambu County* allocated to occupants of GIVE Gated Estate and sub-division and beaconing of the land by *M/s Banda Homes Company*.

*(To be replied to by the Cabinet Secretary for Lands and Physical Planning before the Departmental Committee on Lands)*

- (iii) **Question No. 318/2020** by the Member for Ruiru (Hon. Simon King'ara) regarding loss of lives by citizens while crossing roads and highways at pedestrian zebra crossings in the country, and construction of a foot bridge at the junction of *Kihunguro road* and the *Thika Superhighway*.

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

- (iv) **Question No. 319/2020** by the Member for Serem (Hbn. (Dr.) James Nyikal) regarding delays in completion of the *Okaria – Lessos – Kisumu* electricity transmission line which was to be completed in 2018.

*(To be replied to by the Cabinet Secretary for Energy before the Departmental Committee on Energy)*

The following Questions were deferred -

- (i) **Question No. 310/2020** by the Member for Belgut (Hbn. Nelson Koech) regarding measures to assist potential recruits and youth who may be financially constrained and unable to acquire the Covid-19 for the ongoing National Youth Service recruitment;
- (ii) **Question No. 320/2020** by the Member for Kwale County (Hbn. Zuleikha Hassan) regarding non-payment of pension dues for thirty-four (34) retired civil servants from the Coast Region.

## 6. STATEMENTS

Pursuant to the provisions of Standing Order 44(2)(c), the Majority Party Whip issued a Statement regarding the Business of the House for the week commencing Tuesday, November 10, 2020.

## 7. MOTION – SESSIONAL PAPER NO. 2 OF 2019 ON THE NATIONAL POLICY ON GENDER AND DEVELOPMENT

Motion made and Question proposed –

**THAT**, this House adopts the Report of the Departmental Committee on Labour and Social Welfare on its consideration of the Sessional Paper No. 2 of 2019 on the National Policy on Gender and Development *laid on the Table of the House on Thursday, October 8, 2020*, and further **approves** Sessional Paper No. 2 of 2019 on the National Policy on Gender and Development.

*(Chairperson, Departmental Committee on Labour and Social Welfare – 15.10.2020)*

Debate on the Motion having been concluded on Tuesday, November 3, 2020;

Question put and agreed to.

## 8. SPECIAL MOTION - APPROVAL OF THE NOMINEE FOR APPOINTMENT AS DATA COMMISSIONER

Motion made and Question proposed –

**THAT**, taking into consideration the findings of the Departmental Committee on Communication, Information and Innovation in its Report on the Vetting of a Nominee for appointment as the Data Commissioner, *laid on the Table of the House on Tuesday, November 03, 2020*, and pursuant to the section 6(4) of the Data Protection Act, 2019 and

section 8 of the Public Appointments (Parliamentary Approval), Act, 2011, this House **approves** the appointment of **Ms. Immaculate Kassait as the Data Commissioner.**

*(Chairperson, Departmental Committee on Communication, Information and Innovation)*

Debate arising;

Rising in his place on a Point of Order under Standing Order 95, the Member for Homa Bay Town (Hon. Peter Kaluma) claimed to move that “the Mover be now called upon to reply”;

And the Speaker not acceding to the claim

Debate resumed;

Rising in his place on a Point of Order under Standing Order 95, the Member for Yatta (Hon. Charles Kilongo) claimed to move that “the Mover be now called upon to reply”;

And the Speaker acceding to the claim

Question put and agreed to;

Thereupon, Mover replied;

Question put and agreed to.

9. **SPECIAL MOTION – APPROVAL OF NOMINEES FOR APPOINTMENT AS HIGH COMMISSIONERS, AMBASSADORS AND PERMANENT REPRESENTATIVES**

Motion made and Question proposed –

**THAT**, taking into consideration the findings of the Departmental Committee on Defence and Foreign Relations in its Report on the Vetting of Nominees for appointment as Ambassadors, High Commissioners and Permanent Representatives, *laid on the Table of the House on Tuesday, November 03, 2020*, and pursuant to the provisions of Article 132(2)(e) of the Constitution and Section 8 of the Public Appointments (Parliamentary Approval), Act, 2011, this House **approves** the appointment of the following persons as High Commissioners, Ambassadors and Permanent Representatives –

- |       |                              |   |  |
|-------|------------------------------|---|--|
| (i)   | <b>Amb. John Tipis</b>       | - | High Commissioner to Canberra,<br>Australia    |
| (ii)  | <b>Ms. Immaculate Wambua</b> | - | High Commissioner to Ottawa,<br>Canada         |
| (iii) | <b>Amb. Catherine Mwangi</b> | - | High Commissioner to Pretoria,<br>South Africa |

- (iv) **Amb. Martin Kiamani** - Permanent Representative to United Nations, New York
- (v) **Amb. Jean Kiamani** - Permanent Representative to UN Habitat, Nairobi
- (vi) **Amb. Tom Amollo** - Ambassador to Berlin, Germany
- (vii) **Mr. Lindsay Kiptiness** - Ambassador to Bangkok, Thailand
- (viii) **Amb. Daniel Wambura** - Ambassador to Bujumbura, Burundi
- (ix) **Ms. Stella Munyi** - Ambassador to Harare, Zimbabwe
- (x) **Maj. Gen. (Rtd) Samuel Nandwa** - Ambassador to Juba, South Sudan
- (xi) **Maj. Gen. (Rtd) Ngewa Mukala** - Ambassador to Khartoum, Sudan
- (xii) **Amb. Benson Ogutu** - Ambassador to Moscow, Russia
- (xiii) **Mr. Joshua Gati mu** - Ambassador to Tehran, Iran
- (xiv) **Amb. Tabu Iri na** - Ambassador to Tokyo, Japan

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

Debate arising;

Rising on a Point of Order under Standing Order 95, the Member for Kiambu (Hon. Gathoni Wamuchomba) claimed to move that the Mover be called upon to reply;

The Honourable Speaker acceded to the request;

Question that the Mover be called upon to reply put and agreed to;

Mover replied;

Question deferred.

#### **10. MOTION APPROVAL OF NOMINEES TO THREE NG CDF CONSTITUENCY COMMITTEES**

Order deferred.

11. MOTION - SESSIONAL PAPER NO. 3 OF 2019 ON THE NATIONAL POLICY FOR THE ERADICATION OF FEMALE GENITAL MUTILATION

Order deferred.

12. MOTION - INQUIRY INTO THE UTILIZATION OF THE FUNDS APPROPRIATED TO THE MINISTRY OF HEALTH IN THE FINANCIAL YEAR 2019/20 FOR THE COVID 19 PANDEMIC

Order deferred.

13. MOTION - INQUIRY INTO THE USE OF THE STANDARD GAUGE RAILWAY

Order deferred.

14. MOTION - CONSIDERATION OF THE PUBLIC PETITION ON RECONSIDERATION OF A RESOLUTION OF THE HOUSE

Order deferred.

15. MOTION - INQUIRY INTO THE STATUS OF STADIUM IN KENYA

Order deferred.

16. MOTION - INSPECTION ON THE PREPAREDNESS OF POLICE STATIONS IN THE MANAGEMENT OF COVID-19

Motion made and Question proposed:-

**THAT,** this House **adopts** the Report of the Departmental Committee on Administration and National Security on the Inspection Tour to Assess the Preparedness of Police Stations in the Management of the COVID-19 Pandemic, in Nairobi and Kajiado Counties, *laid on the Table of the House on Thursday, June 25, 2020.*

*(Chairperson, Departmental Committee on Administration and National Security)*

Debate arising

[Change of Chair from the Honourable Speaker to the Fourth Chairperson]

[Change of Chair from the Fourth Chairperson to the First Chairperson]

Debate concluded;

Mover replied;

Question deferred.

And time being seven minutes to Seven O'clock, the First Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

17. HOUSE ROSE - at seven minutes to Seven O'clock

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**M E M O R A N D U M**

The Speaker will take the Chair on Tuesday,  
November 10, 2020 at 2.30 p.m

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