



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – FIFTH SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, FEBRUARY 10, 2021

1. The House assembled at Ten O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Deputy Speaker
4. **PAPERS LAID**

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

- (i) Report of the Auditor-General and Financial Statements in respect of Capital Markets Authority for the year ended 30th June, 202 and the certificate therein;
- (ii) Reports of the Auditor-General and Financial Statements in respect of the following institutions or the year ended 30th June, 2019 and the certificates therein:
 - a. Rural Enterprise Fund;
 - b. Prisons Farms Revolving Fund;
 - c. National Exchequer Account;
 - d. Africa Union and other International Organization Subscription Fund;
 - e. Veterinary Services Development Fund;
 - f. Kenya Energy-Sector Environment and Social Responsibility Programme Fund;
 - g. Independent Electoral and Boundaries Commission Staff Mortgage an Car Loan Scheme;
 - h. State Department for Devolution; and
 - i. State Department for Tourism.
5. **STATEMENTS**

The following Statement was made –

- (i) Pursuant to the provisions of Standing Order 44(2)(c), the Member for Chepalungu (Hon. Gideon Koske) requested for a statement regarding failure by the Kenya Wildlife Services to address an ongoing Leopard menace in Chepalungu Constituency.

The following Statement issued –

- b) The Chairperson of the NG-CDF Committee (Hon. Wafula Wamunyinyi) issued a statement on the Status on Receipts and Disbursements of Funds as at 9thFebruary 2021.

6. **PROCEDURAL MOTION– LIMITATION OF DEBATE ON BILLS** **SPONSORED**
BY PARTIES OR COMMITTEES

Motion made and Question proposed -

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

7. **PROCEDURAL MOTION** - **LIMITATION OF DEBATE ON INDIVIDUAL**
MEMBERS' BILLS

Motion made and Question proposed -

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills NOT sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

8. PROCEDURAL MOTION - LIMITATION OF DEBATE ON MOTIONS

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on any **Motion, including a Special motion** be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

7. PROCEDURAL MOTION - LIMITATION OF DEBATE ON COMMITTEE REPORTS

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Committee Reports (except for Reports of Audit Committees)**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House for which limitation of time has not been specified, shall be limited as follows:- A maximum of two and a half hours, with not more than twenty (20) minutes for the Mover in moving and five (5) minutes for any other Member speaking, **including** the Leader of the Majority Party and the Leader of the Minority Party and the Chairperson of the relevant Committee (if the Committee Report is not moved by the Chairperson of the relevant Committee), and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and further that priority in speaking shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

8. PROCEDURAL MOTION- LIMITATION OF DEBATE ON REPORTS OF AUDIT COMMITTEES

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in debate on **Reports of Audit Committees (PIC, PAC & SFAC)** be limited as follows:- A maximum of sixty (60) minutes for the Mover in moving and thirty

(30) minutes in replying, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

9. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON SESSIONAL PAPERS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on any **Sessional Paper** shall be limited as follows:- A maximum of two and a half hours, with not more than twenty (20) minutes for the Mover in moving and five (5) minutes for any other Member speaking, **including** the Leader of the Majority Party and the Leader of the Minority Party and the Chairperson of the relevant Committee (if the Sessional Paper is not moved by the Chairperson of the relevant Committee), and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and further that priority in speaking shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

(The Leader of the Majority Party)

There being no debate arising:

Question put and agreed to.

10. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON THE ADDRESS BY THE PRESIDENT**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4) and in furtherance to the provisions of Standing Order 24(6), this House orders that, debate on the Motion on the **Address by the President** be limited to no more than thirty (30) minutes for the Mover in moving, twenty (20) minutes for the Leader of the Minority Party, and ten (10) minutes each to the Chairperson of the Departmental Committee on Justice and Legal Affairs to speak on the Report submitted under Article 132(1)(c)(i) of the Constitution relating to the realisation of the national values; the Chairperson of the Departmental Committee on Defence and Foreign Relations to speak on the Report submitted under Article 132(1)(c)(iii) of the Constitution relating to the progress made in fulfilling the international obligations of the Republic; and the Chairperson of the Departmental Committee on Administration and National Security to speak on the Report submitted under Article 240(7) of the Constitution relating to the state of the security of the Country; and five (5) minutes for any other Member speaking, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

11. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON REPORTS OF CONSTITUTIONAL COMMISSIONS AND INDEPENDENT OFFICES**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in debate on **Reports of Constitutional Commissions and Independent Offices** be limited as follows:- A maximum of four hours with not more than thirty (30) minutes for the Mover in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority be accorded to the Chairperson of the relevant Committee, the Leader of the Majority Party and the Leader of the Minority Party, in that order.

(The Leader of the Majority Party)

Debate arising

Question put and agreed to.

12. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON THE ANNUAL ESTIMATES AND COMMITTEE OF SUPPLY**

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 97(4), this House orders that, each speech in a debate on the **Report of the Budget & Appropriations Committee on Budget Estimates** contemplated under Standing Orders 239 and 240 be limited as follows:

- (i) **General Supply Debate**:- A maximum of **three** (3) sitting days with thirty (30) minutes for the Mover in moving and fifteen (15) minutes in replying; a maximum of fifteen (15) minutes for each of the Chairpersons of the Departmental Committees and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party who shall be limited to a maximum of fifteen (15) minutes each; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the respective Chairpersons of the Departmental Committees in the order that they appear in the Second Schedule to the Standing Orders; and,
- (ii) **Committee of Supply**: - A maximum of **six** (6) sitting days for the consideration of the proposed allocations to the respective Votes/Programmes in the order specified in the Schedule submitted by the Budget and Appropriations Committee.

(The Leader of the Majority Party)

Debate arising

Question put and agreed to.

13. **PROCEDURAL MOTION- LIMITATION OF DEBATE ON THE SENATE AMENDMENTS TO BILLS ORIGINATING IN THE NATIONAL ASSEMBLY**

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 97(1), this House orders that, each speech in the **general debate contemplated under Standing Order 146** (*Consideration of Senate amendments to Bills originating in the National Assembly*) be limited as follows:- a maximum of one hour and thirty minutes, with not more than fifteen minutes (15) for the Mover in moving, fifteen minutes (15) for the Chairperson of the relevant Departmental Committee, and five (5) minutes for any other Member speaking, including the Leader of the Majority Party and the Leader of the Minority Party (if the Bill is not party-sponsored), and that five (5) minutes before the expiry of the time, the Mover shall be called upon to reply; and further that priority in speaking shall be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

(The Leader of the Majority Party)

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

There being no debate arising;

Question put and agreed to.

14. **PROCEDURAL MOTION – CONSIDERATION OF CERTAIN BUSINESS RECEIVED DURING THE RECESS PERIODS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Orders 41 and 42 relating to *conveying of Messages from the Senate and from the President or the National Executive*, this House orders that during the Short and Long Recesses of the Fifth Session-

- (i) upon receipt of any Message from the Senate, or upon receipt of any name of a person nominated for appointment to a state or public office from the President or any other office in the National Executive, the Speaker shall forthwith refer such Message to the relevant Committee for consideration, without having to recall the House, and report such fact to the House on resumption; and,
- (ii) upon receipt of any Message relating to the Senate's Amendments to a Bill originating in the National Assembly, the Speaker shall forthwith refer the Schedule of the Senate Amendments to the relevant Committee for consideration pursuant to the provisions of Standing Order 145 (*Senate amendments to Bills originating in the National Assembly*), and report such fact to the House on resumption.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

15. **MOTION** - **APPROVAL OF THE CALENDAR OF THE HOUSE FOR THE FIFTH SESSION (2021)**

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 28, this House approves the Calendar of the National Assembly (*Regular Sessions*) for the Fifth Session (2021) as contained in the Schedule, and further resolves as follows-

Variations during the First Part of the Fifth Session

I. that, notwithstanding the provisions of Standing Order 30, during the First Part of the Fifth Session (*February 9 to May 6, 2021*)-

- (a) the sitting of the House of Wednesday, February 10, 2021 (*Afternoon*) shall stand **suspended**;
- (b) all Wednesday (*Morning and Afternoon*) sittings will stand suspended with effect from February 17, 2021;
- (c) the House will hold *Sittings* on **Tuesdays** and **Thursdays** as follows-
 - (i) Tuesdays (*Afternoon*) from 2.30 p.m. to 6.30 p.m.;
 - (ii) Tuesdays (*Evening*) from 7.00 p.m. to 9.00 p.m.;
 - (iii) Thursdays (*Morning*) from 10.00 a.m. to 1.00 p.m.;
 - (iv) Thursdays (*Afternoon*) from 2.30 p.m. to 6.30 p.m.; and
 - (v) Thursdays (*Evening*) from 7.00 p.m. to 9.00 p.m.

Individual Members' business

II. that, notwithstanding the provisions of Standing Order 40(3), on Thursday *Mornings*, business **not** sponsored by the Majority Party, the Minority Party or a Committee shall have **precedence** over all other business, in such order as the House Business Committee shall determine.

Commencement of the Sixth Session

III. that, notwithstanding the provisions of Standing Order 27(1) providing for the *date of commencement of a new Session*, the House shall resume for the Sixth Session on Tuesday, January 25, 2022 at 2.30 p.m.

(The Leader of the Majority Party)

There being no debate arising;
Question put and agreed to.

And the time being Forty five minutes past Eleven O'clock, the Third Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

16. **HOUSE ROSE** - at forty-five minutes past eleven O'clock.

M E M O R A N D U M

The Speaker will take the Chair tomorrow,
Thursday, February 11, 2020 at 2.30 p.m.

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