

(No. 063)

(715s)



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FIFTH SESSION)

THE NATIONAL ASSEMBLY

SUPPLEMENTARY

ORDERS OF THE DAY

THURSDAY, JUNE 24, 2021 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 - EXTENSION OF SITTING TIME
UNTIL CONCLUSION OF SPECIFIED
BUSINESS**

(The Leader of the Majority Party)

THAT, pursuant to the provisions of Standing Order 30(3)(a), this House orders that should the time appointed for adjournment of the House be reached before conclusion of business appearing under **Order No. 13** on today's Order Paper, the sitting of the House shall stand extended until the conclusion of the said business.

**9*. PROCEDURAL MOTION - EXEMPTION OF SPECIFIED
BUSINESS FROM A RESOLUTION OF
THE HOUSE**

(The Leader of the Majority Party)

THAT, this House orders that the business appearing as **Order No.s 10, 11 and 12** in today's Order Paper be exempted from the resolution of the House of June 8, 2021 (*Alteration of the Calendar of the House (Individual Members' business)*) being a Thursday Afternoon, a day allocated for Business not sponsored by the Majority Party or Minority Party or Business sponsored by a Committee.

10*. MOTION - APPROVAL OF THE SECOND SUPPLEMENTARY ESTIMATES FOR FY 2020/2021

(The Chairperson, Budget and Appropriations Committee)

THAT, this House **adopts** the Report of the Budget and Appropriations Committee on the Second Supplementary Estimates for the Financial Year 2020/2021, *laid on the Table of the House on Wednesday, June 23, 2021*, and pursuant to the provisions of Article 223 of the Constitution, section 44 of the Public Finance Management Act, 2012, Public Finance Management Regulation 40 and Standing Order 243-

- (i) approves a decrease of the **total recurrent expenditure** for Financial Year 2020/2021 by **Kshs. 16,657,599,945** in respect of the Votes as contained in the First Schedule to the Order Paper;
- (ii) approves an increase of the **total development expenditure** for Financial Year 2020/2021 by **Kshs. 8,480,922,681** in respect of the Votes as contained in the First Schedule to the Order Paper;
- (iii) approves an overall **decrease** in the total budget for Financial Year 2020/2021 by **Kshs. 8,176,677,264** in respect of the Votes as contained in the Second Schedule to the Order Paper; and,
- (iv) further makes the policy resolutions contained in the Fourth Schedule to the Order Paper.

(Question to be put)

11*. MOTION - REPORT OF THE AUDITOR - GENERAL ON THE FINANCIAL STATEMENTS OF THE NATIONAL GOVERNMENT FOR THE FINANCIAL YEAR 2017/2018

(The Chairperson, Public Accounts Committee)

THAT, this House **adopts** the Report of the Public Accounts Committee on the Examination of the Report of the Auditor - General on the Financial Statements of the National Government for the Financial Year 2017/2018 (Volumes I & II), *laid on the Table of the House on Tuesday, March 23, 2021*.

(Question to be put)

12*. THE KENYA NATIONAL BLOOD TRANSFUSION SERVICE BILL (NATIONAL ASSEMBLY BILL NO. 6 OF 2020)

(The Chairperson, Departmental Committee on Health)

Second Reading

(Resumption of debate interrupted on Wednesday, June 23, 2021 – Afternoon sitting)

13*. COMMITTEE OF THE WHOLE HOUSE

The Finance Bill (National Assembly Bill No. 18 of 2021)

(The Chairperson, Departmental Committee on Finance and National Planning)

14*. THE SUGAR BILL (NATIONAL ASSEMBLY BILL NO. 68 OF 2019)

(The Hon. Wafula Wamunyinyi, M.P.)

Second Reading

15*. THE ASSISTED REPRODUCTIVE TECHNOLOGY BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2019)

(The Hon. Millie Odhiambo Mabona, M.P.)

Second Reading

(Resumption of debate interrupted on Thursday, May 13, 2021 – Morning Sitting)

(Balance of time – 1 hour 58 minutes)

16*. THE KENYA INFORMATION AND COMMUNICATIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2019)

(The Hon. Elisha Odhiambo, M.P.)

Second Reading

(Resumption of debate interrupted on Thursday, March 04, 2021 – Morning Sitting)

(Balance of time – 1 hour 39 minutes)

17*. THE CONSTITUTION OF KENYA (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 19 OF 2019)

(The Hon. Florence Mutua, M.P.)

Second Reading

(Resumption of debate interrupted on Thursday, March 25, 2021 – Morning Sitting)

(Balance of time – 3 hours 10 minutes)

*** Denotes Orders of the Day**

(No. 063)

THURSDAY, JUNE 24, 2021

(718s)

FIRST SCHEDULE

FIRST SCHEDULE							
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
1011	Executive Office of the President	(984,450,627)	31,772,843	(952,677,784)	(984,450,627)	31,772,843	(952,677,784)
	0702000 Cabinet Affairs	(69,185,294)	-	(69,185,294)	(69,185,294)	-	(69,185,294)
	0703000 Government Advisory Services	(460,000)	180,000,000	179,540,000	(460,000)	180,000,000	179,540,000
	0704000 State House Affairs	1,030,911,500	5,065,720	1,035,977,220	1,030,911,500	5,065,720	1,035,977,220
	0745000 Nairobi Metropolitan Services	(1,945,716,833)	(153,292,877)	(2,099,009,710)	(1,945,716,833)	(153,292,877)	(2,099,009,710)
1021	State Department for Interior and Citizen Services	254,000,000	100,000,000	354,000,000	604,000,000	100,000,000	704,000,000
	0601000 Policing Services	(70,000,000)	270,000,000	200,000,000	(70,000,000)	270,000,000	200,000,000
	0602000 Planning, Policy Coordination and Support Service	102,000,000	(20,000,000)	82,000,000	452,000,000	(20,000,000)	432,000,000
	0605000 Migration & Citizen Services Management	9,000,000	-	9,000,000	9,000,000	-	9,000,000
	0625000 Road Safety	213,000,000	(150,000,000)	63,000,000	213,000,000	(150,000,000)	63,000,000
1023	State Department for Correctional Services	(355,319,437)	-	(355,319,437)	(355,319,437)	-	(355,319,437)
	0604000 Correctional services	(341,647,857)	-	(341,647,857)	(341,647,857)	-	(341,647,857)
	0623000 General Administration, Planning and Support Services	(13,671,580)	-	(13,671,580)	(13,671,580)	-	(13,671,580)

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
1032	State Department for Devolution	99,040,408	4,989,054,911	5,088,095,319	99,040,408	4,989,054,911	5,088,095,319
	0712000 Devolution Services	2,486,506	4,984,054,911	4,986,541,417	2,486,506	4,984,054,911	4,986,541,417
	0732000 General Administration, Planning and Support Services	20,878,902	-	20,878,902	20,878,902	-	20,878,902
	0713000 Special Initiatives	75,675,000	5,000,000	80,675,000	75,675,000	5,000,000	80,675,000
1035	State Department for Development of the ASAL	8,400,000	1,160,803,700	1,169,203,700	8,400,000	760,803,700	769,203,700
	0733000 Accelerated ASAL Development	8,400,000	1,160,803,700	1,169,203,700	8,400,000	760,803,700	769,203,700
1041	Ministry of Defence	(104,000,000)	-	(104,000,000)	(104,000,000)	-	(104,000,000)
	0801000 Defence	30,000,000	-	30,000,000	30,000,000	-	30,000,000
	0803000 General Administration, Planning and Support Services	(134,000,000)	-	(134,000,000)	(134,000,000)	-	(134,000,000)
1052	Ministry of Foreign Affairs	278,352,015	113,000,000	391,352,015	278,352,015	113,000,000	391,352,015
	0714000 General Administration Planning and Support Services	(15,667,521)	-	(15,667,521)	(15,667,521)	-	(15,667,521)
	0715000 Foreign Relation and Diplomacy	294,019,536	113,000,000	407,019,536	294,019,536	113,000,000	407,019,536
1064	State Department for Vocational and Technical Training	-	(45,500,000)	(45,500,000)	-	(45,500,000)	(45,500,000)
	0505000 Technical Vocational Education and Training	(2,325,091)	(53,858,197)	(56,183,288)	(2,325,091)	(53,858,197)	(56,183,288)
	0507000 Youth Training and Development	257,464	8,358,197	8,615,661	257,464	8,358,197	8,615,661

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	0508000 General Administration, Planning and Support Services	2,067,627	-	2,067,627	2,067,627	-	2,067,627
1065	State Department for University Education	(17,936,875,187)	753,000,000	(17,183,875,187)	(17,936,875,187)	753,000,000	(17,183,875,187)
	0504000 University Education	(17,938,214,552)	758,000,000	(17,180,214,552)	(17,938,214,552)	758,000,000	(17,180,214,552)
	0506000 Research, Science, Technology and Innovation	295,952	(5,000,000)	(4,704,048)	295,952	(5,000,000)	(4,704,048)
	0508000 General Administration, Planning and Support Services	1,043,413	-	1,043,413	1,043,413	-	1,043,413
1066	State Department for Early Learning & Basic Education	(93,001,628)	(2,403,263,200)	(2,496,264,828)	216,998,372	(2,473,263,200)	(2,256,264,828)
	0501000 Primary Education	(268,697,896)	(559,570,400)	(828,268,296)	(28,697,896)	(609,570,400)	(638,268,296)
	0502000 Secondary Education	16,157,366	(1,454,367,000)	(1,438,209,634)	16,157,366	(1,474,367,000)	(1,458,209,634)
	0503000 Quality Assurance and Standards	33,081,707	(389,325,800)	(356,244,093)	33,081,707	(389,325,800)	(356,244,093)
	0508000 General Administration, Planning and Support Services	126,457,195	-	126,457,195	196,457,195	-	196,457,195
1068	State Department for Post Training and Skills Development	(3,000,000)	-	(3,000,000)	(3,000,000)	-	(3,000,000)
	0508000 General Administration, Planning and Support Services	(594,760)	-	(594,760)	(594,760)	-	(594,760)
	0512000 Workplace	(1,670,162)	-	(1,670,162)	(1,670,162)	-	(1,670,162)

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	Readiness Services						
	0513000 Post- Training Information Management	(735,078)	-	(735,078)	(735,078)	-	(735,078)
1071	The National Treasury	(1,750,046,807)	(1,870,788,266)	(3,620,835,073)	(1,750,046,807)	(1,870,788,266)	(3,620,835,073)
	0717000 General Administration Planning and Support Services	(880,203,188)	851,448,500	(28,754,688)	(880,203,188)	851,448,500	(28,754,688)
	0718000 Public Financial Management	(795,117,185)	(2,722,236,766)	(3,517,353,951)	(795,117,185)	(2,722,236,766)	(3,517,353,951)
	0719000 Economic and Financial Policy Formulation and Management	(67,417,431)	-	(67,417,431)	(67,417,431)	-	(67,417,431)
	0740000 Government Clearing services	(7,309,003)	-	(7,309,003)	(7,309,003)	-	(7,309,003)
1072	State Department for Planning	(41,500,000)	-	(41,500,000)	(41,500,000)	-	(41,500,000)
	0706000 Economic Policy and National Planning	(31,601,089)	4,250,000	(27,351,089)	(31,601,089)	4,250,000	(27,351,089)
	0708000 Monitoring and Evaluation Services	(2,814,021)	(4,250,000)	(7,064,021)	(2,814,021)	(4,250,000)	(7,064,021)
	0709000 General Administration Planning and Support Services	(7,084,890)	-	(7,084,890)	(7,084,890)	-	(7,084,890)
1081	Ministry of Health	950,000,000	2,718,216,933	3,668,216,933	950,000,000	752,435,450	1,702,435,450
	0401000 Preventive, Promotive & RMNCAH	20,842,197	6,472,271,869	6,493,114,066	20,842,197	4,606,490,386	4,627,332,583
	0402000 National Referral & Specialized Services	906,065,660	23,162,696	929,228,356	906,065,660	23,162,696	929,228,356
	0404000 General Administration, Planning &	21,164,693	-	21,164,693	21,164,693	-	21,164,693

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	Support Services						
	0405000 Health Policy, Standards and Regulations	1,927,450	(3,777,217,632)	(3,775,290,182)	1,927,450	(3,877,217,632)	(3,875,290,182)
1091	State Department of Infrastructure	(296,600,000)	13,278,757,727	12,982,157,727	(296,600,000)	13,278,757,727	12,982,157,727
	0202000 Road Transport	(296,600,000)	13,278,757,727	12,982,157,727	(296,600,000)	13,278,757,727	12,982,157,727
1092	State Department of Transport	(1,814,227,886)	(6,895,000,000)	(8,709,227,886)	(1,814,227,886)	(6,895,000,000)	(8,709,227,886)
	0201000 General Administration, Planning and Support Services	(11,260,599)	15,000,000	3,739,401	(11,260,599)	15,000,000	3,739,401
	0203000 Rail Transport	-	(15,000,000)	(15,000,000)	-	(15,000,000)	(15,000,000)
	0204000 Marine Transport	194,799	(7,000,000,000)	(6,999,805,201)	194,799	(7,000,000,000)	(6,999,805,201)
	0205000 Air Transport	(1,803,208,086)	155,000,000	(1,648,208,086)	(1,803,208,086)	155,000,000	(1,648,208,086)
	0216000 Road Safety	46,000	(50,000,000)	(49,954,000)	46,000	(50,000,000)	(49,954,000)
1094	State Department for Housing and Urban Development	(10,000,000)	2,350,000,000	2,340,000,000	(10,000,000)	2,500,000,000	2,490,000,000
	0102000 Housing Development and Human Settlement	3,252,000	(650,000,000)	(646,748,000)	3,252,000	(650,000,000)	(646,748,000)
	0105000 Urban and Metropolitan Development	-	3,000,000,000	3,000,000,000	-	3,150,000,000	3,150,000,000
	0106000 General Administration Planning and Support Services	(13,252,000)	-	(13,252,000)	(13,252,000)	-	(13,252,000)
1095	State for Public Works	(60,000,000)	70,000,000	10,000,000	(60,000,000)	70,000,000	10,000,000
	0103000 Government Buildings	(49,000,000)	27,536,037	(21,463,963)	(49,000,000)	27,536,037	(21,463,963)
	0104000 Coastline Infrastructure and Pedestrian Access	(21,600,000)	42,463,963	20,863,963	(21,600,000)	42,463,963	20,863,963

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	0106000 General Administration Planning and Support Services	10,600,000	-	10,600,000	10,600,000	-	10,600,000
1108	Ministry of Environment and Forestry	(45,600,000)	5,028,469	(40,571,531)	(45,600,000)	5,028,469	(40,571,531)
	1002000 Environment Management and Protection	-	47,465,277	47,465,277	-	47,465,277	47,465,277
	1010000 General Administration, Planning and Support Services	(600,000)	-	(600,000)	(600,000)	-	(600,000)
	1012000 Meteorological Services	(45,000,000)	(42,436,808)	(87,436,808)	(45,000,000)	(42,436,808)	(87,436,808)
1109	Ministry of Water, Sanitation and Irrigation	(109,000,000)	2,560,000,000	2,451,000,000	(109,000,000)	2,560,000,000	2,451,000,000
	1001000 General Administration, Planning and Support Services	(50,000,000)	-	(50,000,000)	(50,000,000)	-	(50,000,000)
	1004000 Water Resources Management	2,763,919	(2,097,700,000)	(2,094,936,081)	2,763,919	(2,097,700,000)	(2,094,936,081)
	1017000 Water and Sewerage Infrastructure Development	(46,763,919)	3,045,212,028	2,998,448,109	(46,763,919)	3,045,212,028	2,998,448,109
	1014000 Irrigation and Land Reclamation	(15,000,000)	(67,500,000)	(82,500,000)	(15,000,000)	(67,500,000)	(82,500,000)
	1015000 Water Storage and Flood Control	-	979,987,972	979,987,972	-	979,987,972	979,987,972
	1022000 Water Harvesting and Storage for Irrigation	-	700,000,000	700,000,000	-	700,000,000	700,000,000
1112	Ministry of Lands and Physical Planning	(16,500,000)	(300,000,000)	(316,500,000)	(16,500,000)	(300,000,000)	(316,500,000)
	0101000 Land Policy and Planning	(16,500,000)	(300,000,000)	(316,500,000)	(16,500,000)	(300,000,000)	(316,500,000)
1122	State Department for Information	-	(630,000,000)	(630,000,000)	-	(630,000,000)	(630,000,000)

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	Communicati on and Technology & Innovation						
	0207000 General Administration Planning and Support Services	4,390,154	-	4,390,154	4,390,154	-	4,390,154
	0210000 ICT Infrastructure Development	-	(983,000,000)	(983,000,000)	-	(983,000,000)	(983,000,000)
	0217000 E- Government Services	(4,390,154)	353,000,000	348,609,846	(4,390,154)	353,000,000	348,609,846
1123	State Department for Broadcasting & Telecommuni cations	(275,000,000)	-	(275,000,000)	(275,000,000)	-	(275,000,000)
	0207000 General Administration Planning and Support Services	6,300,000	-	6,300,000	6,300,000	-	6,300,000
	0208000 Information and Communicatio n Services	(281,849,000)	-	(281,849,000)	(281,849,000)	-	(281,849,000)
	0221000 Film Development Services	549,000	-	549,000	549,000	-	549,000
1132	State Department for Sports	85,278,820	4,087,995,461	4,173,274,281	85,278,820	4,087,995,461	4,173,274,281
	0901000 Sports	85,278,820	4,087,995,461	4,173,274,281	85,278,820	4,087,995,461	4,173,274,281
1134	State Department for Culture and Heritage	95,500,000	-	95,500,000	95,500,000	-	95,500,000
	0902000 Culture / Heritage	80,920,000	-	80,920,000	80,920,000	-	80,920,000
	0903000 The Arts	5,500,000	-	5,500,000	5,500,000	-	5,500,000
	0905000 General Administration, Planning and Support Services	9,080,000	-	9,080,000	9,080,000	-	9,080,000
1152	Ministry of Energy	447,000,000	(7,007,538,422)	(6,560,538,422)	447,000,000	(6,307,538,422)	(5,860,538,422)

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	0212000 Power Generation	447,000,000	397,461,578	844,461,578	447,000,000	397,461,578	844,461,578
	0213000 Power Transmission and Distribution	-	(7,305,000,000)	(7,305,000,000)	-	(6,605,000,000)	(6,605,000,000)
	0214000 Alternative Energy Technologies	-	(100,000,000)	(100,000,000)	-	(100,000,000)	(100,000,000)
1162	State Department for Livestock	6,500,000	(39,499,791)	(32,999,791)	6,500,000	(39,499,791)	(32,999,791)
	0112000 Livestock Resources Management and Development	6,500,000	(39,499,791)	(32,999,791)	6,500,000	(39,499,791)	(32,999,791)
1166	State Department for Fisheries, Aquaculture & the Blue Economy	(24,000,000)	(400,000,000)	(424,000,000)	(24,000,000)	(198,705,532)	(222,705,532)
	0111000 Fisheries Development and Management	(16,316,434)	3,219,594	(13,096,840)	(16,316,434)	204,514,062	188,197,628
	0117000 General Administration, Planning and Support Services	(7,973,644)	-	(7,973,644)	(7,973,644)	-	(7,973,644)
	0118000 Development and Coordination of the Blue Economy	290,078	(403,219,594)	(402,929,516)	290,078	(403,219,594)	(402,929,516)
1169	State Department for Crop Development & Agricultural Research	(119,580,370)	(344,737,859)	(464,318,229)	(119,580,370)	(344,737,859)	(464,318,229)
	0107000 General Administration Planning and Support Services	(83,655,527)	-	(83,655,527)	(83,655,527)	-	(83,655,527)
	0108000 Crop Development and Management	(34,289,484)	(344,737,859)	(379,027,343)	(34,289,484)	(344,737,859)	(379,027,343)
	0109000 Agribusiness and	(1,961,462)	-	(1,961,462)	(1,961,462)	-	(1,961,462)

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	Information Management						
	0120000 Agricultural Research & Development	326,103	-	326,103	326,103	-	326,103
1173	State Department for Cooperatives	60,000,000	161,300,000	221,300,000	80,000,000	141,300,000	221,300,000
	0304000 Cooperative Development and Management	60,000,000	161,300,000	221,300,000	80,000,000	141,300,000	221,300,000
1174	State Department for Trade	30,100,000	(6,300,000)	23,800,000	150,100,000	23,700,000	173,800,000
	0307000 Trade Development and Promotion	30,100,000	(6,300,000)	23,800,000	150,100,000	23,700,000	173,800,000
1175	State Department for Industrializati on	118,051,143	(900,000,000)	(781,948,857)	118,051,143	(900,000,000)	(781,948,857)
	0301000 General Administration Planning and Support Services	1,248,890	(400,000,000)	(398,751,110)	13,440,450	(400,000,000)	(386,559,550)
	0302000 Industrial Development and Investments	(5,000,000)	-	(5,000,000)	(5,000,000)	-	(5,000,000)
	0303000 Standards and Business Incubation	121,802,253	(500,000,000)	(378,197,747)	109,610,693	(500,000,000)	(390,389,307)
1184	State Department for Labour	(50,265,965)	(230,000,000)	(280,265,965)	(50,265,965)	(230,000,000)	(280,265,965)
	0910000 General Administration Planning and Support Services	5,162,137	-	5,162,137	5,162,137	-	5,162,137
	0906000 Promotion of the Best Labour Practice	(61,523,534)	-	(61,523,534)	(61,523,534)	-	(61,523,534)
	0907000 Manpower Development, Employment and	6,095,432	(230,000,000)	(223,904,568)	6,095,432	(230,000,000)	(223,904,568)

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	Productivity Management						
1185	State Department for Social Protection, Pensions & Senior Citizen Affairs	47,000,000	(200,000,000)	(153,000,000)	47,000,000	200,000,000	247,000,000
	0908000 Social Development and Children Services	44,726,290	-	44,726,290	194,726,290	400,000,000	594,726,290
	0909000 National Social Safety Net	-	(200,000,000)	(200,000,000)	(150,000,000)	(200,000,000)	(350,000,000)
	0914000 General Administration, Planning and Support Services	2,273,710	-	2,273,710	2,273,710	-	2,273,710
1192	State Department for Mining	(40,000,000)	25,659,140	(14,340,860)	(40,000,000)	25,659,140	(14,340,860)
	1007000 General Administration Planning and Support Services	-	4,000,000	4,000,000	-	4,000,000	4,000,000
	1009000 Mineral Resources Management	(40,000,000)	13,438,910	(26,561,090)	(40,000,000)	13,438,910	(26,561,090)
	1021000 Geological Surveys and Geo Information	-	8,220,230	8,220,230	-	8,220,230	8,220,230
1193	State Department for Petroleum	1,602,200,000	(172,490,000)	1,429,710,000	1,602,200,000	(172,490,000)	1,429,710,000
	0215000 Exploration and Distribution of Oil and Gas	1,602,200,000	(172,490,000)	1,429,710,000	1,602,200,000	(172,490,000)	1,429,710,000
1202	State Department for Tourism	182,412,863	(85,735,950)	96,676,913	182,412,863	(85,735,950)	96,676,913
	0306000 Tourism Development and Promotion	182,412,863	(85,735,950)	96,676,913	182,412,863	(85,735,950)	96,676,913
1203	State Department for Wildlife	1,455,573,258	12,000,000	1,467,573,258	1,455,573,258	12,000,000	1,467,573,258
	1019000 Wildlife Conservation	1,455,573,258	12,000,000	1,467,573,258	1,455,573,258	12,000,000	1,467,573,258

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	and Management						
1212	State Department for Gender	90,300,000	(640,000,000)	(549,700,000)	90,300,000	(640,000,000)	(549,700,000)
	0912000 Gender Empowerment	90,300,000	(640,000,000)	(549,700,000)	90,300,000	(640,000,000)	(549,700,000)
1213	State Department for Public Service	(435,059,555)	-	(435,059,555)	(435,059,555)	-	(435,059,555)
	0710000 Public Service Transformation	(502,231,801)	-	(502,231,801)	(502,231,801)	-	(502,231,801)
	0709000 General Administration Planning and Support Services	67,172,246	-	67,172,246	67,172,246	-	67,172,246
1214	State Department for Youth	10,000,000	-	10,000,000	10,000,000	-	10,000,000
	0711000 Youth Empowerment	10,000,000	-	10,000,000	10,000,000	-	10,000,000
1221	State Department for East African Community	(28,000,000)	-	(28,000,000)	(28,000,000)	-	(28,000,000)
	0305000 East African Affairs and Regional Integration	(28,000,000)	-	(28,000,000)	(28,000,000)	-	(28,000,000)
1222	State Department for Regional & Northern Corridor Development	133,200,000	(15,200,000)	118,000,000	133,200,000	434,800,000	568,000,000
	1013000 Integrated Regional Development	133,200,000	(15,200,000)	118,000,000	133,200,000	434,800,000	568,000,000
1252	State Law Office and Department of Justice	165,000,000	(43,000,000)	122,000,000	165,000,000	(43,000,000)	122,000,000
	0606000 Legal Services	122,933,428	-	122,933,428	122,933,428	-	122,933,428
	0607000 Governance, Legal Training and Constitutional Affairs	8,302,750	(67,000,000)	(58,697,250)	8,302,750	(67,000,000)	(58,697,250)
	0609000 General Administration, Planning and	33,763,822	24,000,000	57,763,822	33,763,822	24,000,000	57,763,822

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	Support Services						
1291	Office of the Director of Public Prosecutions	44,938,132	(80,000,000)	(35,061,868)	44,938,132	(80,000,000)	(35,061,868)
	0612000 Public Prosecution Services	44,938,132	(80,000,000)	(35,061,868)	44,938,132	(80,000,000)	(35,061,868)
1311	Office of the Registrar of Political Parties	(24,200,000)	-	(24,200,000)	(24,200,000)	-	(24,200,000)
	0614000 Registration, Regulation and Funding of Political Parties	(24,200,000)	-	(24,200,000)	(24,200,000)	-	(24,200,000)
1321	Witness Protection Agency	(3,600,000)	-	(3,600,000)	(3,600,000)	-	(3,600,000)
	0615000 Witness Protection	(3,600,000)	-	(3,600,000)	(3,600,000)	-	(3,600,000)
2011	Kenya National Commission on Human Rights	(8,000,000)	-	(8,000,000)	(8,000,000)	-	(8,000,000)
	0616000 Protection and Promotion of Human Rights	(8,000,000)	-	(8,000,000)	(8,000,000)	-	(8,000,000)
2021	National Land Commission	(26,000,000)	-	(26,000,000)	(26,000,000)	-	(26,000,000)
	0116000 Land Administration and Management	(26,000,000)	-	(26,000,000)	(26,000,000)	-	(26,000,000)
2031	Independent Electoral and Boundaries Commission	(92,606,131)	-	(92,606,131)	107,393,869	-	107,393,869
	0617000 Management of Electoral Processes	(92,606,131)	-	(92,606,131)	107,393,869	-	107,393,869
2061	The Commission on Revenue Allocation	(10,621,625)	-	(10,621,625)	(10,621,625)	-	(10,621,625)
	0737000 Inter-Governmental Transfers and Financial Matters	(10,621,625)	-	(10,621,625)	(10,621,625)	-	(10,621,625)
2071	Public Service Commission	4,000,000	-	4,000,000	4,000,000	-	4,000,000

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	0725000 General Administration, Planning and Support Services	4,000,000	-	4,000,000	4,000,000	-	4,000,000
2091	Teachers Service Commission	1,500,000,000	(400,000,000)	1,100,000,000	1,500,000,000	(400,000,000)	1,100,000,000
	0509000 Teacher Resource Management	1,500,500,200	(400,000,000)	1,100,500,200	1,500,500,200	(400,000,000)	1,100,500,200
	0510000 Governance and Standards	887,765	-	887,765	887,765	-	887,765
	0511000 General Administration, Planning and Support Services	(1,387,965)	-	(1,387,965)	(1,387,965)	-	(1,387,965)
2101	National Police Service Commission	(11,587,482)	-	(11,587,482)	(11,587,482)	-	(11,587,482)
	0620000 National Police Service Human Resource Management	(11,587,482)	-	(11,587,482)	(11,587,482)	-	(11,587,482)
2111	Auditor General	(158,000,000)	-	(158,000,000)	(158,000,000)	-	(158,000,000)
	0729000 Audit Services	(158,000,000)	-	(158,000,000)	(158,000,000)	-	(158,000,000)
2121	Office of the Controller of Budget	(20,003,884)	-	(20,003,884)	(20,003,884)	-	(20,003,884)
	0730000 Control and Management of Public finances	(20,003,884)	-	(20,003,884)	(20,003,884)	-	(20,003,884)
2131	Commission on Administrativ e Justice	4,100,000	-	4,100,000	4,100,000	-	4,100,000
	0731000 Promotion of Administrative Justice	4,100,000	-	4,100,000	4,100,000	-	4,100,000
2141	National Gender and Equality Commission	(6,400,000)	(2,126,000)	(8,526,000)	(6,400,000)	(2,126,000)	(8,526,000)
	0621000 Promotion of Gender Equality and Freedom from Discrimination	(6,400,000)	(2,126,000)	(8,526,000)	(6,400,000)	(2,126,000)	(8,526,000)
2151	Independent Policing	(15,000,000)	-	(15,000,000)	(15,000,000)	-	(15,000,000)

	FIRST SCHEDULE						
Vote Code	VOTE/PRO GRAMME CODES & TITLE	Proposed Supplementary Estimates 2 2020/2021			Amended Supplementary Estimates 2 2020/2021		
		Recurrent	Capital	Total	Recurrent	Capital	Total
	Oversight Authority						
	0622000 Policing Oversight Services	(15,000,000)	-	(15,000,000)	(15,000,000)	-	(15,000,000)
	Sub-Total: Budget Estimates for the Executive	(17,297,099,945)	9,705,409,696	(7,591,690,249)	(16,297,099,945)	9,180,922,681	(7,116,177,264)
1261	The Judiciary	(118,000,000)	-	(118,000,000)	(118,000,000)	-	(118,000,000)
	0610000 Dispensation of Justice	(118,000,000)	-	(118,000,000)	(118,000,000)	-	(118,000,000)
2051	Judicial Service Commission	12,500,000	-	12,500,000	12,500,000	-	12,500,000
	0619000 General Administration, Planning and Support Services	12,500,000	-	12,500,000	12,500,000	-	12,500,000
	Sub-Total: Budget Estimates for the Judiciary	(105,500,000)	-	(105,500,000)	(105,500,000)	-	(105,500,000)
2041	Parliamentary Service Commission	(65,000,000)	-	(65,000,000)	(65,000,000)	-	(65,000,000)
	0722000 Senate Affairs	(65,000,000)	-	(65,000,000)	(65,000,000)	-	(65,000,000)
2042	National Assembly	(190,000,000)	-	(190,000,000)	(190,000,000)	-	(190,000,000)
	0721000 National Legislation, Representation and Oversight	(190,000,000)	-	(190,000,000)	(190,000,000)	-	(190,000,000)
2043	Parliamentary Joint Services	-	(700,000,000)	(700,000,000)	-	(700,000,000)	(700,000,000)
	0723000 General Administration, Planning and Support Services	-	(700,000,000)	(700,000,000)	-	(700,000,000)	(700,000,000)
	Sub-Total: Budget Estimates for Parliament	(255,000,000)	(700,000,000)	(955,000,000)	(255,000,000)	(700,000,000)	(955,000,000)
	FY 2020/21 GROSS SUPPLEMENTARY II ESTIMATES	(17,657,599,945)	9,005,409,696	(8,652,190,249)	(16,657,599,945)	8,480,922,681	(8,176,677,264)

(No. 063)

THURSDAY, JUNE 24, 2021

(732)

SECOND SCHEDULE

SECOND SCHEDULE: DETAILS ON DEPARTMENTAL COMMITTEES AND NATIONAL TREASURY AMENDMENTS								
Vote Code	VOTE/ PROGRAMM E CODES & TITLE	Recurrent Expenditure			Capital Expenditure			Details of Changes
		Increases	Reductions	Total	Increases	Reductions	Total	
1021	State Department for Interior and Citizen Services	350,000,000	-	350,000,000	-	-	-	(i) KSh. 180 million being an addendum from the National Treasury to support security operations incurred Article 223; (ii) KSh. 170 million to enhance security Operations
	0601000 Policing Services			-			-	
	0602000 Planning, Policy Coordination and Support Service	350,000,000		350,000,000			-	
	0603000 Government Printing Services			-			-	
	0605000 Migration & Citizen Services Management			-			-	
	0625000 Road Safety			-			-	
	06256000 Population Management Services			-			-	
1035	State Department for Development of the ASAL	-	-	-	-	(400,000,000)	(400,000,000)	
	0733000 Accelerated ASAL Development			-		(400,000,000)	(400,000,000)	

SECOND SCHEDULE: DETAILS ON DEPARTMENTAL COMMITTEES AND NATIONAL TREASURY AMENDMENTS								
Vote Code	VOTE/ PROGRAMM E CODES & TITLE	Recurrent Expenditure			Capital Expenditure			Details of Changes
		Increases	Reductions	Total	Increases	Reductions	Total	
1066	State Department for Early Learning & Basic Education	310,000,000	-	310,000,000	(70,000,000)	-	(70,000,000)	(i) KSh. 240 million being additional allocation through the NT addendum to cater for shortfall under the school feeding programme (ii) KSh. 70 million being an a committee amendment to enhance allocation to NACONEK
	0501000 Primary Education	240,000,000		240,000,000	(50,000,000)		(50,000,000)	
	0502000 Secondary Education			-	(20,000,000)		(20,000,000)	
	0503000 Quality Assurance and Standards			-			-	
	0508000 General Administration, Planning and Support Services	70,000,000		70,000,000			-	Enhanced allocation to NACONEK
1081	Ministry of Health	-	-	-	-	(1,965,781,483)	(1,965,781,483)	Being a reduction by the NT on account of low absorption
	0401000 Preventive, Promotive & RMNCAH			-		(1,865,781,483)	(1,865,781,483)	
	0402000 National Referral & Specialized Services			-			-	
	0403000 Health Research and Development			-			-	
	0404000 General Administration, Planning & Support Services			-			-	
	0405000 Health Policy, Standards and Regulations			-		(100,000,000)	(100,000,000)	

SECOND SCHEDULE: DETAILS ON DEPARTMENTAL COMMITTEES AND NATIONAL TREASURY AMENDMENTS								
Vote Code	VOTE/ PROGRAMM E CODES & TITLE	Recurrent Expenditure			Capital Expenditure			Details of Changes
		Increases	Reductions	Total	Increases	Reductions	Total	
1094	State Department for Housing and Urban Development	-	-	-	150,000,000	-	150,000,000	
	0102000 Housing Development and Human Settlement			-			-	
	0105000 Urban and Metropolitan Development			-	150,000,000		150,000,000	To pay for commitment s already done for the construction of a Market (Pending Bills)
	0106000 General Administration Planning and Support Services			-			-	
1109	Ministry of Water, Sanitation and Irrigation	-	-	-	150,000,000	(150,000,000)	-	
	1001000 General Administration, Planning and Support Services			-			-	
	1004000 Water Resources Management			-			-	
	1017000 Water and Sewerage Infrastructure Development			-			-	
	1014000 Irrigation and Land Reclamation			-			-	
	1015000 Water Storage and Flood Control			-			-	
	1022000 Water Harvesting and Storage for Irrigation			-	150,000,000	(150,000,000)	-	For rehabilitation of various water pans in Kajiado South. The regularise the names of dams in the Olorika Water Scheme- .Eselengei (Kshs.20 Million) , Nadoenkajikj ik(Kshs.20

SECOND SCHEDULE: DETAILS ON DEPARTMENTAL COMMITTEES AND NATIONAL TREASURY AMENDMENTS								
Vote Code	VOTE/ PROGRAMM E CODES & TITLE	Recurrent Expenditure			Capital Expenditure			Details of Changes
		Increases	Reductions	Total	Increases	Reductions	Total	
								Million), Ironchoi (15 Million) , Imarba/Orm oti (Kshs. 20 Million), Risa (20 Million), Elangata Enkim (20 Million), Olorika (15Million) and Narok Entetit (20 Million)
1152	Ministry of Energy	-	-	-	700,000,000	-	700,000,000	To pay for Pending Bills
	0211000 General Administration Planning and Support Services			-			-	
	0212000 Power Generation			-			-	
	0213000 Power Transmission and Distribution			-	700,000,000		700,000,000	
	0214000 Alternative Energy Technologies			-			-	
1166	State Department for Fisheries, Aquaculture & the Blue Economy	-	-	-	201,294,468	-	201,294,468	Being an allocation by the NT through the addendum to cater for counterpart funding.
	0111000 Fisheries Development and Management			-	201,294,468		201,294,468	
	0117000 General Administration, Planning and Support Services			-			-	
	0118000 Development and Coordination of the Blue Economy			-			-	
1173	State Department for Cooperatives	20,000,000	-	20,000,000	(20,000,000)	-	(20,000,000)	Re-allocation from development to recurrent to acter for

SECOND SCHEDULE: DETAILS ON DEPARTMENTAL COMMITTEES AND NATIONAL TREASURY AMENDMENTS								
Vote Code	VOTE/ PROGRAMME CODES & TITLE	Recurrent Expenditure			Capital Expenditure			Details of Changes
		Increases	Reductions	Total	Increases	Reductions	Total	
								payment of pending bills
	0304000 Cooperative Development and Management	20,000,000		20,000,000	(20,000,000)		(20,000,000)	
1174	State Department for Trade	120,000,000	-	120,000,000	30,000,000	-	30,000,000	
	0307000 Trade Development and Promotion	120,000,000		120,000,000	30,000,000		30,000,000	(i) KSh. 100 million to pay for exhibition spaces and training of SMEs who will take part in preparation for Dubai EXPO 2020 (ii) KSh. 20 million for Anti-Counterfeit Agency to facilitate payment of public awareness programmes (iii) KSh. 30 million to pay for commitments made for the development of Commodities Exchange Platform (KOMEX)
1175	State Department for Industrialization	12,191,560	(12,191,560)	-	-	-	-	Re-allocation is to cater for salary shortfall at the Headquarters that had already been transferred to MSEA
	0301000 General Administration Planning and Support Services	12,191,560		12,191,560			-	

SECOND SCHEDULE: DETAILS ON DEPARTMENTAL COMMITTEES AND NATIONAL TREASURY AMENDMENTS								
Vote Code	VOTE/ PROGRAMM E CODES & TITLE	Recurrent Expenditure			Capital Expenditure			Details of Changes
		Increases	Reductions	Total	Increases	Reductions	Total	
	0302000 Industrial Development and Investments			-			-	
	0303000 Standards and Business Incubation		(12,191,560)	(12,191,560)			-	Reduction is on account of SRC salary arrears for KIRDI in order to cater for salary shortfalls in the Headquarters .
1185	State Department for Social Protection, Pensions & Senior Citizen Affairs	150,000,000	(150,000,000)	-	400,000,000	-	400,000,000	(i) KSh. 150 million being a re- allocation within the state Department
	0908000 Social Development and Children Services	150,000,000		150,000,000	400,000,000		400,000,000	To facilitate completion of ongoing construction of of Foster care homes in Bungoma and Joska.
	0909000 National Social Safety Net		(150,000,000)	(150,000,000)			-	
	0914000 General Administration, Planning and Support Services			-			-	
1222	State Department for Regional & Northern Corridor Development	-	-	-	450,000,000	-	450,000,000	Being an addendum from the NT for emergency interventions
	1013000 Integrated Regional Development			-	450,000,000		450,000,000	
2031	Independent Electoral and Boundaries Commission	200,000,000	-	200,000,000	-	-	-	To facilitate payment of pending bills
	0617000 Management of Electoral Processes	200,000,000		200,000,000			-	
	0618000 Delimitation of Electoral Boundaries			-			-	
	Total	1,162,191,560	(162,191,560)	1,000,000,000	1,991,294,468	(2,515,781,483)	(524,487,015)	

THIRD SCHEDULE

THIRD SCHEDULE: SUMMARY OF THE APPROVALS GRANTED UNDER ARTICLE 223 OF THE CONSTITUTION IN THE FY 2020/21							
Vote and Programme Details	Current	Capital	Total	National Treasury Approval Dates	Amount Disbursed/ Payment	Disbursement Dates	Remarks
1011 Executive Office of the President	360,000,000	-	360,000,000		-		
0704000 State House Affairs	360,000,000		360,000,000	27/4/2021 & 25/5/2021			Provision for the enhancement
1041 Ministry of Defence	30,000,000	-	30,000,000		-		
0801000 Defence	30,000,000		30,000,000	20/5/2021			Provision for National Multi-Agency Security operation
1071 The National Treasury	1,773,233,164	1,000,000,000	2,773,233,164		1,000,000,000		
0717000 General Administration Planning and Support Services	1,773,233,164	1,000,000,000	2,773,233,164	6/5/2021	1,000,000,000	22/6/2021	Ksh. 1billion for Shelter Afrique & Ksh. 1.8billion for Provision for the shortfall under comprehensive Personal Group Insurance
1081 Ministry of Health	-	3,800,000,000	3,800,000,000		-		
0401000 Preventive, Promotive & Reproductive Health		3,800,000,000	3,800,000,000	26/4/2021			Provision for procurement of Covid-19 vaccines
1091 State Department for Infrastructure	-	15,000,000,000	15,000,000,000		-		
0202000 Road Transport		15,000,000,000	15,000,000,000	25/5/2021			Funded through Petroleum Development Levy (PDL)
1094 State Department for Housing & Urban Development	-	3,000,000,000	3,000,000,000		2,250,000,000		
0105000 Urban and Metropolitan Development		3,000,000,000	3,000,000,000	14/6/2021	2,250,000,000	23/4/2021 & 4/6/2021	Payment for Kazi Mtaani Balance of Kshs. 750million to be processed by 25/6/2021

THIRD SCHEDULE: SUMMARY OF THE APPROVALS GRANTED UNDER ARTICLE 223 OF THE CONSTITUTION IN THE FY 2020/21							
1109 Ministry of Water & Sanitation and Irrigation	-	1,000,000,000	1,000,000,000		900,000,000		
1017000 Water and Sewerage Infrastructure Development		1,000,000,000	1,000,000,000	26/4/2021	900,000,000	6/5/2021	Funds for compensation under Karimenu II Water project
1193 State Department for Petroleum	-	1,600,000,000	1,600,000,000				
0215000 Exploration and Distribution of Oil and Gas		1,600,000,000	1,600,000,000	13/4/2021			Funded through Petroleum Development Levy(PDL
1203 State Department for Wildlife	250,000,000	-	250,000,000		250,000,000		
1019000 Wildlife Conservation and Management	250,000,000		250,000,000	7/4/2021	250,000,000	30/4/2021	Funds to undertake National Survey of Wildlife in Kenya
1291 Office of the Director of Public Prosecutions	72,000,000	-	72,000,000		-		
0612000 Public Prosecution Services	72,000,000		72,000,000	1/4/2021			
Total	2,485,233,164	25,400,000,000	27,885,233,164		4,400,000,000		

...../Schedules*(Cont'd)

FOURTH SCHEDULE**POLICY AND FINANCIAL RESOLUTIONS RELATING
TO THE SECOND SUPPLEMENTARY ESTIMATES FOR
FY 2020/2021**

A. POLICY RESOLUTIONS

1. **THAT**, to allow adequate time for scrutiny, the National Treasury ensures that any supplementary budget is submitted to the National Assembly not later than the 30th of April in a financial year;
2. **THAT**, the Office of the Auditor General conducts a special forensic audit on all foreign-financed projects so as to establish, among others, the project agreements and status of project implementation including disbursement, value-for-money and framework for repayment of the loans. The report to be submitted to the National Assembly by 31st December, 2021;
3. **THAT**, the National Treasury develops a framework for engaging the various MDAs, including Parliament and the Judiciary, so as to have an inclusive process during the preparation of the supplementary estimates. This framework to be submitted to the National Assembly by 30th August, 2021;
4. **THAT**, in order to stimulate the economy, the State Department for Trade, in conjunction with the National Treasury, urgently develops an Economic Stimulus Package (ESP) earmarking support of SMEs dealing with exports. This should include but not be limited to incentive schemes and programmes. The ESP proposal to be submitted to the National Assembly by 30th September, 2021.

B. FINANCIAL RESOLUTIONS

1. **THAT**, this House approves expenditures granted under Article 223 of the Constitution as contained in the Third Schedule; and,
2. **THAT**, the attached First Schedule forms the basis for enactment of the Second Supplementary Appropriations Act for Financial Year 2020/2021.

N O T I C E S**I. THE FINANCE BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2021)**

- 1) Notice is given that the Chairperson of the Departmental Committee on Finance and National Planning intends to move the following amendments to the Finance Bill, 2021 at the Committee Stage-

CLAUSE 2

THAT, the Bill be amended in clause 2 (a) -

(a) in the proposed definition of the term “control” by-

(i) deleting the word “or” appearing in paragraph (f) (i) and substituting therefor the word “and”;

(ii) deleting paragraph (f) (ii) and substituting therefor the following new sub paragraph-

(ii) upon assessment, the Commissioner deems influence in the price or other condition of the supply of the purchases of another person;

(iii) deleting the word “or” appearing in paragraph (g) (ii) and substituting therefor the word “and”;

(iv) deleting paragraph (g) (ii) and substituting therefor the following new sub paragraph-

(ii) upon assessment, the Commissioner deems influence in the price or other condition of the sales of another person;

(b) in the proposed definition of the term “infrastructure bond” by inserting the words “or energy project” immediately after the words “communication network”.

CLAUSE 3

THAT, the Bill be amended in clause 3 (b) in the proposed new definition of the term “digital marketplace” by inserting the words “or electronic” immediately before the word “platform”.

NEW CLAUSES

THAT, the Bill be amended by inserting the following new clauses immediately after clause 4 —

Amendment of
section 11 of Cap. 470

4A. The Income Tax Act is amended in section 11 by inserting the following new subsection immediately after subsection (3)-

(3A) In the case of a registered trust, sub-section (3) shall only apply to-

- (a) any amount that is paid out of the trust income on behalf of any beneficiary and is used exclusively for the purpose of education, medical treatment or early adulthood housing;
- (b) income paid to any beneficiary which is collectively below ten million shillings in the year of income;
- (c) such other amount as the Commissioner may prescribe from time to time and at such rate as prescribed in paragraph 5 of the Third Schedule.

Amendment of
section 12D of
Cap.470.

4B. Section 12D of the Income Tax Act is amended —

- (a) in subsection (1) by deleting paragraphs (d) and (e);
- (b) by inserting the following new subsection immediately after subsection (1)-
 - (1A) Notwithstanding the provisions of subsection (1), a person shall not pay minimum tax if that person—
 - (a) is engaged in business whose retail price is controlled by the Government;
 - (b) is engaged in insurance business;
 - (c) is engaged in manufacturing and that person's cumulative investment in the preceding four years from assent is at least ten billion shillings; and
 - (d) is licensed under the Special Economic Zones Act, 2015.

CLAUSE 5

THAT, the Bill be amended in clause 5 by deleting paragraph (a) and substituting therefor the following new paragraph —

- (a) by deleting subsection (1) and substituting therefor the following new subsection—

(1) Notwithstanding any other provision of this Act, a tax to be known as digital service tax shall be payable by a non-resident person whose income from the provision of services is derived from or accrues in Kenya through a business carried out over the internet or an electronic network including through a digital marketplace.

CLAUSE 7

THAT, the Bill be amended in clause 7 (a) in the proposed paragraph (j) by inserting the following new sub-paragraph immediately after subparagraph (ii)–

(iii) this paragraph shall not apply to –

(A) banks or financial institutions licensed under the Banking Act; and

(B) micro and small enterprises registered under the Micro and Small Enterprises Act, 2012;

(C) enterprises that supply solar power equipment to low-income households.

NEW CLAUSES

THAT, the Bill be amended by inserting the following new clauses immediately after clause 8–

Amendment of
section 25 of Cap.
470.

8A. Section 25 of the Income Tax Act is amended in subsection (7) in the definition of the term “settlement” by inserting the words “through a registered family trust or” immediately after the words “transfer of assets”.

Amendment of
section 26 of Cap.
470.

8B. Section 26 of the Income Tax Act is amended in sub section (5) in the definition of the word “settlement” by inserting the words “other than a registered family trust” immediately after the word “covenant”.

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 9–

Amendment of
section 35 of Cap.
470.

9A. Section 35 of the Income Tax Act is amended by inserting the following new paragraph immediately after paragraph (n)–

(o) transportation of goods, other than by air or sea;

CLAUSE 10

THAT, the Bill be amended by deleting clause 10 and substituting therefor the following new clause –

Amendment of
section 39B of Cap.
470

10. Section 39B of the Income Tax Act is amended by deleting subsection (1) and substituting therefor the following new subsection–

(1) An employer who engages at least five university or technical and vocational education and training graduates as apprentices for a period of six to twelve months during any year of income shall be eligible for tax rebate in the year subsequent to the year of such engagement.

CLAUSE 11

THAT, the Bill be amended by deleting the proposed clause 11 and substituting therefor the following new clause –

Amendment of
section 41 of Cap.
470.

11. The Income Tax Act is amended by deleting section 41 and substituting therefor the following new section–

Special
arrangement for
relief from double
taxation.

41. (1) Every special arrangement for relief from double taxation made with the Government of any country outside of the Republic of Kenya with a view of affording relief from double taxation in relation to income tax and any taxes of similar character imposed by the laws of that country shall, subject to subsection (2) but notwithstanding any other provision to the contrary in this Act or in any other written law, have effect in relation to income tax, and every such agreement shall be subject to the provisions of the Treaty Making and Ratification Act, 2012.

(2) Subject to subsection (3), where an arrangement made under this section provides that income derived from Kenya is exempt or excluded from tax, or the application of the arrangement results in a reduction in the rate of Kenyan tax, the benefit of that exemption, exclusion, or reduction shall not be available to a person who, for the purposes of the arrangement, is a resident of the other contracting state if fifty per cent or more of

the underlying ownership of that person is held by a person or persons who are not residents of that other contracting state for the purposes of the agreement.

(3) Subsection (2) shall not apply if the resident of the other contracting state is a company listed in a stock exchange in that other contracting state.

(4) In this section, the terms "person" and "underlying ownership" have the respective meanings assigned to them in the Ninth Schedule.

NEW CLAUSES

THAT, the Bill be amended by inserting the following new clauses immediately after clause 11-

Amendment of
section 41A of Cap.
470

11A. The Income Tax Act is amended in section 41A by deleting the words “specified in the notice being arrangements”.

Amendment of
section 133 of Cap.
470.

11B. Section 133 of the Income Tax Act is amended –

(a) in subsection (6) by deleting the expression “31st December, 2021” and substituting therefor the expression “31st December, 2022”;

(b) by inserting the following new subsection immediately after subsection (6) –

(7) Subject to the provisions of section 12 of this Act, any investment allowance on any written down values as at the date of commencement of this Act, shall be claimed on a straight-line basis.

Amendment of the
First Schedule to
Cap.470.

11C. The First Schedule to the Income Tax Act is amended –

(a) in paragraph 36 by inserting the following new paragraph immediately after paragraph (h)-

(g) property, including investment shares, which is transferred or sold for the purpose of transferring the title or the proceeds into a registered family trust.

(b) by inserting the following new paragraphs immediately after paragraph 56-

57. The income or principal sum of a registered family trust.

58. Any capital gains relating to the transfer of title of immovable property to a family trust.

CLAUSE 12

THAT, the Bill be amended by deleting clause 12 and substituting therefor the following new clause—

Amendment
of the
Second
Schedule to
Cap. 470.

12. The Second Schedule to the Income Tax Act is amended—

(a) in paragraph 1—

(i) in subparagraph (a), by deleting the words “on reducing balance” wherever they occur and substituting therefor the words “in equal instalments”;

(ii) in subparagraph (b)—

(A) by deleting the words “on reducing balance” wherever they occur and substituting therefor the words “in equal instalments”;

(B) by deleting the words “under a mining right” appearing in subparagraph (xi);

(iii) in subparagraph (c), by deleting the words “on reducing balance” and substituting therefor the words “in equal instalments”;

(iv) in subparagraph (d), by deleting the words “on reducing balance” and substituting therefor the words “in equal instalments”;

(v) in the proviso—

(A) by deleting the words “through the national grid” appearing immediately after the word “electricity” appearing in subparagraph (f) thereof;

(B) by adding the following new subparagraphs immediately after subparagraph (f)—

(g) civil works include –

- (i) roads and parking areas;
- (ii) railway lines and related structures;
- (iii) water, industrial effluent and sewerage works;
- (iv) communications and electrical posts and pylons and other electrical supply works; and
- (v) security walls and fencing.

(h) “Farm works” means farmhouses, labour quarter, any other immovable building necessary for the proper operation of the farm, fences, dips, drains, water and electricity supply works other works necessary for the proper operation of the farm;

(b) by inserting the following new subsection immediately after subsection (1) –

(1A) Notwithstanding paragraph 1, the investment deduction shall be one hundred per cent where—

(a) the cumulative investment value in the preceding three years outside Nairobi City County and Mombasa County is at least ten billion shillings:

Provided that where the cumulative value of investment for the preceding three years of income was ten billion shillings on or before the 25th April, 2020, and the applicable rate of investment deduction was one hundred and fifty per cent, that rate shall continue to apply for the investment made on or before the 25th April, 2020;

(b) the investment value outside Nairobi City County and Mombasa County in that year of income is at least two hundred and fifty million shillings; or

the person has incurred investment in a special economic

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 12-

Amendment of the
Third Schedule to
Cap.470.

12A. The Third Schedule to the Income Tax Act is amended in—

(a) paragraph 3 by inserting the following new subparagraph immediately after sub-paragraph (p)—

(q) transportation of goods, other than by air or sea, twenty percent of the gross amount payable;

(b) paragraph 5 by inserting the following new sub-paragraph immediately after sub-paragraph (ja)-

(jb) in respect to the disbursement of deemed income to beneficiaries under section 11 (3) (c) the rate of twenty five percent.

CLAUSE 19

THAT, the Bill be amended by deleting clause 19.

CLAUSE 20

THAT, the Bill be amended by deleting clause 20.

CLAUSE 21

THAT, the Bill be amended in clause 21 by-

(a) deleting sub paragraph (i) of paragraph (a);

(b) deleting sub-paragraph (ii) of paragraph (a);

(c) by inserting the following new sub-paragraphs in paragraph (a) immediately after sub-paragraph (iii)-

(iiia) by deleting the item “ordinary bread” appearing in paragraph 39;

(iii b) by deleting paragraph 111;

(d) inserting the following tariff number and the corresponding description in paragraph (iv) in the proper numerical sequence-

Tariff Number	Description
1901.10.00	Food preparations suitable for infants or young children put up for retail sale

(e) inserting the following items in subparagraph (xxiv) immediately after item 133-

134. Taxable goods locally purchased or imported by manufacturers or importers of clean cooking stoves for direct and exclusive use in the assembly, manufacture or repair of clean cookstoves.

135. Taxable supplies including fish feeding and handling, water operations, cold storage, fish cages, pond construction and maintenance, and fish processing and handling, imported or purchased for direct and exclusive use on the recommendation of the relevant state department;

136. Pre-fabricated biogas digesters

137. Biogas

138. Sustainable fuel briquettes for household and commercial use.

139. The supply of denatured ethanol of tariff number 2207.20.00 (for household cooking and heating)

140. Denatured bioethanol of tariff number 2207.20.00

141. Plant and machinery of chapters 84 and 85 used for the manufacture of goods:

Provided that the exemption shall lapse on 31st December, 2021

(f) by inserting the following paragraph immediately after paragraph (b)–

(c) in Part II, by deleting paragraph 18A.

CLAUSE 22

THAT, the Bill be amended in clause 22 by deleting paragraph (b) and substituting therefor the following new paragraph–

(b) in paragraph 1 of Part A by inserting the following items immediately after item 19–

20. The transportation of goods originating from Kenya to a place outside Kenya.

21. Transportation of sugarcane from farms to milling factories.

22. The supply of maize (corn) flour, cassava flour, wheat or meslin flour and maize flour containing cassava flour by more than ten per-cent in weight.

CLAUSE 25

THAT, the Bill be amended in clause 25-

(a) by deleting sub-paragraph (i) in paragraph (a) and substituting therefor the following new subparagraph-

(i) by deleting the rate of excise duty appearing in the description “Imported sugar confectionary of tariff heading 17.04” and substituting therefor the following rate “Shs.35 per kg”;

(b) by deleting sub-paragraph (iii) in paragraph (a) and substituting therefor the following new sub-paragraph-

(iii) by inserting the following proviso “provided that it shall not apply to glass bottles imported from any of the countries within the East African Community” at the end of the description “imported glass bottles (excluding glass bottles for packaging of pharmaceutical products)”

(c) in paragraph (a) by deleting sub-paragraph (iv);

(d) in paragraph (a) in sub-paragraph (v) by deleting the rate corresponding the description “ Products containing nicotine or nicotine substitutes intended for inhalation without combustion or oral application but excluding medicinal products approved by the Cabinet Secretary responsible for matters relating to health and other manufactured tobacco and manufactured tobacco substitutes that have been homogenized and reconstituted tobacco, tobacco extracts and essences” and substituting therefor the following new rate “ Shs. 1,200 per kg”

(e) in paragraph (a) in sub- paragraph (v) by inserting the following new items-.

Description	Rate of Excise Duty
Single use plastic bottles of tariff heading 3923.30.00	10%
Imported pasta of tariff 1902 whether cooked or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni, couscous, whether or not prepared	20%

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“Imported furniture of any kind used in offices, kitchen, 25%
bedroom and other wooden furniture of tariff number
9403.30.00, 9403.40.00, 9403.50.00 and 9403.60.00

3907.91.00 unsaturated polyester	10%
	10%
3907.50.00 Alkyd	
3905.91.00 Emulsion VAM	10%
3903.20.00 Emulsion-styrene Acrylic	10%
3905.19.00 Homopolymers	10%
3906.90.00 Emulsion B.A.M	10%

(f) by inserting the following paragraph immediately after paragraph (a)-

(aa) in part II by deleting the expression “the rate of fifteen percent” appearing in paragraph 1 and substituting therefor the expression “the rate of twenty percent”

(g) in paragraph (b) by deleting the word “twenty” in the proposed new paragraph 4A and substituting therefor the word “seven-point five”;

(h) in paragraph (b) by inserting the following new paragraphs immediately after the proposed new paragraph 4A-

4B. Excise duty on gaming shall be seven-point five percent of the amount wagered or staked.

4C. Excise duty on price competition shall be seven-point five percent of the amount paid or charged to participate in a prize competition.

4D. Excise duty on lottery (excluding charitable lotteries) shall be seven-point five percent of the amount paid or charged to buy the lottery ticket.

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 25-

Amendment of the
Second Schedule to
No. 23 of 2015.

25A. The Second Schedule to the Excise Duty Act is amended-

(a) in Part I by inserting the following new paragraph immediately after paragraph 12-

13. Illuminating kerosene supplies to licenced or registered manufacturers of paint, resin or shoe polish in such quantities as the Commissioner may approve.

(b) in Part II in Item 1 by inserting the following new paragraph immediately after paragraph 2—

3.Excisable services supplied in Kenya by a mobile telecommunication service provider on the sale of a ring back tune to a subscriber.

CLAUSE 28

THAT, the Bill be amended in clause 28 by deleting paragraphs (a) and (c).

CLAUSE 29

THAT, the Bill be amended by deleting clause 29.

CLAUSE 33

THAT, the Bill be amended in clause 33 by inserting the following new subsection immediately after the proposed new subsection (4B) —

(4C.) Without prejudice to the provisions of this section, once the Commissioner notifies of a decision under subsection (3) and the Commissioner is satisfied that there is an overpayment of tax, the overpaid tax shall be deemed to have been offset against the taxpayer's future tax liabilities.

CLAUSE 40

THAT, the Bill be amended by deleting clause 40.

CLAUSE 42

THAT, the Bill be amended in clause 42 by deleting the proposed item 14 and substituting therefor the following new item-

14. Carrying out business over the internet or an electronic network including through a digital marketplace.

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately before clause 43 under Part VI-

Amendment of
section 8A of No. 29
of 2016

42A. The Miscellaneous Fees and Levies Act, 2016 is amended in section 8A by deleting subsection (4) and substituting therefor the following new subsection-

(4) The levy shall not apply to a licenced or registered manufacturer of paint, resin or shoe polish.

CLAUSE 51

THAT, the Bill be amended in clause 51 (b) by deleting the proposed definition of the term “post-retirement medical fund” and substituting therefor the following new definition-

“post-retirement medical fund” means a fund established under this Act into which contributions are made and from which costs of medical benefits can be met in accordance with the medical fund rules;

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 62-

Amendment of
section 53B of
No.3 of 1997

62A. Section 53B of the Retirement Benefits Act is amended by-

- (a) renumbering the existing provision as subsection(1);
- (b) inserting the following new sub-sections immediately after the existing provision –
 - (2) Where an employer has failed to remit contributions, the Trustees may with the approval of the Authority, appoint the Kenya Revenue Authority, as an agent, to collect unremitted contributions, interests, and penalties.
 - (3) Subject to subsection (2), the Trustees shall in writing request the Authority for approval and shall demonstrate that they have taken all reasonable effort to recover unremitted contributions from a defaulting employer without any success.
 - (4) The Authority shall either approve or reject the request in writing within twenty-one days from the date of receipt of the request.

(5) Despite subsection (2), where the Authority is of the opinion that the Trustees have failed or have not made reasonable effort to recover the unremitted contributions, interests and penalties, the Authority shall give notice to the Trustees instructing them to appoint the Kenya Revenue Authority as an agent to recover the unremitted contributions, interests and penalties.

(6) Upon appointment under subsection (2) or (5), the Kenya Revenue Authority shall issue a twenty-one-day notice in writing to the defaulting employer requiring it to remit the unremitted contributions, interests, penalties and recovery costs.

(7) Where an employer fails to comply with the notice, the Kenya Revenue Authority shall –

- (a) serve such employer and the employers bank with an agency notice;
- (b) attach the bank accounts of the defaulting employer; and
- (c) remit the attached funds to the Scheme.

(8) The cost of the recovery of unremitted contributions shall be borne by the defaulting employer.

NEW CLAUSES

THAT, the Bill be amended by inserting the following new clauses immediately before clause 45 under Part VII-

Amendment of
section 52 of Cap.
480

44A. Section 52 of the Stamp Duty Act is amended in subsection 2 by inserting the words “or a registered family trust” in paragraph (b) after the word “established”

Amendment of
section 117 of Cap.
480

44B. Section 117 of the Stamp Duty Act is amended in subsection (1) by inserting the words “registered family trust” in paragraph (h) immediately after the word “codicil”.

2) Notice is given that the Member for Kikuyu (Hon. Kimani Ichung’wah) intends to move the following amendments to the Finance Bill, 2021 at the Committee Stage-

CLAUSE 1

THAT, the Bill be amended in clause 1 in paragraph (a) by inserting the expression “25(a) (v), 25(d)” immediately after the expression “13(e)”.

(Subject to Article 114 of the Constitution)

CLAUSE 7

THAT, the Bill be amended by deleting clause 7.

(Subject to Article 114 of the Constitution)

CLAUSE 22

THAT, the Bill be amended in clause 22 by deleting paragraph (b).

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 23-

Amendment of
section 7 of No.2 of
2015.

23A. Section 7 of the Excise Duty Act is amended by inserting the following new subsection immediately after subsection (3)-

(3A). A notice under subsection (2) of this section shall be laid before the National Assembly without unreasonable delay, and a resolution may be passed by the National Assembly within twenty-one days on which it next sits after the notice is so laid, that the notice –

- (a) be approved; or
- (b) be annulled and it shall thenceforth be void, but without prejudice to the validity of anything previously done thereunder, or to the issuing of a new notice.

CLAUSE 25

THAT, the Bill be amended by in clause 25 -

- (a) in sub-paragraph (v) by deleting the rate corresponding to the item of description “ Products containing nicotine or nicotine substitutes intended for inhalation without combustion or oral application but excluding medicinal products approved by the Cabinet Secretary responsible for matters relating to health and other manufactured tobacco and manufactured tobacco substitutes that have been homogenized and reconstituted tobacco, tobacco extracts and essences” and substituting therefor the rate “Shs.20,000 per kg”
- (b) by inserting the following items in the sub-paragraph (v) immediately after the item “products containing nicotine...” –

Description	Rate
Imported onions of tariff heading 07.03	25%
Imported potatoes, potato chips and potato crisps of tariff heading 07.01	25%
Imported eggs of tariff heading 04.07	25%
Imported drones	100%
<i>(Item on imported drones is subject to Article 114 of the Constitution)</i>	

(c) by inserting the following new sub-paragraph immediately after sub-paragraph (v)-

(va) by deleting the following descriptions of items and the corresponding rates and substituting therefor the following new descriptions and rates—

Description	Rate
Cigars, cheroots, cigarillos, containing tobacco or tobacco substitutes	Shs.15,780 per kg
Electronic cigarettes	Shs. 4,734 per unit
Cartridge for use in electronic cigarettes	Shs.3,156 per unit
Cigarette with filters (Hinge lid and soft cap)	Shs.3,946 per mille
Cigarettes without filters (plain cigarettes)	Shs. 2840 per mille
Other manufactured tobacco and manufactured tobacco substitutes;	Shs. 11,046 per kg

(Subject to Article 114 of the Constitution)

(d) inserting the following paragraphs immediately after paragraph (b)-

(c) in paragraph II by deleting the words “twenty percent” appearing in item 2 and substituting therefor the words “twenty five percent”;

(Subject to Article 114 of the Constitution)

(d) in paragraph 3 of Part II by inserting the words “on transactions above Kenya Shilling five thousand” in item 3;

(Subject to Article 114 of the Constitution)

(e) in paragraph 4 of Part II by deleting the words “twenty percent” and substituting therefor the words “twenty five percent”;

(Subject to Article 114 of the Constitution)

- 3) Notice is given that the Nominated Member (Hon. David Ole Sankok) intends to move the following amendments to the Finance Bill, 2021 at the Committee Stage-

CLAUSE 2

THAT, the Bill be amended in clause 2 by deleting the definition of the term “control” appearing in paragraph (a).

(Subject to Article 114 of the Constitution)

CLAUSE 21

THAT, the Bill be amended in clause 21 by inserting the following new sub-paragraph in paragraph (a) immediately after sub-paragraph (iii)-

(iiia) by deleting paragraph 111;

CLAUSE 22

THAT, the Bill be amended in clause 22 by -

(a) deleting paragraph (b).

(b) inserting the following new paragraph immediately after paragraph (a)-

“(b) by inserting the following new item immediately after item 19-

20. Maize (corn) seeds of tariff no. 1005.10.00.”

(Paragraph (b) is subject to Article 114 of the Constitution)

CLAUSE 23

THAT, clause 23 of the Bill be amended by inserting the following new paragraph immediately after paragraph (b)-

“(ba) in Part II by deleting paragraph 3.”

(Subject to Article 114 of the Constitution)

- 4) Notice is given that the Member for Dagoretti South (Hon. John Kiarie) intends to move the following amendments to the Finance Bill, 2021 at the Committee Stage—

CLAUSE 15

THAT, clause 15 of the Bill be amended by inserting the following new paragraph (a) immediately before the existing paragraph (a) and renumbering the existing paragraphs accordingly-

(a) in subsection (2) by deleting paragraph (aa);

(Subject to Article 114 of the Constitution)

CLAUSE 22

THAT, the Bill be amended in clause 22 by inserting the following new paragraph immediately after the paragraph (b) –

(c) by inserting the following paragraph immediately after paragraph 12-

12A. The supply of liquefied petroleum gas including propane:

Provided that this paragraph shall lapse on 1st July, 2024.

(Subject to Article 114 of the Constitution)

- 5) Notice is given that the Member for Moiben (Hon. Silas Tiren) intends to move the following amendments to the Finance Bill, 2021 at the Committee Stage-

CLAUSE 21

THAT, the Bill be amended in clause 21 by –

- (a) inserting the following new tariff numbers and corresponding description immediately after tariff number 0402.99.00 appearing in paragraph (a) subparagraph (iv) —

Tariff No. Tariff Description

8424.81.00 Other appliances for agricultural or horticultural use.

8432.10.00 Ploughs.

8432.21.00 Disc harrows.

8432.29.00 Other harrows, scarifiers, cultivators, weeders and hoes.

8432.30.00 Seeders, planters and transplanters.

8432.40.00 Manure spreaders and fertilizers distributors.

8433.20.00 Other mowers, including cutter bars for tractor mounting.

8433.30.00 Other haymaking machinery.

8433.40.00 Straw or fodder balers, including pick-up balers.

8433.51.00 Combine harvester-threshers.

- 8433.52.00 Other threshing machinery.
- 8433.53.00 Root or tuber harvesting machines.
- 8433.59.00 Other harvesting machinery.
- 8433.60.00 Machines for cleaning, sorting or grading eggs, fruits or other agricultural produce.
- 8433.90.90 Parts of harvesting or threshing machinery including straw or fodder balers, grass or hay mowers, of machines for cleaning, sorting or grading eggs, fruit or other agricultural produce other than parts of lawn mowers.
- 8434.10.00 Milking machines.
- 8434.20.00 Dairy machinery.
- 8434.90.00 Parts of milking machines and dairy machinery.
- 8436.10.00 Machinery for preparing animal feeding stuffs.
- 8436.21.00 Poultry incubators and brooders.
- 8436.29.00 Poultry-keeping machinery.
- 8436.80.00 Other agricultural, horticultural, forestry, grinding, milling or beekeeping machinery, including germination plant fitted with mechanical or other thermal equipment.
- 8436.91.00 Parts of poultry-keeping machinery or poultry incubators and brooders.
- 8436.99.00 Other parts of agricultural, horticultural, forestry, grinding, milling or bee-keeping machinery including germination plant fitted with mechanical or other thermal equipment.
- 8437.10.00 Machines for cleaning, sorting or grading seed, grain or dried leguminous vegetables

(Subject to Article 114 of the Constitution)

- (b) inserting the following items in subparagraph (xxiv) immediately after item 133-134. Tractors other than road tractors for semitrailers.
135. Parts of agricultural tractors and parts, semitrailers for agriculture tractors and agricultural tractor tyres.

(Item 135 is subject to Article 114 of the Constitution)

LIMITATION OF DEBATE

The House resolved on Wednesday, February 10, 2021 as follows-

Limitation of Debate on Motions

- II. THAT**, each speech in a debate on any **Motion, including a Special motion** shall 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 each 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.

Limitation of Debate on Bills sponsored by Parties or Committees

- III. 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** shall 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 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.

Limitation of Debate on Individual Members' Bills

- IV. 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** shall 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 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 House resolved on Tuesday, June 8, 2021 –

V. Individual Members' business

- (i) **THAT**, on Thursday *Afternoons*, 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; and,
- (ii) **THAT**, paragraph (i) shall not apply to the Business under Part XXIV of the Standing Orders (*Financial Procedures*).

NOTICE PAPER I

Tentative business for

Tuesday (Afternoon), June 29, 2021

(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 Tuesday (Afternoon), June 29, 2021-

A. PROCEDURAL MOTION - REDUCTION OF PUBLICATION PERIOD OF A SPECIFIED BILL

(The Chairperson, Budget & Appropriations Committee)

B. THE SUPPLEMENTARY APPROPRIATION (No.2) BILL, 2021

(The Chairperson, Budget & Appropriations Committee)

First Reading

C. THE SUPPLEMENTARY APPROPRIATION (No.2) BILL, 2021

(The Chairperson, Budget & Appropriations Committee)

Second Reading

D. COMMITTEE OF THE WHOLE HOUSE

(i) The Supplementary Appropriation (No.2) Bill, 2021

(The Chairperson, Budget & Appropriations Committee)

(ii) The Public Private Partnerships Bill (National Assembly Bill No. 6 of 2021)

(The Leader of the Majority Party)

E. THE WAQF BILL (NATIONAL ASSEMBLY BILL NO. 73 OF 2019)

(The Leader of the Majority Party)

Second Reading

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

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

Second Reading

G. THE SOCIAL ASSISTANCE (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 16 OF 2020)

(The Leader of the Majority Party)

Second Reading

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

NOTICE PAPER II

Tentative business for

Tuesday (Evening), June 29, 2021

(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 Tuesday (Evening), June 29, 2021-

**A. THE KENYA NATIONAL BLOOD TRANSFUSION SERVICE BILL
(NATIONAL ASSEMBLY BILL NO. 6 OF 2020)**

(The Chairperson, Departmental Committee on Health)

Second Reading

(If not concluded on Thursday, June 24, 2021)

**B. THE IMPEACHMENT PROCEDURE BILL (SENATE BILL NO. 15
OF 2018)**

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Second Reading

**C. THE NATIONAL COHESION AND PEACE BUILDING BILL
(SENATE BILL NO. 35 OF 2018)**

(The Chairperson, Committee on National Cohesion and Equal Opportunity)

Second Reading

**D. MOTION - INSPECTION VISITS TO ASCERTAIN THE IMPACT
OF REVENUE ENHANCEMENT INITIATIVES ON
REVENUE COLLECTION**

(The Chairperson, Departmental Committee on Finance and
National Planning)

...../Appendix*

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.

QUESTION BY PRIVATE NOTICE

**QPN
003/2021**

The Member for Kinangop (Hon. Kwenya Thuku, MP) to ask the Cabinet Secretary for Energy: -

- (i) What action has the Cabinet Secretary taken against the contractor, *M/s CP Power (EA)* who undertook the *Last Mile Connectivity Programme Projects* in Kinangop Constituency for abandoning the sites with dug-out holes, leading to injury and loss of life to area residents, and specifically, causing the death of a two and half year-old child, *Master Joseph Gitau* on 23rd June, 2021 in *Moset Village*, Kinangop Constituency?
- (ii) Could the Cabinet Secretary compel the contractor to compensate the family for this negligence?
- (iii) What measures is the Ministry putting in place to ensure that the hazardous electricity pole holes on sites abandoned by contractors across the Constituency are filled up or installed with poles with immediate effect?

(To be replied before the Departmental Committee on Energy)

QUE NO.

ORDINARY QUESTIONS

207/2021

The Member for Konoin (Hon. Brighton Yegon, MP) to ask the Cabinet Secretary for Labour and Social Protection: -

- (i) Could the Cabinet Secretary state the immediate plans put in place by the Ministry to address the impending retrenchment of over 50,000 tea pluckers in Kericho County in view of the intended introduction of mechanization of tea plucking by multinationals such as *M/s. Unilever Tea [K] Ltd, James Finlay [K] Ltd, Williamson Tea [K]*?
- (ii) What measures has the Ministry put in place to ensure that the implementation of the planned mechanization does not lead to collapse of the Small and Medium Sized Enterprises [SMEs] and the overall economy of the region?

- (iii) What steps has the Ministry taken to safeguard the production of high-quality tea in the region, considering that the hand-plucked tea is of superior quality and fetches higher prices as compared to the mechanically plucked product which is said to be of low quality?
- (iv) What mitigation steps, if any, has the Ministry caused the multinationals firms to put in place so as to protect the health of tea workers given the health risks posed by excessive and continuous exposure to hazardous fumes emitted by the tea plucking machines?

(To be replied before the Departmental Committee on Labour and Social Welfare)

208/2021 The Member for Starehe (Hon. Charles Njagua, MP) to ask the Cabinet Secretary for Health: -

- (i) Could the Cabinet Secretary explain the basis for allowing rail and air transport to carry passengers at full capacity during the period of the COVID-19 Pandemic, while subjecting other means of public transport to reduced passenger capacity requirements?
- (ii) Could the Cabinet Secretary consider reviewing the COVID-19 protocols and guidelines with regard to Public Service Vehicles (PSVs) also known as *Matatu*, considering that *Matatu* owners are currently operating and running into losses largely due to loans and attendant financial commitments with their financiers?

(To be replied before the Departmental Committee on Health)

206/2021 The Member for Igembe South (Hon. John Mwirigi, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development & Public Works: -

- (i) Could the Cabinet Secretary explain why the construction of *Athi - Kijji- Auki Mana road* in Igembe South Constituency, which is being undertaken by M/s. *Jack Chin Water and Hydro Power Company* has stalled since 2016?
- (ii) What measures is the Ministry putting in place to ensure that construction works resume and are completed on time?
- (iii) What steps is the Ministry taking to compensate farmers and individuals affected during the construction of the said road and when will they be paid?

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

211/2021

The Member for Belgut (Hon. Nelson Koech, MP) to ask the Cabinet Secretary for Education: -

- (i) With regard to the recent form-one intakes, could the Cabinet Secretary explain the policy pertaining to students who are unable to travel to the secondary schools of their admission due to long distance and what is the role of the schools' management on such admissions?
- (ii) Could the Cabinet Secretary further consider advising all County and Sub-County schools to admit students who are within their locality but are unable to travel to schools in distant areas?
- (iii) What measures has the Ministry put in place to address the huge number of students admitted to secondary schools which lack necessary infrastructure to accommodate the expansion, particularly students admitted to *Belgut Starehe Boys* and *Belgut Starehe Girls* considering that these are special schools initially meant for orphans and needy students from Belgut Constituency?
- (iv) What immediate steps has the Ministry taken to ensure that huge number of students admitted to *Belgut Starehe Boys* and *Belgut Starehe Girls* are provided with the necessary facilities in form of dormitories, classes and teaching staff?

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

212/2021

The Member for Baringo Central (Hon. Joshua Kandie, MP) to ask the Cabinet Secretary for National Treasury and Planning: –

- (i) Could the Cabinet Secretary detail the progress made by Kenya Ports Authority in authorizing, designing, development and commissioning of additional grain bulk handling services at the Port of Mombasa?
- (ii) Could the Cabinet Secretary provide information on the firms seeking to be licensed to offer grain bulk handling services, including whether they have valid certificates of incorporation and tax records, and their level of compliance with the Public Private Partnership framework?
- (iii) Could the Cabinet Secretary confirm whether the process of identifying the firm(s) adhered to the Public Procurement and Asset Disposal Act, 2015 and the resolutions of the House contained in its report titled *Report on Optimization of Revenue in Grain Handling Services*?

- (iv) Could the Cabinet Secretary further confirm that due diligence was carried out on the firms seeking to be licensed to operate additional grain bulk services by the Authority to ascertain among others that they are not proxies to other companies, particularly *M/s. Export Trading Group*, which has unresolved accountability issues before various government agencies including Parliament?
- (v) What is the status of implementation of the recommendations of the *Report on the Optimization of Revenue in Grain Bulk handling services at the Port of Mombasa* as adopted by the National Assembly?

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