



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – FIFTH SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, AUGUST 10, 2021

1. The House assembled at thirty minutes past Two O'clock
2. The proceedings were opened with Prayer
3. **Presiding** – the Honourable Speaker
4. **COMMUNICATION FROM THE CHAIR**

The Speaker issued the following Communication –

Reminder on Adherence to the Covid-19 Guidelines

“Honourable Members, as you may be aware, reports from the Ministry of Health indicate an escalation of severe cases of COVID-19 exacerbated by the emergence of the Delta Variant in the country. In this regard, I wish to remind you all to strictly adhere to the Guidelines that are already in place as we continue to enhance measures to protect ourselves and our families from the effects of the pandemic.

Honourable Members, to prevent transmission of the disease within the precincts of Parliament, I wish to remind all Members and Parliamentary Staff that –

- (i) the sitting capacity in the National Assembly Chamber remains 112 Members and occupancy is on first-come first-admitted basis, save for the few reserved seats;
- (ii) all persons in Parliament, including Hon. Members should wear face masks at all times even when they are speaking in the plenary Chamber and Committee meetings; and,
- (iii) the Catering Department is directed to ensure that no unauthorized person is admitted in the Members dining areas and other lounges and that no more than two Members occupy one table in the Dining areas.

Honourable Members, the Serjeant-at-Arms Department is directed to enforce wearing of face masks at all times, hand-washing or use of hand sanitizers, and observance of strict social distancing, amongst other measures within the precincts of Parliament as well as ensuring adherence to all other protocols by the Ministry of Health on the prevention of transmission of this deadly Pandemic.

Lastly, I direct the Clerk of the National Assembly to continue making arrangements for Members of Parliament and Staff to undergo voluntary COVID-19 testing and complete vaccination process in a phased manner.

The House is accordingly guided. I Thank You!”

5. **PETITION**

The Member for Garsen, the Hon. Ali Wario, presented a Petition regarding *Degazettement* of part of the Agricultural Development Corporation’s land in Garsen Constituency.

Petition referred to the relevant Departmental Committees pursuant to Standing Order 227(2).

6. **PAPERS LAID**

The following Papers were laid on the Table –

- a) Legal Notice No. 114 relating to the Public Service (Performance Management) Regulations, 2021 and the Explanatory Memorandum from the Public Service Commission (*to be referred to the Committee on Delegated Legislation*).
- b) Annual Report and Financial Statements of the TVET Curriculum Development, Assessment and Certification Council for the year ended 30th June, 2020.
- c) Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30th June, 2019 and the certificates therein: -
 - (i) National Biosafety Authority;
 - (ii) Jomo Kenyatta Foundation;
 - (iii) Kenya Water Institute;
 - (iv) Kenya Education Management Institute; and
 - (v) Commission for University Education.

(Leader of the Majority Party)

- d) Reports of the Departmental Committee on Education and Research on its consideration of: -

- (i) The Higher Education Loans Board (Amendment) Bill (National Assembly Bill No. 29 of 2020); and
- (ii) The Higher Education Loans Board (Amendment) Bill (National Assembly Bill No. 37 of 2020).

(Chairperson, Departmental Committee on Education & Research)

- e) Reports of the Departmental Committee on Lands on its consideration of: -
- (i) Public Petition by residents of Tetu Sub-County regarding resettlement of squatters of Tucha/Kiandagoro Forest on Solio Ranch Villages;
 - (ii) Public Petition by residents of Dindiri-Makata and Kaole Villages in Chasimba Ward, Kilifi South Constituency regarding dispossession on land belonging to residents of Dindiri-Makata and Kaole Villages; and
 - (iii) Public Petition by residents of Chidongo, Junji, Mrima Mine and Bodoi Villages of Kilifi South Constituency regarding resettlement of the residents.

(Chairperson, Departmental Committee on Lands)

7. **NOTICES OF MOTION**

The following Notices of Motion was given –

a) Roll-Out of Covid-19 Relief Measures for National Growth

THAT, aware that the COVID-19 Pandemic continues to devastate the Kenyan economy as exemplified by its staggering effects on economic growth that have led to massive losses of jobs and unprecedented layoffs, an underperforming financial market, distortion of monetary and fiscal policies, instability of the Kenyan shilling, fluctuating global trade, and general strain on medical facilities countrywide; **concerned that** reports from the Kenya National Bureau of Statistics reveal a substantial decline in the number of employed Kenyans as well as reduced employment opportunities; **deeply concerned that** the frequent lockdowns instituted by the Executive with the objective of countering the spread of the pandemic are a key cause of the underperforming economy despite the noble intention behind their implementation; **further aware that** the current unprecedented challenges call for extraordinary but necessary solutions, **this House therefore urges** the National Government to roll out a Covid-19 Economic Stimulus Programme that incorporates an enhanced *Kazi Mtaani* concept in urban areas and a new *Kazi Mashambani* concept in rural areas, enhances Cash Transfer Packages to the elderly, orphans, the vulnerable and the destitute, eliminates all forms of lockdowns, curfews and travel restrictions and replaces them with less stringent yet equally effective and economy-friendly containment measures including provision of Personal Protective Equipment and sanitization protocols, and rolls out a mass vaccination campaign that includes restriction of access to work premises by non-vaccinated employees, among other similarly effective interventions to stimulate economic recovery and national growth.

(The Hon. Abdullswamad Sheriff Nassir, MP; Party-Sponsored Motion)

**b) Adjournment on Definite Matter of Urgent National Importance
Regarding Ravaging Drought in Most Parts of the Country**

Honourable Speaker, pursuant to Standing Order No. 33(1), I rise to seek the leave for adjournment of the House in order to discuss a definite matter of urgent National importance regarding ravaging drought situation in most parts of the country.

Honourable Speaker, the performance of both the 2020 short rains and the 2021 long rains was poor across country resulting into a severe drought among the Arid and Semi-Arid counties of *Turkana, Kilifi, Mandera, Garissa, Wajir, Kwale, Marsabit, Kitui, Baringo, Makueni, Isiolo, Tana River, West Pokot, Samburu, Meru, Laikipia, Lamu, Taita Taveta, Kajiado, Tharaka Nithi, Embu, Nyeri and Narok*. This drought situation is likely to worsen in the second half of 2021, with negative consequences for household food scarcity, crop and livestock production, access to water, the nutritional status of children, and local coping strategies.

Honourable Speaker, Livestock deaths have been reported in most parts of these counties and over Two (2) million people are in dire need of food assistance. It is against this background that, I wish with your indulgence, to seek leave of the House to discuss this matter of national concern with a view to exploring possible lasting solution to this perennial disaster among Arid and Semi-Arid (ASALs) counties. **Thank you, Honourable Speaker.**

(The Hon. Rehema Jaldesa, MP, Member for Isiolo County)

8. **QUESTIONS**

The following Questions were asked –

- a) **Question No. 274/2021** by the Member for Kisii County (Hon. Janet Ongera) regarding reported cases on gender-based violence, rape and murder affecting children and women in *Kisii* County from July 2018 to date.

(To be replied to by the Cabinet Secretary for Interior and Co-ordination of National Government before the Departmental Committee on Administration and National Security)

- b) **Question No. 281/2021** by the Member for Butula (Hon. Joseph Oyula) regarding the stalling of the construction of *Butula* Sub-County Headquarters, which commenced in 2015.

(To be replied to by the Cabinet Secretary for Interior and Coordination of National Government before the Departmental Committee on Administration and National Security)

- c) **Question No. 282/2021** by the Member for Soy (Hon. Caleb Kositany) regarding measures the Independent Electoral and Boundaries Commission (IEBC) has put in place to ensure Kenyans in the Diaspora register as voters.

(Question for Written Reply by the Independent Electoral and Boundaries Commission)

- d) **Question No. 290/2021** by the Nominated Member (Hon. Godfrey Osotsi) regarding the status of implementation of the World Bank-funded Secondary Education Quality Improvement Project (SEQIP).

(To be replied to by the Cabinet Secretary for Education before the Departmental Committee on Education and Research)

- e) **Question No. 291/2021** by the Member for Dagoretti North (Hon. Simba Arati) regarding measures put in place to deal with environmental pollution as a result of motor vehicle exhaust emissions in the Country.

(To be replied to by the Cabinet Secretary for Environment and Forestry before the Departmental Committee on Environment and Natural Resources)

The following Questions were deferred –

- f) **Question No. 109/2021** by the Member for Loima (Hon. Jeremiah Lomurukai) regarding plans the Ministry had put in place to ensure that there is constant and sufficient stock of food and relief items for purposes of emergencies such as droughts, famine and other calamities in the country.

(To be replied to by the Cabinet Secretary for Devolution and the ASALs before the Departmental Committee on Administration and National Security)

- g) **Question No. 272/2021** by the Member for Eldama Ravine (Hon. Moses Lessonet) regarding delay in payment of NSSF pension *Mzee Kamulwo Chepkurgat of National ID No. 6528350.*

(To be replied to by the Cabinet Secretary for the National Treasury and Planning before the Departmental Committee on Labour and Social Welfare)

9. **THE PUBLIC SERVICE INTERNSHIP BILL (NATIONAL ASSEMBLY BILL NO. 25 OF 2021)**

Order for First Reading read;

(The Hon. Naisula Lesuuda, MP)

Bill accordingly read a First time.

10. **THE ASIAN WIDOWS' AND ORPHANS' PENSIONS (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 29 OF 2021)**

Order for First Reading read;

(The Leader of the Majority Party)

Bill accordingly read a First time.

11. **THE PROVIDENT FUND (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 30 OF 2021)**

Order for First Reading read;

(The Leader of the Majority Party)

Bill accordingly read a First time.

12. **THE NATIONAL HOSPITAL INSURANCE FUND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2021)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, National Hospital Insurance Fund (Amendment) Bill (National Assembly Bill No. 21 of 2021) be now read a Second time.

(The Leader of the Majority Party – August 05, 2021)

Resumption of debate;

Debate interrupted at 6.00 pm for a motion pursuant to the provisions of Standing Order 33(1)

13. MOTION - ADJOURNEMENT ON DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE REGARDING RAVAGING DROUGHT IN MOST PARTS OF THE COUNTRY

Pursuant to the Provision of Standing Order 33(1), Member for Isiolo County, Hon. Rehema Jaldesa moved an adjournment motion to discuss a definite matter of urgent National importance regarding ravaging drought situation in most parts of the country as follows-

THAT performance of both the 2020 short rains and the 2021 long rains was poor across country resulting into a severe drought among the Arid and Semi-Arid counties of *Turkana, Kilifi, Mandera, Garissa, Wajir, Kwale, Marsabit, Kitui, Baringo, Makuani, Isiolo, Tana River, West Pokot, Samburu, Meru, Laikipia, Lamu, Taita Taveta, Kajiado, Tharaka Nithi, Embu, Nyeri and Narok*. This drought situation is likely to worsen in the second half of 2021, with negative consequences for household food scarcity, crop and livestock production, access to water, the nutritional status of children, and local coping strategies.

THAT Livestock deaths have been reported in most parts of these counties and over Two (2) million people are in dire need of food assistance. It is against this background that, I wish with your indulgence, to seek leave of the House to discuss this matter of national concern with a view to exploring possible lasting solution to this perennial disaster among Arid and Semi-Arid (ASALs) counties.

Debate arising and concluded.

14. **HOUSE ROSE** - at Seven O'clock

MEMORANDUM

The Speaker will take the Chair on
Wednesday, August 11, 2021 at 9:30a.m.

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