

(No. 108)



(1412)

REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FIFTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

WEDNESDAY, NOVEMBER 10, 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*. THE HEALTH (AMENDMENT) BILL (SENATE BILL NO. 26 OF 2020)

(The Chairperson, Departmental Committee on Health)

First Reading

9*. THE INVESTMENT PROMOTION (AMENDMENT) BILL (SENATE BILL NO. 2 OF 2021)

(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)

First Reading

10*. THE OFFICE OF THE COUNTY PRINTER BILL (SENATE BILL NO. 13 OF 2021)

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

First Reading

11*. THE DISASTER RISK MANAGEMENT BILL (SENATE BILL NO. 14 OF 2021)

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

First Reading

12*. THE COUNTY BOUNDARIES BILL (SENATE BILL NO. 20 OF 2021)

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

First Reading

13*. SPECIAL MOTION – CONSIDERATION OF NOMINEES FOR APPOINTMENT TO THE ETHICS AND ANTI-CORRUPTION COMMISSION

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

THAT, taking into consideration the findings of the Departmental Committee on Justice and Legal Affairs in its Report on its consideration of *Nominees for Appointment as Members of the Ethics and Anti-Corruption Commission (EACC), laid on the Table of the House on Tuesday, November 9, 2021* and pursuant to the provisions of section 10(3) of the Ethics and Anti-Corruption Commission Act, 2011 and sections 3 and 8 of the Public Appointments (Parliamentary Approval) Act, 2011, this House **approves** the appointment of **Col. (Rtd) Alfred Mutweta Mshimba** and **Dr. Monica Wanjiru Muriu** as Members of the Ethics and Anti-Corruption Commission.

14*. SPECIAL MOTION – CONSIDERATION OF NOMINEES FOR APPOINTMENT TO THE PRIVATIZATION COMMISSION

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

THAT, taking into consideration the findings of the Departmental Committee on Finance and National Planning in its Report on its consideration of *Nominees for Appointment as Members of the Privatization Commission, laid on the Table of the House on Tuesday, November 9, 2021*, and pursuant to the provisions of section 5(1)(d) of the Privatization Act, 2005 and sections 3 and 8 of the Public Appointments (Parliamentary Approval) Act, 2011, this House **approves** the appointment of the following persons to the Privatization Commission –

- | | | | |
|-------|------------------------------|---|-------------|
| (i) | Dr. Edward N. Kobuthi, PhD | - | Member; |
| (ii) | Ms. Irene Njeri Wanyoike | - | Member; |
| (iii) | Ms. Celine Anyango Orata | - | Member; |
| (iv) | Mr. Salah Adan Abdi | - | Member; |
| (v) | Mr. CPA David J.O. Nyakang'o | - | Member; and |
| (vi) | Amb. Wellington Pakia Godo | - | Member. |

15*. SPECIAL MOTION – CONSIDERATION OF NOMINEES FOR APPOINTMENT TO THE COMPETITION AUTHORITY OF KENYA

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

THAT, taking into consideration the findings of the Departmental Committee on Finance and National Planning in its Report on its consideration of *Nominees for Appointment as Members of the Competition Authority of Kenya, laid on the Table of the House on Tuesday, November 9, 2021*, and pursuant to the provisions of section 10(2) of the Competition Act, 2010 and sections 3 and 8 of the Public Appointments (Parliamentary Approval) Act, 2011, this House **approves** the appointment of the following persons to the Competition Authority of Kenya –

- | | | | |
|-------|----------------------------|---|-------------|
| (i) | Ms. Lena Munuve | - | Member; |
| (ii) | Ms. Alome K. Achayo | - | Member; |
| (iii) | Dr. David Wanyonyi Wanyama | - | Member; and |
| (iv) | Mr. Abdi A. Mohamed | - | Member. |

16*. MOTION - CONSIDERATION OF THE BREAST MILK SUBSTITUTES (REGULATION AND CONTROL) (GENERAL) REGULATIONS, 2021

(The Chairperson, Committee on Delegated Legislation)

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the Breast Milk Substitutes (Regulations and Controls) (General) Regulations, 2021, *laid on the Table of the House on Wednesday, November 10, 2021*, and pursuant to the provisions of section 28(5) of the Breast Milk Substitutes (Regulation and Control) Act, 2012 **approves** the Breast Milk Substitutes (Regulations and Controls) (General) Regulations, 2021 published as *Legal Notice No. 184 of 2021 with amendments to Regulations 1, 2 and 27(1)*.

17*. COMMITTEE OF THE WHOLE HOUSE

The Waqf Bill (National Assembly Bill No. 73 of 2019)
(The Leader of the Majority Party)

**18*. THE KENYA NATIONAL COMMISSION ON HUMAN RIGHTS
(AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 1 OF
2020)**

(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

(Resumption of debate interrupted on Tuesday, November 9, 2021)

**19*. THE NATIONAL ELECTRONIC SINGLE WINDOW SYSTEM BILL
(NATIONAL ASSEMBLY BILL NO. 15 OF 2021)**

(The Leader of the Majority Party)

Second Reading

**20*. THE COUNTY GOVERNMENTS GRANTS BILL (SENATE BILL
NO. 35 OF 2021)**

(The Chairperson, Budget and Appropriations Committee)

Second Reading

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

(The Leader of the Majority Party)

Second Reading

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

(The Leader of the Majority Party)

Second Reading

23*. THE COFFEE BILL (SENATE BILL NO. 22 OF 2020)

(The Chairperson, Departmental Committee on Agriculture and Livestock)

Second Reading

**24*. THE COMMUNITY GROUPS REGISTRATION BILL (NATIONAL
ASSEMBLY BILL NO. 20 OF 2020)**

(The Leader of the Majority Party)

Second Reading

25*. THE MEDIATION BILL (NATIONAL ASSEMBLY BILL NO. 17 OF 2020)

(The Leader of the Majority Party)

Second Reading

*** Denotes Orders of the Day**

*...../Notices**

NOTICES

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

- 1) Notice is given that the Chairperson of the Departmental Committee on Justice and Legal Affairs intends to move the following amendments to the *Waqf* Bill, 2019 at the Committee Stage—

CLAUSE 6

THAT, clause 6 of the Bill be amended —

- (a) in the opening paragraph —
 - (i) by deleting the word “Attorney-General” and substituting therefor the words “Public Trustee”;
 - (ii) by deleting the word “President” and substituting therefor the word “Attorney-General”;
- (b) by deleting paragraph (b);
- (c) by deleting paragraph (c);
- (d) in paragraph (e)-
 - (i) by deleting the word “four” and substituting therefor the word “six”;
 - (ii) by inserting the following new sub-paragraphs immediately after sub-paragraph (iv)-
 - “(v) finance and investment;
 - (vi) architecture;
 - (vii) administration”.

CLAUSE 7

THAT, clause 7 of the Bill be amended —

- (a) in subclause (1) by deleting the word “President” and substituting therefor the word “Attorney-General”;

- (b) in subclause (2) –
 - (i) by deleting the word “President” and substituting therefor the word “Attorney-General” appearing in the opening paragraph;
 - (ii) by inserting the words “knowledgeable in sharia law” immediately after the word “leaders” appearing in the opening paragraph;
 - (iii) by inserting the following new paragraphs immediately after paragraph (a)-

“(ab) a person having a conflict of interest whether directly in person or indirectly as a family member or a beneficiary or lessee of a waqf shall not be appointed as a member of the selection panel;

(ac) no state officer or public officer shall be appointed as a member of the selection panel”.
- (c) in subclause (3) (d) by deleting the word “President” and substituting therefor the word “Attorney-General”;
- (d) in subclause (4) by deleting the word “President” and substituting therefor the word “Attorney-General”;
- (e) by inserting the following new sub-clause immediately after sub-clause (5)-

“(5A) The expenses and liabilities of the selection panel shall be borne by the Government”;
- (f) in sub-clause (6) by deleting the word “three” wherever it appears and substituting therefor the word “five”; and
- (g) in subclause (7) (c) by deleting the word “President” and substituting therefor the word “Attorney-General”.

CLAUSE 8

THAT, clause 8 of the Bill be amended by inserting the following new paragraphs immediately after paragraph (g) –

“(ga) develop and facilitate adequate continuous training programmes to enhance the standard and effectiveness of trustees;

(gb) formulate, implement and oversee programmes to raise awareness on *Waqf* matters;

CLAUSE 9

THAT, clause 9 of the Bill be amended by inserting the following new sub-clause immediately after sub-clause (4)-

“(4A) The members of the Commission shall serve on a part-time basis”.

CLAUSE 11

THAT, Clause 11 of the Bill be amended-

- (a) in sub-clause (2)(d) by inserting the words “or a reputable private institution” at the end of the paragraph;
- (b) by inserting the following new sub-clause immediately after sub-clause (3)-
“(4) The Director-General shall be the Secretary to the Commission”.

CLAUSE 15

THAT, Clause 15 of the Bill be amended —

- (a) in subclause (1) (b) (ii) by inserting the words “or a beneficiary or any person who has an interest in the *waqf*” immediately after the word “trustees”;
- (b) in subclause (3) by inserting the words “a beneficiary or any person who has an interest in the *waqf*” immediately after the words “trustees of a *waqf*”.

CLAUSE 16

THAT, Clause 16 of the Bill be amended in subclause (2) by deleting the words “twenty thousand” and substituting therefor the words “two million”.

CLAUSE 17

THAT, Clause 17 of the Bill be amended —

- (a) in subclause (1) by deleting the word “sell”;
- (b) by inserting the following new subclause immediately after subclause (1)
—

“(1A) A person who intends to sell immovable *Waqf* property shall make an application to the Environment and Land Court and the Environment and Land Court may allow the application or issue any other order it deems appropriate”.

- (c) in subclause (2) by deleting the words “subsection (1)” and substituting therefor the words “this section”.

CLAUSE 21

THAT, Clause 21 of the Bill be deleted.

CLAUSE 23

THAT, Clause 23 of the Bill be amended by deleting the proviso.

NEW CLAUSES

THAT, the Bill be amended by inserting the following new Clauses immediately after Clause 27 –

Right to access
information.

27A. (1) A beneficiary of a *waqf* shall, at all reasonable times, be entitled to information about the *waqf* including the inspection of accounts and shall upon payment of the prescribed fees be supplied with copies of any deeds or documents thereof.

(2) The information under subsection (1) does not include correspondence and any other confidential information.

Disputes
resolution.

27B. Any matter or dispute relating to a *waqf* shall in the first instance be referred to a Kadhi's court.

Exemption
from taxation
or penalties

27C. Despite the provisions of any other written law, the income of the Commission shall not be subjected to income tax or any other tax or penalty.

2) Notice is given that the Member for Suba North (Hon. Millie Odhiambo Mabona, MP) intends to move the following amendments to the Waqf Bill, 2019, at the Committee Stage—

CLAUSE 2

THAT, clause 2 of the Bill be amended—

- (a) by inserting the word “appointed under section 12A” immediately after the words “*waqf* property” appearing in the definition of the term “trustee”;
- (b) by inserting the word “permanent” immediately after the words “endowment or” appearing in the definition of the term “*waqf*”;
- (c) by inserting the following new definitions in their proper alphabetical sequence—

“*testamentary waqf*” means a *waqf* that takes effect after the death of the *waqif*;

“*zakat*” means payment made annually under Islamic law on certain kinds of property and used for charitable and religious purposes.

CLAUSE 4

THAT, the Bill be amended by deleting clause 4 and substituting therefor the following new clause—

Validity of a *waqf*. 4. (1) A *waqf* shall be valid where —

- (a) the *waaqif* has attained eighteen years;
- (b) the *waaqif* is of sound mind;
- (c) it is made in accordance with Islamic law;
- (d) it is made for religious purposes, save as provided under paragraph (e);
- (e) it is made for the benefit of the Muslim community and if secular in character, it is reserved for the benefit of the poor;
- (f) it is permanent in nature;
- (g) there is no condition attached to the donation of the *waqf* by the *waaqif*; and
- (h) the *waaqif* believes in the principles of the Islamic faith.

(2) A person shall only make a *waqf* in relation to property that the person owns.

(3) A widow shall not constitute any *waqf* of the property which she holds in lieu of her unpaid dower.

(4) Except for a testamentary *waqf*, a person may dedicate his or her entire property as a *waqf*.

(5) A person shall not dedicate more than one-third of his or her property to a *waqf* in case of a testamentary *waqf*.

(6) A *waqf* shall not be used for purposes prohibited by Islamic law, repairs or maintenance of the *waaqif's* secular property, providing for the rich or for objects which are uncertain.

CLAUSE 7

THAT, clause 7 of the Bill be amended—

- (a) by deleting subclause (1) and substitute therefor the following new subclause—

- (1) The President shall, within three months of the commencement of this Act or within fourteen days after the occurrence of a vacancy in the Commission, appoint a selection panel for the purpose of nominating suitable candidates for appointment as a member of the Commission under section 6 (a), (b), (c), (d) and (e).
- (b) in subclause (2) by deleting the words “five eminent Muslims of either gender” and substituting therefor the words “five eminent persons, three of whom shall be of either gender”;
- (c) by inserting the following new subclause immediately after subclause (2)
-

(2A) The appointing authority shall afford equal opportunity to men and women, youth, persons with disabilities and minorities and marginalized groups and ensure regional balance in appointing the members of the Selection Panel.

- (d) in subclause (4) by deleting the words “from Muslims” and substituting therefor the words “from the public”;
- (e) in subclause (7)(b) by deleting the words “without the permission of the chairperson” and substituting therefor the words “without notifying the chairperson”.

CLAUSE 9

THAT, clause 9 of the Bill be amended by deleting subclause (4).

CLAUSE 11

THAT, clause 11(2) of the Bill be amended by deleting paragraph (a).

CLAUSE 12

THAT, clause 12 of the Bill be amended by inserting the following new subclause immediately after subclause (2) —

(3) The Commission shall, in appointing the staff under subsection (1), afford equal opportunity to men and women, youth, persons with disabilities and minorities and marginalized groups and ensure regional balance.

NEW CLAUSES

THAT, the Bill be amended by inserting the following new clauses in Part III immediately after clause 12 —

Appointment of a trustee.

12A. (1) Every *waqf* shall have a trustee appointed by—

- (a) an executor of the *waqf* where the *waaqif* did not appoint a trustee; or
- (b) the Court where there is a dispute on trusteeship.

(2) A person, male or female of any religion shall be appointed as a trustee if he or she is an adult of sound mind and has capacity to perform the functions of the *waqf* as prescribed by the *waaqif*.

(3) Despite subsection (2), a person who is female shall not be qualified to be appointed as a trustee if the *waqf* requires the trustee to undertake religious duties.

(4) The court shall in appointing a trustee under subsection (1) ensure that it gives regard to the instructions of the *waaqif*, public interest and preference of the family members of *waaqif*.

Powers of a trustee.

12B. (1) A trustee shall be in charge of the property of the *waaqif* and shall have the power to utilize the property as the trustee considers it fit for the purpose of the *waqf*.

(2) A trustee shall also take reasonable steps and act in good faith to ensure that the intended beneficiaries benefit from the *waqf* including instituting proceedings, where necessary, to protect the interest of a *waqf*.

(3) Except where the *waaqif* authorizes the trustee to dispose of property, the trustee shall have no right to sell any property which is a subject of a *waqf*.

(4) A trustee shall borrow money in relation to a *waqf* or sell a *waqf* where there are justifiable reasons to do so and only where the court has issued an order to borrow or otherwise dispose off the property under a *waqf*.

(5) Except with the leave of court, a trustee shall not lease any property under a *waqf* for agricultural purposes for more than three years and for non-agricultural purposes for more than one year.

(6) A trustee shall have a right to be remunerated as provided by a *waqf* and where a trustee considers the remuneration inadequate, the trustee may apply to court for redress.

Removal of a trustee.

12C. (1) A trustee shall be removed from office only by a court on grounds of —

- (a) misappropriation of a *waaqif's* property;
- (b) allowing the *waqf* property to fall into disrepair when the trustee has funds to maintain the property;
- (c) knowingly or intentionally causing damage or loss to *waqf* property; or
- (d) breach of trust in relation to the *waqf* property.

(2) Despite subsection (1), a trustee may be removed from office by the *waaqif*, if the right to remove the trustee is reserved in the *waqf* deed.

CLAUSE 13

THAT, clause 13 of the Bill be amended in sub-clause (5) by deleting the words “one hundred” and substitute therefor the words “five hundred”.

CLAUSE 14

THAT, clause 14 of the Bill be amended in sub-clause (1) by inserting the words “a beneficiary or an interested person” immediately after the words “*waqf khairi*”.

CLAUSE 15

THAT, clause 15 of the Bill be amended—

(a) in sub-clause (1)(b) —

(i) by inserting the words “or upon application by a beneficiary or an interested person” immediately after the words “own motion” appearing in sub-paragraph (i);

(ii) by inserting the following new sub-paragraph immediately after sub-paragraph (ii) —

(iii) in the case of *waqf mushtaraq*, on the motion of a beneficiary, an interested party, or the trustees.

(b) by inserting the following new sub-clause immediately after sub-clause (4) —

(4A) A person invited to appear before the Commission may appear in person or through an advocate.

(c) in sub-clause (6) by deleting the word “may” and substituting therefor the word “shall”.

CLAUSE 16

THAT, clause 16 of the Bill be amended in sub-clause (2) by deleting the words “twenty thousand shillings” and substituting therefor the words “five hundred thousand shillings”.

CLAUSE 17

THAT, clause 17 of the Bill be amended in sub-clause (2) by deleting the words “one hundred thousand shillings” and substituting therefor the words “one million shillings”.

CLAUSE 21

THAT, clause 21 of the Bill be deleted.

CLAUSE 27

THAT, clause 27 of the Bill be amended in sub-clause (1) by deleting the words “Attorney-General” and substituting therefor the words “National Assembly”.

CLAUSE 29

THAT, clause 29 of the Bill be amended by deleting the word “may” and substituting therefor the word “shall”.

3) Notice is given that the Member for Garissa Township (Hon. Aden Duale, MP) intends to move the following amendment to the *Waqf* Bill, 2019 at the Committee Stage—

CLAUSE 4

THAT, clause 4(1) of the Bill be amended in paragraph (b) by deleting the word “practices” and substituting therefor the word “law”.

4) Notice is given that the Member for Mvita (Hon. Abdullswamad Nassir, MP) intends to move the following amendments to the *Waqf* Bill, 2019 at the Committee Stage—

CLAUSE 4

THAT clause 4(1) of the Bill be amended in paragraph (b) by deleting the word “practices” and substituting therefor the word “law”.

NEW CLAUSE

THAT the Bill be amended by inserting the following new clause immediately after clause 5 –

Headquarters of the
Commission.

5A. (1) The headquarters of the Commission shall be in Mombasa County.

(2) The Commission may establish an office in any other county as it may deem necessary.

CLAUSE 15

THAT clause 15 of the Bill be amended by inserting the following new sub clause immediately after sub clause (5) –

“(5A) The provisions of this section shall apply *mutatis mutandis* with respect to Islamic Charitable Trusts registered under the Trustees (Perpetual Succession) Act, Cap. 164”.

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

LIMITATION OF DEBATE

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

Limitation of Debate on Bills sponsored by Parties or Committees

- II. 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 Motions

- III. 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 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 Committee Reports

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

NOTICE PAPER

Tentative business for **Thursday, November 11, 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 Thursday, November 11, 2021-

A. MOTION - REPORT ON IMPLEMENTATION STATUS ON AN INQUIRY INTO COMPLAINTS OF ENVIRONMENTAL POLLUTION BY LONDON DISTILLERS KENYA LIMITED

(The Chairperson, Committee on Implementation)

B. MOTION - REPORT ON A PUBLIC PETITION BY RESIDENTS OF WAJIR AND GARISSA COUNTIES REGARDING LACK OF ACCESS TO CITIZEN REGISTRATION SERVICES

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

(Resumption of debate interrupted on Thursday, October 14, 2021)
(Balance of time – 1 hour 13 minutes)

C. THE RADIOGRAPHERS BILL (NATIONAL ASSEMBLY BILL NO. 47 OF 2019)

(The Chairperson, Departmental Committee on Health)

Second Reading

D. MOTION - ESTABLISHMENT OF A PARLIAMENTARY HEALTH SERVICES UNIT

(The Chairperson, Committee on Members' Services and Facilities)

E. MOTION - STUDY VISIT TO THE LEGISLATIVE ASSEMBLY OF ALBERTA, CANADA

(The Chairperson, Committee on Members' Services and Facilities)

F. MOTION - REPORT ON IMPLEMENTATION STATUS OF A REPORT ON LAND ISSUES IN TAITA TAVETA COUNTY

(The Chairperson, Committee on Implementation)

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

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

Second Reading

H. MOTION - THIRD REPORT ON IMPLEMENTATION
STATUS OF INQUIRIES, PETITIONS AND
RESOLUTIONS OF THE HOUSE

(The Chairperson, Committee on Implementation)

I. MOTION - ROLL-OUT OF COVID-19 ECONOMIC
STIMULUS PROGRAMME (*Party-Sponsored*
***Motion*)**

(The Hon. Abdullswamad Nassir, M.P.)

APPENDIX

NOTICE OF PETITIONS, QUESTIONS & STATEMENTS

ORDER NO.7 - QUESTIONS

It is notified that, pursuant to the provisions of Standing Order 42A (5), the following Members will ask **questions** for reply before the specified Committees-

QUE. NO.

ORDINARY QUESTIONS

468/2021

The Member for Kisumu West (Hon. Olago Aluoch, MP) to ask the Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development & Public Works: -

- (i) Could the Cabinet Secretary explain why Kenya Airports Authority does not have its own dedicated Search-and-Rescue boats at Kisumu International Airport for utilization in case of emergency plane air crashes into Lake Victoria?
- (ii) Considering that the southern tip of Kisumu International Airport's runway is adjacent to the shores of Lake Victoria, what measures has Kenya Airports Authority put in place in dealing with possible emergencies that may arise during take-off or landing of aircraft from this side of the runway?

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

469/2021

The Member for Kaloleni (Hon. Paul Katana, MP) to ask the Cabinet Secretary for Education: –

- (i) What mechanisms has the Ministry put in place to establish the root causes of incidences of arson occurring in public secondary schools in Kaloleni Constituency such as *Ngala Memorial Secondary, Kinarana Secondary School* and other affected schools across the country, and to further forestall any new occurrences?
- (ii) Could the Cabinet Secretary clarify whether there is a correlation between the compressed academic calendar and the increased incidences of arson in public secondary schools?

- (iii) What measures has the Ministry put in place in meeting the cost of renovating the razed down facilities in order to ease the financial burden already incurred by parents and guardians?

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

470/2021

The Member for Marakwet West (Hon. William Kisang, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government: –

- (i) Could the Cabinet Secretary explain when the *Chesuman* Police Station in *Tunyo* Division of Marakwet East will be gazetted, having been commissioned in 2017, and further state the timelines within which the gazettelement shall be undertaken?
- (ii) Within which timelines shall the Ministry provide *Chesuman* Police Station with a motor vehicle and other equipment to enable the police officers to effectively serve the residents of *Tunyo* Division?
- (iii) When will the Ministry reinstate the National Police Reservists to supplement the enormous security workload currently being undertaken by police officers in *Kerio* Valley of Elgeyo Marakwet County?

(To be replied before the Departmental Committee on Administration and National Security)

471/2021

The Member for Embakasi East (Hon. Babu Owino, MP) to ask the Cabinet Secretary for Health: -

- (i) Could the Cabinet Secretary explain the rationale behind the decision to send the entire Kenya Medical Supplies Authority (KEMSA) workforce under the pretext of working from home to undertake investigations concerning the alleged KEMSA Scandal relating to Covid-19 supplies, with over 80% of the affected personnel residing in Embakasi East?
- (ii) What measures does the Ministry have in place to maintain the standards of living of all affected members of staff such as their ability to meet daily basic needs as well as servicing their respective loans which were guaranteed by their sources of income received from KEMSA?

- (iii) Could the Cabinet Secretary consider issuing a directive to shelve the decision to send the entire workforce home and allow them to resume their duties with the exception of those that were directly or indirectly involved in the alleged KEMSA Scandal?

(To be replied before the Departmental Committee on Health)

472/2021

The Member for Alego Usonga (Hon. Samuel Atandi, MP) to ask the Cabinet Secretary for Energy: -

- (i) Could the Cabinet Secretary explain the criteria employed by the management of Kenya Power to engage *WPP Scanad* Plc, which is a multinational firm, in its operations as outlined in the Report of the Auditor General on the Kenya Power & Lighting Company Plc for the year ended 30th June 2020 contrary to Section 103(1) of the Public Procurement and Asset Disposal Act, 2015?
- (ii) What specific steps have the Board of Management of Kenya Power and the Ministry taken to ensure that Kenya Power recovers monies paid out to *WPP Scanad* as a result of this illegal and irregular engagement?
- (iii) Could the Ministry consider blacklisting and debarring *WPP Scanad* Plc from taking part in any future public procurement in Kenya and what action has been taken against individuals culpable of this irregular arrangement?

(To be replied before the Departmental Committee on Energy)

ORDER NO.7 - STATEMENTS

It is **notified** that, pursuant to the provisions of Standing Order 44(2)(c) the following Statements will be:

(a) Requested –

No.	Subject	Member	Relevant Committee
1.	Status of drought management funds for the FY 2021/2022 and the deteriorating drought situation in Northern Kenya	<i>The Hon. Aden Duale, MP (Garissa Township)</i>	D.C. on Finance and National Planning
2.	Schools unrest in the country	<i>The Hon. Wilson Sossion, MP (Nominated)</i>	D.C. on Education and Research

(b) Responded to –

No.	Subject	Member	Relevant Committee
1.	Measures to revive the Tourism Sector in the country during the COVID-19 pandemic period	<i>The Hon. Owen Baya, MP (Kilifi North)</i>	Chairperson, D.C. on Sports, Culture and Tourism
2.	Mysterious disappearance and murder of two young men in Runyenjes Constituency	<i>The Hon. Eric Muchangi, MP (Runyenjes)</i>	Chairperson, D.C. on Administration and National Security
3.	The Lake Victoria Boat Tragedy	<i>The Hon. Millie Odhiambo Mabona, MP (Suba North)</i>	Chairperson, D.C. on Administration and National Security
