



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT - (SIXTH SESSION)  
THE NATIONAL ASSEMBLY**

**COMMUNICATION FROM THE CHAIR**

*(No.1 of 2022)*

**REGARDING BUSINESS LAPSING AT THE END OF THE FIFTH  
SESSION**

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**Honourable Members,**

I wish to welcome you back to the August House after the just ended long recess. I do hope that you have sufficiently rested and rejuvenated in readiness for the commencement of the Sixth Session. Being last Session of the Twelfth Parliament, there is no doubt that this will be a busy Session, given the tight budget-related business and other priority business that must be concluded ahead of the upcoming General Elections scheduled to be held on 9<sup>th</sup> August, 2022.

**Honourable Members,** as we commence the Session, I wish to bring to the attention of the House that, going by our practice and the Standing Orders, certain business that was not concluded at the end of the last Session, such as Motions and Questions have lapsed.

**However,** as you may recall, on Thursday, December 02, 2021 the House resolved to exempt Petitions and Bills read a First Time in the Fourth Session (2020) and which were still pending at various stages of consideration in the House, from lapsing. Further, by way of my Communication of Thursday, December 02, 2021 with regard to suspension of Committee Sittings, I did indicate that Statements would not lapse as is the practice, but would be carried over to the Sixth Session, given that a number of Committees had already commenced inquiries into matters raised in the various Statements.

**Honourable Members,** with regard to the Bills that were Read a First Time during the Third Session, which is in 2019, you will recall that the House exempted them from lapsing at the end of the Fourth Session (*year 2020*) owing to reduced number of sittings of the House due to the COVID-19 Pandemic. However, the exemption lapsed at the end of the last Session.

**Honourable Members,** This is therefore to notify the House that, pursuant to the provisions of Standing Order 141(2)(b), and the resolution of the House of 2<sup>nd</sup> December, 2021, the following Bills which were published in 2019 and whose Second Reading had not been concluded by end of the Fifth Session have **now lapsed** –

1. *The National Hospital Insurance Fund (Amendment) Bill (No. 5 of 2019);*
2. *The Higher Education Loans Board (Amendment) Bill (No. 9 of 2019);*
3. *The National Government Constituencies Development Fund (Amendment) Bill (No. 16 of 2019);*
4. *The Labour Relations (Amendment) Bill (No. 18 of 2019);*
5. *The Constitution of Kenya (Amendment) Bill (No. 19 of 2019);*
6. *The Kenya Information and Communications (Amendment) Bill (No. 20 of 2019);*
7. *The Public Finance Management (Amendment) Bill (No. 22 of 2019);*
8. *The Independent Electoral & Boundaries Commission (Amendment) Bill (No. 24 of 2019);*
9. *The Traffic (Amendment) Bill (No. 28 of 2019);*
10. *The County Governments' Retirement Scheme Bill (No. 29 of 2019);*
11. *The Independent Electoral and Boundaries Commission (Amendment) (No. 2) Bill (No. 30 of 2019);*
12. *The Crops (Amendment) (No.2) Bill (No. 32 of 2019);*
13. *The Public Procurement and Asset Disposal (Amendment) Bill (No. 36 of 2019);*
14. *The Constitution of Kenya (Amendment)(No.2) Bill (No. 40 of 2019);*
15. *The Kenya Uwezo Fund Bill (No. 42 of 2019);*

16. *The Public Finance Management (Amendment) Bill (No. 48 of 2019);*
17. *The Constitution of Kenya (Amendment)(No.3) Bill (No. 53 of 2019);*
18. *The Parliamentary Pensions (Amendment) (No. 2) Bill (No. 56 of 2019);*
19. *The National Government Constituencies Development Fund (Amendment)(No.2) Bill (No. 58 of 2019);*
20. *The Constitution of Kenya (Amendment)(No.4) Bill (No. 60 of 2019);*
21. *The Kenya Information and Communication (Amendment) (No.2) Bill (No. 61 of 2019);*
22. *The Constitution of Kenya (Amendment)(No.5) Bill (No. 67 of 2019);*
23. *The Public Participation Bill (No. 69 of 2019);*
24. *The Public Participation (No. 2) Bill (No. 71 of 2019);*
25. *The Anti-Corruption and Economic Crimes (Amendment) (No.2) Bill (No. 72 of 2019);*
26. *The Breastfeeding Mothers Bill (No. 74 of 2019);*
27. *The Constitution of Kenya (Amendment) (No.6) Bill (No. 76 of 2019); and,*
28. *The Public Finance Management (Amendment) (No.4) Bill (No. 78 of 2019).*

**Honourable Members,** I wish to also draw the attention of the House to the fact that the term of Sessional Committees has come to an end. Therefore the three Sessional Committees will have to be reconstituted. These include the House Business Committee, whose motion for approval is published in today's Order Paper, the Parliamentary Powers and Privileges Committee and the Committee on Members' Services and Facilities. The Committee on Selection is thus required to expedite the process of nominating Members to serve in the remaining two Committees.

**Honourable Members,** you will further recall that, by the time Committee sittings were suspended in December 2021, the following priority business was still pending before the House-

- (i) The nomination of a person for appointment to the Equalization Fund Advisory Board, now before the Departmental Committee on Finance and National Planning;

- (ii) Consideration of the 2022 Budget Policy Statement for Financial Year 2022/2023, which is before the various Departmental Committees and the Budget and Appropriations Committee;
- (iii) The vetting of nominees for appointment to the offices of Chairperson and Members of the Kenya National Commission on Human Rights, which was committed to the Departmental Committee on Justice and Legal Affairs; and,
- (iv) The vetting of a nominee for appointment to the office of a Member of the Salaries and Remuneration Commission representing the National Police Service, which is before the Departmental Committee on Finance and National Planning.

**Honourable Members,** in my Messages conveyed on 21<sup>st</sup> and 29<sup>th</sup> December, 2021, I did guide the relevant Departmental Committees that the reports on the vetting of nominees for appointment to the two Commissions should be tabled by 15<sup>th</sup> February, 2022 to enable the House to conclude consideration of the above matters within the statutory timelines. With regard to the processing of the Budget Policy Statement for the Financial Year 2022/2023, the onus is on the Budget and Appropriations Committee to guide the House accordingly.

**Honourable Members,** to this end, each Chairperson of a Committee or individual Member who wishes to re-introduce any motion or Question that has lapsed is advised do so by contacting the Table Office. This, however, does not apply to Petitions and Statements, as I explained earlier.

The House is accordingly guided.

**I thank you!**

  
**THE HON. JUSTIN B. N. MUTURI, EGH, MP**  
**SPEAKER OF THE NATIONAL ASSEMBLY**

Tuesday, January 25, 2022