



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – FIRST SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, OCTOBER 26, 2022

1. The House assembled at thirty minutes past Nine O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Fourth Chairperson
4. **PROCEDURAL MOTION- EXEMPTION OF BUSINESS FROM THE PROVISIONS OF STANDING ORDER 40(3)**

Motion made and Question proposed –

THAT, this House resolves to exempt the business appearing as Order No. 9 in today's Order Paper from the provisions of Standing Order 40(3), being a Wednesday Morning, a day allocated for Business not sponsored by the Majority or Minority Party or Business sponsored by a committee.

(The Leader of the Majority Party)

Question put and agreed to

House resolved accordingly.

5. **SPECIAL MOTION – APPROVAL OF APPOINTMENT OF CABINET SECRETARIES, THE ATTORNEY GENERAL AND SECRETARY TO THE CABINET**

Motion made and Question proposed –

THAT, taking into consideration the findings of the Committee on Appointments in its First Report on the *Vetting of Nominees for Approval as Cabinet Secretaries, the Secretary to the Cabinet and the Attorney General, laid on the Table of the House today, Tuesday, October 24, 2022*, and pursuant to the provisions of Articles 152(2), 154(2)(a) and 156(2) of the Constitution and sections 3 and 8 of the Public Appointments (Parliamentary Approval) Act, 2011, this House –

- (i) **approves** the appointment of the following persons as Cabinet Secretaries –

	NOMINEE	STATE DEPARTMENT/OFFICE
(1)	The Hon. Wycliffe Musalia Mudavadi, EGH	Office of the Prime Cabinet Minister
(2)	The Hon. (Prof.) Kithure Kindiki, EGH	Cabinet Secretary, Ministry of Interior and National Administration
(3)	Prof. Njuguna Ndungú, CBS	Cabinet Secretary for National Treasury and Economic Planning
(4)	The Hon. Alice Muthoni Wahome	Cabinet Secretary, Ministry of Water, Sanitation and Irrigation
(5)	The Hon. Aden Bare Duale, EGH	Cabinet Secretary, Ministry of Defence
(6)	Ms. Rebecca Miano, MBS	Cabinet Secretary, Ministry of East African Community, the ASALs and Regional Development
(7)	The Hon. Alfred Nganga Mutua, EGH	Cabinet Secretary, Ministry of Foreign and Diaspora Affairs
(8)	The Hon. Aisha Jumwa Karisa Katana	Cabinet Secretary, Ministry of Public Service, Gender and Affirmative Action
(9)	The Hon. Moses K. Kuria	Cabinet Secretary, Ministry of Trade, Investment and Industry
(10)	The Hon. Rosalinda Soipan Tuya, CBS	Cabinet Secretary, Ministry of Environment and Forestry
(11)	The Hon. Onesimus Kipchumba Murkomen, EGH	Cabinet Secretary, Ministry of Roads, Transport and Public Works
(12)	Mr. Zacharia Mwangi Njeru	Cabinet Secretary, Ministry of Lands, Housing and Urban Development
(13)	Ms. Susan Nakhumicha Wafula	Cabinet Secretary, Ministry of Health
(14)	The Hon. Frankline Mithika Linturi	Cabinet Secretary, Ministry of Agriculture and Livestock Development
(15)	Mr. Eliud Okech Owalo	Cabinet Secretary, Ministry of Information, Communication and the Digital Economy
(16)	The Hon. Ezekiel Machogu Ombaki, CBS	Cabinet Secretary, Ministry of Education
(17)	Mr. Davis Kimutai Chirchir	Cabinet Secretary, Ministry of Energy & Petroleum
(18)	The Hon. Ababu Namwamba, EGH	Cabinet Secretary, Ministry of Youth Affairs, Sports and the Arts
(19)	Mr. Simon Kiprono Chelugui, EGH	Cabinet Secretary, Ministry of Cooperatives and Micro, Small and Medium Enterprises (MSME) Development
(20)	The Hon. Salim Mvurya, EGH	Cabinet Secretary, Ministry of Mining, the Blue Economy and Maritime Affairs
(21)	The Hon. Florence Chepngetich Koske-Bore	Cabinet Secretary, Ministry of Labour and Social Protection

- (ii) **approves** the appointment of the Hon. Justin Bedan Muturi Njoka, EGH as The Attorney General.
- (iii) **approves** the appointment of Ms. Mercy Kiiru Wanjau, CBS as the Secretary to the Cabinet.

Debate arising;

(Change of Chair from the Fourth Chairperson to the Hon. Speaker)

Question put and agreed to.

House resolved accordingly.

Motion made and Question proposed –

THAT, taking into consideration the findings of the Committee on Appointments in its First Report on the *Vetting of Nominees for Approval as Cabinet Secretaries, the Secretary to the Cabinet and the Attorney General, laid on the Table of the House today, Tuesday, October 24, 2022*, and pursuant to the provisions of Articles 152(2), 154(2)(a) and 156(2) of the Constitution and sections 3 and 8 of the Public Appointments (Parliamentary Approval) Act, 2011, this House **rejects** the appointment of the Hon. Peninah Malonza, OGW as the Cabinet Secretary for Tourism, Wildlife and Heritage.

Question put and **negatived**.

Motion made and Question proposed –

In view of the decision of the House today with respect to the Motion on the Approval of Appointment of Hon. Peninnah Malonza, OGW, as the Cabinet Secretary for Tourism, Wildlife and Heritage and the requirement for an equivocal decision of the National Assembly on such matters,

THAT, pursuant to the provisions of Article 152 (2) of the Constitution and Sections 3 and 8 of the Public Appointments (Parliamentary Approval) Act, 2011 this House approves the appointment of Hon. Peninnah Malonza, OGW as the Cabinet Secretary for Tourism, Wildlife and Heritage.

(Hon. Irene Kasalu (Member for Kitui County))

Debate arising;

Question put and agreed to

House resolved accordingly.

(Change of Chair from the Hon. Speaker to the Second Chairperson)

6. **MOTION - REVIEW OF TEACHER DEPLOYMENT POLICY**

Motion made and Question proposed –

THAT, aware that, education is a key enabler of national development and realization of Kenya's Vision 2030 and the Sustainable Development Goals; appreciating the invaluable role that teachers play in actualizing the national goals of education; noting that a conducive working environment for teachers enhances performance; recalling that, the delocalization of teachers commenced in 2018 by the Teachers Service Commission immensely disrupted teachers' lives, lowered teacher morale and caused untold trauma to many teachers countrywide; concerned that, the exercise was not supported with a clear policy framework and was initiated without the participation of teachers or their unions, contrary to Articles 118 and 132 of the Constitution on public participation and involvement of the people in the process of policy making; cognizant of the fact that, delocalization of teachers is inconsistent with the United Nations Educational, Scientific and Cultural Organization (UNESCO) teacher deployment practice, which treats education as a culture process conducted within a people's cultural context at the local level; this

House resolves that the Teachers Service Commission immediately reverses the ongoing delocalization of teachers and initiates a comprehensive review of the teacher deployment policy with the involvement of teachers in order to make the policy consistent with International Labour Organization (ILO) and UNESCO laws and practices on teacher management and deployment.

(The Hon. Titus Khamala, M.P. – 25.10.2022)

Debate interrupted on Tuesday; October 25, 2022 resumed;
Amendment proposed-

“THAT, the Motion be amended by deleting all the words after the words **“this House resolves”** and substituting therefor the following –

“that the Teachers Service Commission-

- (i) immediately reverses the ongoing delocalization of teachers;**
- (ii) initiates a comprehensive review of the teacher deployment policy with the involvement of teachers in order to make the policy consistent with International Labour Organization (ILO) and UNESCO laws and practices on teacher management and deployment; and,**
- (iii) reviews the teacher recruitment policy with a view to devolving it to zonal level as the point of recruitment”.**

(The Hon. Victor Koech (Member for Chepalungu))

Question on the amendment proposed-

Debate arising;

Question put and agreed to;

Debate on the Motion as amended resumed.

And the time being One O'clock, the Second Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

7. **HOUSE ROSE** - at One o'clock

M E M O R A N D U M

The Speaker will take the Chair today,
Wednesday, October 26, 2022 at 2.30 p.m.

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