

Thirteenth Parliament

**First Session
Morning Sitting**

(No. 31)

(329)



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – FIRST SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, NOVEMBER 30, 2022 (MORNING)

- 1) The House assembled at Thirty Minutes past Nine O'clock
- 2) The Proceedings were opened with Prayer
- 3) **Presiding** – the Deputy Speaker
- 4) **LACK OF QUORUM**

There being no Quorum present to commence business, the Deputy Speaker ordered that the Quorum Bell be rung for ten minutes, as well as an additional five minutes; And Quorum having been attained, business commenced.

5) **NOTICES OF MOTIONS**

The following Notice of Motion was given –

THAT, AWARE THAT this House is anchored on the pursuit for the welfare of society and the just government of the people; GUIDED BY pursuit of Constitutional aspirations of all Kenyans for a government based on the essential values and principles of equality, social justice, openness, inter and intra-generational equity, prudent and responsible use of public resources; COGNIZANT THAT there exists pervasive and systemic forms of grand political corruption through which private individuals and enterprises act in concert with state officials to exercise decision making power and exert undue and unregulated influence over government processes not for the greater public good but for their own private benefit and that this conspiracy extends to influencing government policies and laws so as to facilitate illegal private appropriation of public assets, clientelist dominance of select economic sectors, absence of transparency and accountability in government contracting, deformation of national politics, proliferation of criminal enterprises forming a shadow economy, all for the sole purpose of private profiteering and unjust enrichment; ACKNOWLEDGING THAT the consequences of this form of systemic corruption include but are not limited to the potential to dismember the fabric of our nation by undermining the legitimacy of public institutions, triggering high cost of living, unsustainable public debt, endemic unemployment of the youth, poor health and education services, income inequality, lack of innovation; NOW THEREFORE, this House RESOLVES as follows –

- (i) To establish an ad-hoc Committee to be known as the Select Committee on Systemic Corruption, whose mandate will be as follows –
- (a) to investigate instances in the recent past of Systemic Corruption, deliberate manipulation of government policies, rigging of tendering processes, use of non-competitive procurement methods, creeping privatization, regulatory capture, skewed government contracting, manipulation of the monetary system, and monopolistic and oligopolistic concentration of economic power for private gain;
 - (b) to report and make recommendations on the matters under paragraphs (a) and any other related matters within ninety (90) days;
 - (c) that the membership of the Committee be as follows –
 - 1) The Hon. Caroli Omondi, CBS, MP (Chairperson)
 - 2) The Hon. John Philip Gichohi Kaguchia, MP (Voce Chairperson)
 - 3) The Hon. Sarah P. Korere, MP
 - 4) The Hon. Titus Lotee, MP
 - 5) The Hon. Gathoni Wamuchomba, MP
 - 6) The Hon. Shakeel Shabbir, MP
 - 7) The Hon. Wakili Edward Muriu, MP
 - 8) The Hon. Florence Jematiah Sergon, MP
 - 9) The Hon. John Kiarie, MP
 - 10) The Hon. Clive Ombane Gisairo, MP
 - 11) The Hon. Emmanuel Wangwe, MP
 - 12) The Hon. Samuel Atandi, MP
 - 13) The Hon. Mary Maingi, MP
 - 14) The Hon. Majimbo Kalasinga, MP
 - 15) The Hon. Lillian Chebet Siyoi, MP

(Hon. Caroli Omondi, CBS, MP)

6) REORGANISATION OF BUSINESS PURSUANT TO STANDING ORDER 40

Pursuant to Standing Order 40(2), the Deputy Speaker re-organized the sequence of proceedings to allow for the conclusion of **Order No. 8** (Procedural Motion – Exemption of Business from the provisions of Standing Order 40(3)), **Order No. 9** (Motion – Consideration of the Public Finance Management (Financial Inclusion Fund) Regulations, 2022) and **Order No. 10** (The County Governments Additional Allocations (No.2) Bill (Senate Bill No. 4 of 2022) – Second Reading, Question to be put) before proceeding to Order No. 7 (Questions and Statements).

7) 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.s 9 and 10 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)

No debate arising;

Question put and agreed to.

8) MOTION - CONSIDERATION OF THE PUBLIC FINANCE MANAGEMENT (FINANCIAL INCLUSION FUND) REGULATIONS, 2022

Motion having been made and Question proposed -

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the Public Finance Management (Financial Inclusion Fund) Regulations, 2022, *laid of the Table of the House on Tuesday, November 29, 2022*, and pursuant to the provisions of section 24(4) of the Public Finance Management Act, 2012 **approves** the Public Finance Management (Financial Inclusion Fund) Regulations, 2022, published as *Legal Notice No. 213 of 23rd November, 2022*.

(The Chairperson, Committee on Delegated Legislation -29.11.2022)

Debate on the Motion having been concluded on Tuesday, November 29, 2022 (Afternoon sitting);

Question put and agreed to;

9) THE COUNTY GOVERNMENTS ADDITIONAL ALLOCATIONS (No.2) BILL (SENATE BILL NO. 4 OF 2022)

Motion made and Question proposed -

THAT, the County Governments Additional Allocations (No. 2) Bill (Senate Bill No. 4 of 2022) be now read a Second time

(The Chairperson, Budget and Appropriations Committee -29.11.2022)

Debate on the Bill having been concluded on Tuesday, November 29, 2022 (Afternoon sitting);

Question put and agreed to.

Bill read a Second time and committed to a Committee of the whole House during the Afternoon sitting.

10) QUESTIONS

The following Questions were asked -

- (a) Question No. 056 of 2022 by the Member for Kirinyaga County (Hon. Jane Maina, MP) to the Cabinet Secretary for Agriculture and Livestock on the measures put in place by the Government to address invasion of rice farms in *Mwea Irrigation Scheme* by Quail birds.

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

- (b) Question No. 062 of 2022 by the Member for Kipkelion East (Hon. Chererot Joseph, MP) to the Cabinet Secretary for Environment and Forestry regarding the Government's position on the moratorium on logging activities in forests imposed in 2018 and its adverse effects on harvesting and disposal of mature trees in Kipkelion East Constituency.

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

The following Question was deferred –

- (a) Question No. 004/2022 by the Member for Thika Town (Hon. Alice Ng'ang'a, MP) to the Cabinet Secretary for Interior and National Administration on the status of investigations into the circumstances surrounding the mysterious disappearance of *Mr. Derrick Mureti Muriuki* of ID No. 29847092 and *Mr. Lawrence Mawira Njeru* on 29th June 2022 while en route to *Nairobi* from *Kakuma, Turkana County* while on board motor vehicle registration number KCZ 057W which was later found abandoned a few metres from Salga Police Station vide *O.B. Number 18/30/06/2022* and at Kasarani Police Station vide *O.B. No. 97/30/7/2022* respectively.

11) STATEMENTS

The Member for Nairobi County, Hon. Esther Passaris, MP, issued a Statement on the ongoing Democratic Republic of Congo peace talks.

12) THE HEALTH (AMENDMENT)(NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 42 OF 2022)

(The Hon. Didmus Barasa, MP)

Order for First Reading read;

Bill read a First time and referred to the relevant Departmental Committee pursuant to Standing Order 127(2).

13) THE EQUALISATION FUND BILL (NATIONAL ASSEMBLY BILL NO. 47 OF 2022)

(The Hon. Kassait Kamket, MP)

Order for First Reading read;

Bill read a First time and referred to the relevant Departmental Committee pursuant to Standing Order 127(2).

14) MOTION - DEVELOPMENT OF POLICY ON STANDARDIZATION AND PRODUCTION OF SCHOOL UNIFORMS IN KENYA

Order Read;

Order Deferred.

15) MOTION - POLICY FORMULATION ON IMPLEMENTATION AND
EMHANCEMENTOF EPZ PROGRAMMES IN THE COUNTRY

Order Read;

Order Deferred.

16) HOUSE ROSE - at Fifteen Minutes past Ten O'clock.

M E M O R A N D U M

The Speaker will take the Chair on-
Wednesday, November 30, 2022, at 2.30 p.m.

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