



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, MARCH 15, 2023 (MORNING SITTING)

1. The House assembled at Thirty Minutes past Nine O'clock in the morning
2. The Proceedings were opened with Prayer
3. **Presiding** – Hon. Martha Wangari (First Chairperson)

4. **LACK OF QUORUM**

There being no Quorum present to commence business, the First Chairperson of Committees ordered that the Quorum Bell be rung for Ten minutes;

And Quorum having not been attained within the Ten minutes, the First Chairperson of Committees ordered that the Quorum Bell be rung for an additional Five minutes;

And Quorum having been attained within the Five minutes, business commenced.

4. **PAPERS**

The following Papers were laid on the Table of the House-

1. Board Report on projects proposals approvals, Disbursement Status and Restrictions imposed on Constituency account for the Second Quarter of 2022/2023 financial year from 1st October 2022 to 31st December, 2022.
2. Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30th June 2021 and the certificates therein:-
 - a) Ol' lessos Technical Training Institute;
 - b) Kaelo Technical and Vocational college;
 - c) Chesta Teachers Training College;
 - d) Kerio Valley Development Authority;
 - e) Ewaso Ng'iro North River Basin Development Authority;
 - f) Kenya Cultural Centre;
 - g) National Employment Authority (NEA);
 - h) Micro and Small Enterprises Authority;
 - i) Lapsset Corridor Development Authority;
 - j) Kamukunji Technical and Vocational College;
 - k) Central Rift Valley Water Works Development Agency;
 - l) Murang'a University of Technology;
 - m) Kenyatta National Hospital;
 - n) National Cancer Institute of Kenya; and
 - o) Agriculture and Food Authority.

3. Reports of the Auditor-General and Financial Statements of NG-CDF in respect of the following Constituencies for the year ended 30th June, 2021 and the certificates therein:

- a) Sigor;
- b) Igembe Central;
- c) Emgwen;
- d) Turkana South;
- e) Kapenguria;
- f) Turbo; and
- g) South Imenti.

(Hon. Samuel Chepkonga, MP on behalf of the Leader of the Majority Party)

1. Report of the Budget & Appropriations Committee on the Budget Policy Statement for the FY 2023/24 and the Medium-Term.

(The Chairperson, Budget & Appropriations Committee)

5. **NOTICE OF MOTION**

The following Notice of Motion was given-

Report of the Budget & Appropriations Committee on the Budget Policy Statement for the FY 2023/24 and the Medium-Term.

(The Chairperson, Budget & Appropriations Committee)

6. **QUESTIONS**

The following Questions were asked –

- (a) Question No.024/2023 by the Member for Laisamis (Hon. John Lekuton, MP) regarding the circumstances surrounding a banditry attack in *Salmate* area in *Logolo* Location.

(To be replied by the Cabinet Secretary for Interior and National Administration before the Departmental Committee on Administration and Internal Security)

- (b) Question No.039/2023 by the Member for Igembe North (Hon. Taitumu M'anaiba, MP) regarding measures by the Government to restrain marauding elephants in Igembe North from attacking locals and destroying crops and property.

(To be replied by the Cabinet Secretary for Tourism, Wildlife and Heritage before the Departmental Committee on Tourism and Wildlife)

- (c) Question No.041/2023 by the Member for Sirisia (Hon. John Waluke, MP) regarding a proposal to review the NHIF cover to include funding for kidney transplants and purchase of anti-rejection drugs.

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(To be replied by the Cabinet Secretary for Health before the Departmental Committee on Health)

- (d) Question No.042/2023 by the Member for Malindi (Hon. Amina Mnyazi, MP) on the status report regarding compensation for the land that was acquired for Phase I and Phase II of the expansion of the Malindi International Airport.

(To be replied by the National Land Commission before the Departmental Committee on Lands)

- (e) Question No.043/2023 by the Member for Matuga (Hon. Kassim Tandaza, MP) on the list of beneficiaries under the Persons with Severe Disabilities Cash Transfer Programme (PWSD-CT) in each sub-location in Matuga and Shimba Hills Sub-Counties.

(To be replied by the Cabinet Secretary for Labour and Social Protection before the Departmental Committee on Social Protection)

7. **MOTION – POLICY FORMULATION ON IMPLEMENTATION AND ENHANCEMENT OF EPZ PROGRAMMES IN THE COUNTRY**

Motion made and Question proposed-

THAT, aware that, the *Export Processing Zone (EPZ) Authority* in Kenya was established in 1990 to promote and facilitate export-oriented investment programmes and create incentives for export-oriented production in areas designated as export processing zones; further aware that, the Authority is charged with the responsibility of regulating and administering approved activities within the export processing zones to ensure compliance among others; noting that, the programme anchors on Kenya's Vision 2030, the country's Economic Blueprint with regard to becoming an industrialized and upper middle-income country; further noting that, EPZ provides an attractive investment opportunity for export-oriented business ventures in the country, acknowledging that, the programme is a source of direct and indirect employment to more than 60,000 Kenyans; concerned that, currently, the programme is facing a myriad of challenges including inadequate funding, prohibitive cost of accessing business loans, high cost of production, shrinking export market due to effects of Covid-19 pandemic, inadequate supplies of raw materials, water and power for Agro-processing companies among others; further concerned that, there is need to revamp the said programme to improve its performance through increased funding to aid for instance in setting up of Excellence Centres in some parts of the country, expediting on negotiations for market access especially to the *East Africa Community (EAC)* including trade negotiations between Kenya and other countries on diversification of products eligible under the *African Growth and Opportunity Act (AGO)*, employee training and retention, provision of reliable supply of raw materials for Agro-processing companies, improvement of infrastructure to enhance steady supply of water and power and provision of affordable access to credit facilities among others; **this House resolves that** the National Government through the Ministry of Trade, Investments and Industry, develops a policy whose core objective would be to among others address the challenges currently faced by the EPZ with specific focus and implementing EPZ programmes to enhance performance and enable retention of investors across the country to enhance economic sustainability and allow companies to pursue businesses locally through the 20% waiver to enable them earn a living.

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(Hon. Beatrice Elachi, MP – 8.03.2023)

Debate resumed;

Debate concluded;

Mover replied;

Question put and agreed to.

8. **HOJA – KUPIGA MARUFUKU UZUNGUMZIAJI, UCHAPISHAJI NA USAMBAZAJI WA TARRIFA ZINAZOKUZA MAHUSIANO YA JINSIA MOJA**

Hoja kutolewa na Spika kupendekeza Hoja ijadiliwe-

KWAMBA, tukifahamu kuwa, familia ndio kiungo cha msingi cha jamii, **na kutambua kwamba** utamaduni wa Kiafrika unathamani sana asasi ya ndoa ambayo inahakikisha kuendelea kwa binadamu kupitia uzazi; **tukizingatia ukweli kwamba** Ibara ya 45(2) ya Katiba inaeleza kuwa kila mtu mzima ana haki ya kufunga ndoa na mtu wa jinsia tofauti, kwa msingi wa hiari baina ya wahusika; **tukitambua pia** kwamba Kifungu cha 162 cha Kanuni ya Adhabu kinamtia hatiani yeyote ambaye anashiriki tendo la ngono lisilo la kawaida na mtu yeyote kinyume na utaratibu wa asili; **tukizingatia** kuwa mahusiano na ndoa za jinsia moja na ngono inayotokana na mahusiano haya ni kinyume na utaratibu wa asili; **tukisikitika** kwamba kumekuwa na ongezeko la mahusiano ya jinsia moja nchini Kenya kutokana na usambazaji wa vitabu na machapisho yanazokuza upotovu huo; **tukitambua** kwamba uchapishaji na usambazaji wa nyenzo zinazohusu mahusiano ya jinsia moja katika machapisho na vyombo vya habari una athari kali kwa maadili ya jamii kuhusu mwelekeo wa kijinsia; **tukimaizi** kwamba kuna haja ya kutekeleza sheria ili kulinda na kuhifadhi maadili ya mahusiano ya jinsia tofauti katika taifa; **tukifahamu kwamba** hakuna uwezekano wa kuzaa kutokana na mahusiano na ndoa za jinsia moja; **tukihofia kwamba** kuongezeka kwa mahusiano na ndoa za jinsia moja kunaitia jamii ya wanadamu nchini katika hatari ya kutoweka; **Bunge hili hivyo basi linaazimia** kwamba Serikali ipige marufuku mara moja uzungumziaji, uchapishaji na usambazaji wa taarifa zinazokuza mahusiano ya jinsia moja nchini na kuweka mikakati ya kudhibiti maudhui hayo kwa mujibu wa Ibara ya 45(2) ya Katiba na Kifungu cha 162 cha Sheria ya Adhabu ili kuikinga jamii, hasa watoto na vijana, dhidi ya kufikiwa na mielekeo potovu ya mapenzi na ndoa ya jinsia moja.

(Mhe. Mohamed Ali, MP – 8.03.2023)

Mjadala kuibuka;

[Mabadiliko ya Mwenyekiti kutoka Mwenyekiti wa Kwanza wa Kamati, hadi Mwenyekiti wa Pili]

Na muda ukiwa saa saba na dakika tatu, Mwenyekiti wa Kwanza alikatisha shughuli na kuahirisha Bunge bila kutoa hoja iamuliwe kwa mujibu wa Kanuni za Kudumu.

9. **HOUSE ROSE** - at Three Minutes Past One O'clock

M E M O R A N D U M

The Speaker will take the Chair-
Today, Wednesday, March 15, 2023 at 2.30pm

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