



REPUBLIC OF KENYA
THIRTEENTH PARLIAMENT – SECOND SESSION
THE NATIONAL ASSEMBLY
VOTES AND PROCEEDINGS
THURSDAY, JULY 27, 2023

1. The House assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **Presiding** – The Honourable Speaker

4. **COMMUNICATION FROM THE CHAIR**

The following Communications were issued by the Honourable Speaker-

(i) Recognition of Members of Parliament from Various African Countries Attending the Global Tuberculosis Caucus - 4th African TB Summit

“Honourable Members, I wish to introduce to you a delegation of Members of Parliament from across the African continent, seated in the Speaker’s Gallery. They are—

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| 1. The Hon. Halima Alima Daud | Deputy Minister of Health, Malawi |
| 2. The Hon. Pierre Flambeau Ngayap | Member of Senate Bureau, Republic of Cameroon/ Francophone Co-Chair |
| 3. The Hon. Ezzo Libanza Leon | Member of Parliament, Democratic Republic of Congo |
| 4. The Hon. Mahamat Ahmat Taha | Member of Parliament, Chad |
| 5. The Hon. Sakahairoun Khalia | Member of Parliament, Chad |
| 6. The Hon. Zakaria Hassan | Chad Ministry of Health |
| 7. The Hon. Joseph Nyan Somwarbi | Member of Parliament, Liberia |
| 8. The Hon. Jean Patrice France | Member of Parliament, Mauritius/Pan African Parliament |
| 9. The Hon. Elisha Cliff Ishaku | Member of Senate, National Assembly of Nigeria |
| 10. The Hon. Mark Kurt Nawaane | Member of Parliament, Ghana |
| 11. The Hon. Christopher Kalila | Member of Parliament, Zambia/
Anglophone Co-Chair |
| 12. The Hon. Joseph S. Munsanje | Member of Parliament, Zambia |
| 13. The Hon. Gotthard Kasuto | Member of Parliament, Namibia |
| 14. The Hon. Sansan K. Noufe | Member of Parliament, Cote d’ivoire |

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| 15. The Hon. Daniel Molokele | Member of Parliament, Zimbabwe |
| 16. The Hon. Ruth Labode | Member of Parliament, Zimbabwe |
| 17. The Hon. Neema Lugangira | Member of Parliament, Tanzania |
| 18. The Hon. Fatima Toufiq | Member of Parliament, Tanzania |
| 19. The Hon. Faustine Ndugulile | Member of Parliament, Tanzania |
| 20. The Hon. Abuk Payiti Ayik | Member of Parliament, South Sudan |
| 21. The Hon. Elcina E. Marindze | Member of Parliament, Mozambique
Lusophone Co-Chair |
| 22. The Hon. Nouhou Arba | Member of Parliament, Niger Republic
(Pan African Parliament) |
| 23. The Hon. Joel Ssebikaali | Member of Parliament, Uganda |

The delegation is accompanied by Ms. Evaline Kibuchi, National Coordinator, Stop TB Partnership Kenya; Ms. Debra Ibevi, Francophone Countries Coordinator, Global TB Caucus; Mr. Paidamoyo Magaya, Anglophone Countries Coordinator, Global TB Caucus; and Chief Austin Obiefuna, Vice Board Chair, Stop TB Partnership Geneva.

Honourable Members, the delegation is in the Country to attend the Global Tuberculosis Caucus - 4th African TB Summit 2023 under the theme: ***Future-proof: Africa TB Summit 2023, Driving High-Level Political-Will to Meet United Nations High-Level Meeting (UN HLM) targets of ending TB.***

Honourable Members, the Summit brings together Parliamentarians, Civil Society Organizations Experts and Technical Partners from across Africa. The Summit provides an opportunity for parliamentarians and relevant stakeholders to discuss how to collaborate better within their countries to ensure an impactful TB response, in preparation for the UN High-Level Meeting on TB in September 2023.

Honourable Members, the Global Parliamentary TB Caucus is an international network of MPs across the world who came together with the sole objective of addressing TB globally and in their individual countries. It was founded and launched in 2014 as a platform for improved political commitment to tackle TB, one of the world's most infectious killer diseases.

Honourable Members, our own National Assembly TB Caucus which was established in 2016 with a membership of thirty (30) Members of Parliament drawn from across the various political parties represented in the House and now led by the Member for Matungulu Constituency, the Hon. Stephen Mule, MP, who is also the Co-Chair of the African Region TB Caucus, is spearheading the Global Tuberculosis Caucus - 4th African TB Summit 2023.

Honourable Members, on my own behalf and that of the National Assembly, I welcome the delegation to Parliament and wish them fruitful engagements during their stay in the country. **I thank you!"**

(ii) Recognition of a Delegation from the County Assembly Service Board of Elgeyo Marakwet

"Honourable Members, I wish to introduce to you a delegation from the County Assembly Service Board of Elgeyo Marakwet who are seated in the Speaker's Gallery. The delegation comprises Members of the County Assembly of the Elgeyo Marakwet Service Board. They are—

- i) The Hon. Philemon Sabulei - Speaker of County Assembly/Chairperson of the Service Board;
- ii) The Hon. Hillary Kiplagat - Vice-Chairperson
- iii) The Hon. Lawi Kibire - Member
- iv) The Hon. Livingstone Talel - Member
- v) The Hon. Elizabeth J. Keitany - Member

Honourable Members, the delegation is accompanied by the Clerk of the County Assembly, Ms. Jane Kiptum - Mutai and other Assembly Staff. The delegation is attending an Induction Training at the Centre for Parliamentary Studies and Training (CPST) in Karen, Nairobi to enhance skills and expertise required in the execution of their mandate.

Honourable Members, on my own behalf and that of the National Assembly, I welcome them to Parliament and wish them success in their programme. **I thank you!"**

5. PETITIONS

The Member for Marakwet West Constituency (Hon. Timothy Kipchumba Toroitich) presented a Petition regarding deregistration and dismissal of Mr. Joseph Kimeli Chebii by the Teachers Service Commission.

- *Petition committed to the Public Petitions Committee for consideration and reporting pursuant to the provisions of Standing Order 227.*

6. PAPERS LAID

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

- (i) Annual Report and Financial Statements of Kirinyaga University for the year ended 30th June, 2022 from Kirinyaga University;
- (ii) National Government Budget Implementation Review Report for the First nine months of the financial year 2022/23 from the Office of the Controller of Budget.
- (iii) Reports of the Auditor-General and Financial Statements in respect of the following Constituencies for the year ended 30th June 2022 and the certificates therein: -
 - a) Ruaraka;
 - b) Kasarani;
 - c) Endebess;
 - d) Makadara;
 - e) Kuria East;
 - f) Gatundu South;
 - g) Gatundu North;
 - h) Embakasi North;
 - i) Turkana North;
 - j) Igembe North;
 - k) Thika Town;
 - l) Nyaribari Chache;
 - m) Ugenya;
 - n) Soy;
 - o) Seme;
 - p) Chepalungu;
 - q) Makueni;
 - r) Naivasha;
 - s) Kiminini;
 - t) Ndhiwa;
 - u) Borabu;
 - v) Nyakach;
 - w) Hamisi;
 - x) Limuru;
 - y) Ruiru; and
 - z) Ainamoi.

(Deputy Majority Party Whip)

- (iv) Report of the Decentralized Funds Accounts Committee on its consideration of the Reports of the Auditor-General on the Financial Statements for the National Government Constituencies Development Fund for Twelve (12) Constituencies in Kakamega County for the Financial Years 2013/2014, 2014/2015 and 2015/2016.

(Chairperson, Decentralized Funds Accounts Committee)

- (v) Reports of the Public Petitions Committee on its consideration of the following Petitions:

- a) Public Petition No. 06 of 2022 by the Hon. (Dr.) James Nyikal Regarding Compensation for Nyanza- Western Kenya Caucus of Internally Displaced Persons; and
- b) Public Petition No. 12 of 2023 by the Hon. Edith Nyenze regarding the desiltation of Matinga Dam.

(Vice Chairperson of the Public Petitions Committee)

7. NOTICES OF MOTION

The following Notices of Motion were given—

(i) Consideration of the Reports of the Auditor-General on the Financial Statements for the National Government Constituencies Development Fund for Twelve (12) Constituencies in Kakamega County

THAT, this House **adopts** the Report of the Decentralized Funds Accounts Committee on its consideration of the Reports of the Auditor-General on the Financial Statements for the National Government Constituencies Development Fund for twelve constituencies in Kakamega County for Financial Years 2013/2014, 2014/2015 and 2015/2016, *laid on the Table of the House on Thursday, 27th July 2023.*

(Chairperson, Decentralized Funds Accounts Committee)

(ii) Adjournment of the House to Discuss a Definite Matter of Urgent National Importance the Reported Cases of Police Brutality in the Country

Rising in her place pursuant to Standing Order 33, the Member for Kisumu West (Hon. Rozaah Buyu) sought leave to move the adjournment of the House for purposes of discussing a definite matter of urgent national importance regarding reported police brutality in various parts across the country;

And there being not less than twenty other Members rising in their places in support of the adjournment Motion;

Thereupon the Honourable Speaker directed that the Motion be accorded time at the expiration of one hour upon resumption of debate appearing as Order No. 9 on the Order Paper being the Second Reading of the National Ratings Bill (National Assembly Bill No. 55 of 2022), or at the conclusion of the Order, whichever would come earlier.

8. STATEMENTS

- a) Pursuant to Standing Order 259D(2)(b), the Member for Elgeyo Marakwet County (Hon. Caroline Ng'elechei) notified the House of the exceptional achievement by Kenyan athletes Ms. Faith Kipyegon and Mr. Ferdinand Omanyala at recent athletic events including the Monaco Diamond League;

- Tributes of the House recorded on the achievements by the athletes.

- b) Pursuant to the provision of Standing Order 44(2)(a), the Leader of the Majority Party issued a Statement regarding the Business of the House for the week commencing Tuesday, August 01, 2023.

9. THE PUBLIC SERVICE (VALUES AND PRINCIPLES) BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2022)

Motion made and Question proposed –

THAT, the Public Service (Values and Principles) (Amendment) Bill (National Assembly Bill No. 46 of 2022) be read a second time.

(Hon. Abdul Rahim Dawood – 26.07.2023)

Debate on the Motion having been concluded on Wednesday, July 26, 2023 (Afternoon Sitting);

Question put and agreed to.

Bill read a Second Time a committed to Committee of the whole House tomorrow.

10. THE NATIONAL RATING BILL (NATIONAL ASSEMBLY BILL NO. 55 OF 2022)

Motion made and Question proposed:

THAT, the National Rating Bill (National Assembly Bill No. 55 of 2022) be read a second time.

(Leader of the Majority Party – 25.07.2023)

Debate on the Motion interrupted on Tuesday, July 25, 2023 resumed;

Rising in his place on a Point of Order pursuant to Standing Order 95, the Member for Suna East (Hon. Junet Mohamed) claimed to move, “That the Mover be called upon to reply”; And the Honourable Speaker acceding to the claim;

Question “That, the Mover be called upon to reply,” put and agreed to;

Thereupon the Mover replied;

Question on the Motion put and agreed to.

Bill read a Second Time and committed to Committee of the whole House tomorrow.

11. MOTION OF ADJOURNMENT TO DISCUSS A DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE REGARDING REPORTED CASES OF POLICE BRUTALITY IN THE COUNTRY

Motion made-

THAT, this House do now adjourn to discuss a definite matter of national importance regarding reported cases of police brutality in various parts across the country.

(Hon. Rozaah Buyu)

Debate arising;

(Change of Chair from the Honourable Speaker to the First Chairperson of Committees)

12. LACK OF QUORUM

Rising in his place on a Point of Order under Standing Order 35, the Member for Ainabkoi (Hon. Samwel Chepkonga) drew the attention of the First Chairperson to the fact that there was no Quorum in the House;

And the Chairperson having confirmed that there was no Quorum, ordered the Division Bell to be rung for ten minutes;

And there being NO Quorum after expiry of ten minutes;

And the time being twenty minutes past Six O’clock, the First Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

13. HOUSE ROSE - at twenty minutes past six o’clock

MEMORANDUM

The Speaker will take the Chair on
Tuesday, August 01, 2023 at 2.30 p.m.