



BUNGE Weekly

Issue No. 047

Monday, March 18th, 2024 to Monday, March 25th, 2024

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Budget and Appropriations Committee commences consideration of Division of Revenue Bill, 2024



Following the First Reading of the Division of Revenue Bill, 2024 on Tuesday, March 12, 2024, the Bill was referred to the Budget and Appropriations Committee chaired by Hon. Ndindi Nyoro (Kiharu) to consider, facilitate public participation and report back to the House.

Earlier, on Thursday, March 7, 2024, the House adopted the Budget Policy Statement (BPS) Report, paving the way for publication and subsequent introduction of the Division of Revenue Bill in the National Assembly.

The principal object of the Bill is to provide for the equitable division of revenue raised nationally, among the National and county levels of Government, as required by Article 218 of the Constitution. This is intended to facilitate the proper functioning of Governments and to ensure continuity of service delivery to Citizens.

The Bill has incorporated the requirements under Article 203(1) in estimating the division of revenue. In addition, it is consistent with the resolutions of the National Assembly

on the 2024 BPS.

In the Financial Year 2024/25, the total sharable revenue is estimated at Kshs. 2.948 trillion; comprising an allocation of Kshs. 2.549 trillion to the National Government; Kshs. 7.85 billion to the Equalization Fund; and Kshs. 391.1 billion, to the county governments.

Notably, the allocation to the County Governments represents an increase of Kshs.16.6 billion, from the allocation in the Financial Year 2023/24. The increase is

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Committees' Round-up

Committee on Education meets officials, discuss status of programmes under Ministry

The Departmental Committee on Education questioned the Ministry of Education officials over the status of Edu Afya Programme, School Feeding Programme and Low Cost Boarding Schools Programme.

In a session chaired by the Vice Chairperson of the Committee, Hon. Malulu Ijendi (Malava), Principal Secretary, State Department of Basic Education, Dr. Bellio Kipsang, was asked questions regarding the termination of the Edu Afya programme, which provided health insurance to public secondary school students.

In his submission, Dr. Kipsang assured the Committee that all students would now benefit from the Universal Healthcare Programme implemented under the Social Health Insurance Act, 2023.

Hon. Daniel Nanok (Turkana West), raised concerns about students who were receiving treatment abroad under Edu Afya and how the termination of the programme would



Vice-Chairperson, Departmental Committee on Education, Hon. Malulu Ijendi chairing the Committee meeting with Ministry of Education officials led by Principal Secretary, State Department of Basic Education, Dr. Bellio Kipsang

affect them.

In his response, Dr. Kipsang told Members that the Ministry had advised parents to seek alternative cover and facilitated the return of students who wished to come back to Kenya.

Members also received updates on the School Meals Programme (SMP) whose budgetary allocation has steadily increased, reaching

Kshs.4.9 billion in the 2023/2024 Financial Year.

“The Government has pledged to further increase funding to reach four million learners by June 2024, with an ultimate goal of reaching 10 million learners by 2030,” Dr. Kipsang said.

In addition, Members sought details on the status of the Low-Cost Boarding Schools Programme.

Members were informed that the low cost boarding schools target students in marginalized areas and those facing cultural challenges like Female Genital Mutilation (FGM) and early marriages.

According to PS Kipsang, the programme is limited by a stagnant budget of Kshs.400 million over the past five years.

The Committee noted that there is the need for increased funding to accommodate a growing number of students and expand the program to urban areas with vulnerable children.

The National Assembly's Diaspora Affairs and Migrant Workers Committee, chaired by Hon. Lydia Haika (Taita Taveta) last week commenced an inquiry into the role and conduct of the agencies in the recruitment and placement of migrant workers abroad.

On the first day of the inquiry, the Committee visited three offices: Attawakul Limited, Al Hadhramy and Mahla Agency and AlShifaa Investment Agencies where it discovered that some agencies operated without the required documents.

In addition, Members noted that the private recruiting agencies face a number of challenges among them being bureaucracy.

Mr. Yussuf Ibrahim, Director at Attawakul Limited, explained to the Committee that the agency undergoes long processes to procure a passport and good conduct from the government offices.

On the second day, the Committee held meetings with officials

Committee on Diaspora Affairs commences inquiry into the conduct of recruitment agencies



A section of Members of Diaspora Affairs and Migrant Workers Committee led by Chairperson, Hon. Lydia Haika (third from left) following as Attawakul Ltd. Director, Mr. Yussuf Ibrahim takes them through the company's registration documents

from the National Employment Authority (NEA) and representatives from private employment agencies. The representatives raised many concerns including; the long duration taken to train candidates, high license renewal charges, and long and tedious processes of passports and travel documents acquisition.

In addition, they told the Committee that the National Industrial Training Authority (NITA), had introduced an unfavorable minimum requirement of a form four certificate, disadvantaging applicants from poor backgrounds with less education.

Hon. Haika said the Committee will propose to the House measures to ensure that agencies that are not licensed are dealt with.

“Following our inspection visits, we will look into the issues raised. This Committee will propose measures to deal with agencies operating without valid licenses and other proper documents.” She said.



Constitutional Implementation Oversight Committee meets Kenya National Commission on Human Rights, reviews achievements



Sessional Chairperson, Hon. Patrick Ntwiga when he chaired the meeting between Constitutional Implementation and Oversight Committee (CIOC) and officials from the KNCHR

The Constitutional Implementation and Oversight Committee (CIOC), led by sessional Chairperson, Hon. Patrick Ntwiga (Igambang’ombe) held a meeting with officials from the Kenya National Commission on Human Rights (KNCHR) to review the accomplishments of the Commission in the protection of human rights.

The Chairperson, KNCHR, Ms. Roseline Odede, presented an overview report to the Committee, addressing various issues including LGBTQ (lesbian, gay, bisexual, transgender, queer or questioning persons or the community) rights, intersex persons’ rights, death penalty concerns, the Embakasi fire tragedy, and corruption in the health sector among others.

Members expressed reservations about KNCHR’s advocacy for LGBTQ rights, questioning its alignment with the rights of intersex individuals.

According to Ms. Odede, the KNCHR advocates for the prevention of harm based on sexual orientation, neither opposing nor favoring the LGBTQ community, but asserting that everyone deserves humane treatment regardless of their orientation.

“We adhere to the ‘do no harm’ principle, especially concerning the LGBTQ community. Every individual deserves protection, regardless of their sexual orientation. We stand firm on this principle as they are human beings,” Ms. Odede said.

In addition, she appealed to the Committee to offer support in advancing the Intersex Bill that is expected to be brought to the National Assembly soon.

Members acknowledged the violation of intersex person’s rights and recognized KNCHR’s efforts, citing the inclusion of intersex markers in the National Census as a significant achievement.

Committee on Lands probes alleged irregular land dispossession claims

The Departmental Committee on Lands met with Members of the Drumvale Farmers Cooperative Society regarding their petition on alleged illegal liquidation of their assets.



Chairperson Departmental Committee on Lands, Hon. Joash Nyamoko (North-Mugirango) seeking clarification over the alleged irregular land dispossession claims by residents of Machakos County

The Committee chaired by Hon. Joash Nyamoko (North Mugirango) met the Cooperative Society Members, after they petitioned the National Assembly to come to their aid over the alleged illegal liquidation of the entity’s assets and irregular dispossession of the Cooperative Society land in Machakos County.

Officials of the Cooperative Society told the Committee that the members lost Millions of shillings in bank savings and Treasury Bonds, following an alleged illegal liquidation of their assets.

They added that the liquidation happened despite existence of a court order barring the same and that a contempt-of-court suit against persons that oversaw the exercise was still pending in court.

During the meeting, Hon. Nyamoko noted that a similar petition was also before the Senate and indicated that the Committee would inquire how far the other House had gone in their probe before proceeding with the matter.

“I want to assure you that we will do everything in our powers to get down to the bottom of this matter. I will find out from the Senate on the status of their deliberations to avoid duplication of issues,” Hon. Nyamoko said.



A section of the Members of Departmental Committee on Lands listening to a presentation by the petitioners

The Committee on Implementation has expressed concerns over the Government's delay in resettling Enosupukia evictees as recommended in a Report of the Departmental Committee on Lands on its consideration of a public petition passed by the House 10 years ago.

The Ministry of Devolution and Planning was required to operationalize the National Humanitarian Fund Advisory Board within 100 days of the Report being adopted by the House.

It is on this basis that the Hon. Raphael Wanjala-led Committee last week invited the Principal Secretary, State Department for Interior and National Administration and his counterparts in the State Department for Lands and Physical Planning, and that for Devolution as well as the Chief Executive Officer (CEO), National Lands Commission (NLC), Ms. Kabale Tache Arero.

Committee on Implementation wants recommendations on resettlement of Enosupukia evictees expedited



Chairperson Committee on Implementation, Hon. Raphael Wanjala (left), shares a word with Acting Secretary, Devolution and Intergovernmental Relations, Mr. Alfonso Munyali, after the meeting last week

However, Hon. Wanjala had to adjourn the meeting after the PSs failed to show up. This was after the Committee had allowed, the Acting Secretary, Devolution and Intergovernmental Relations, Mr. Alfonso Munyali to make his presentation. Members realized that the meeting could not get a way forward on the

matter, without the full team of witnesses.

In his submissions to the Committee, Mr. Munyali noted that the mandate to profile and register the Enosupukia evictees with a view to support them in rebuilding their lives lay in the State Department between 2014 to 2016, but had since fallen under the State Department of Interior and National Administration, following reorganization in Government Ministries.

He could however not provide details on the progress of the resettlement.

Members were dissatisfied with the response and wondered why the State

Department of Devolution had not consulted with their counterparts in Interior over the matter, before appearing before the Committee.

Hon. Wanjala directed that the PSs together with CEO, NLC appear before the Committee on a date to be determined by the Members.

Committee on Trade, Industry and Cooperatives assures State Agencies of support

The Departmental Committee on Trade, Industry, and Cooperatives chaired by Hon. James Gakuya (Embakasi North), has said they will grant support to State Agencies within its purview to ensure they effectively fulfill their mandate.

Hon. Gakuya gave the assurance during a breakfast meeting held with the top management of the Kenya Accreditation Service (KENAS) led by the Chief Executive Officer (CEO), Mr. Martin Chesire and Board Chairperson, Mr. Ngeny Biwott, at the Agency's headquarters in Nairobi.

"As a Committee, we are dedicated to ensure that KENAS and other State Agencies under our purview are well-supported, so that they discharge their mandates effectively," said Hon. Gakuya.

Members were apprised on the performance of the Agency with the CEO noting that they have a goal and target of being self-sufficient in the next four years.

"The revenue we currently generate is insufficient, but we are optimistic about attaining self-sufficiency within three or four years," explained Mr. Chesire.

KENAS is among the Semi-Autonomous Government Agencies (SAGAs) oversights by the department committee. Its principal mandate is to accredit and exercise oversight over organizations, both private and public, that carry out conformity assessment activities.

It accredits and oversights testing laboratories, calibration laboratories, medical laboratories, certification bodies, and inspection and verification bodies.



A section of Members of the Departmental Committee on Trade, Industry and Cooperatives from right Hon Adhe Wario (North Horr), Chairperson, Hon. James Gakuya (Embakasi North), Hon. Adams Kipsanai (Keiyo North) and Hon. Wilberforce Oundo (Funyula) listening to KENAS officials led by CEO Mr. Martin Chesire



National Cohesion and Equal Opportunities Committee engages MPs from banditry-prone areas in a bid to find lasting solutions



Chairperson Committee on National Cohesion and Equal Opportunities, Hon. Yussuf Haji gestures as he explains a point when he chaired a meeting between the Committee and Members of Parliament from six counties affected by banditry and cattle rustling

The Public Accounts Committee chaired by Hon. John Mbadi (nominated) has called for an increase in funding to the Office of the Auditor General to enable it operate as an independent and well equipped entity.

Hon. Mbadi said the office needed to be enhanced, stressing that it would facilitate efficient execution of the audit cycle and ensure ongoing and sustainable audit operations.

“For years, the Office has suffered

from severe underfunding, despite its extensive mandate. It continues to seek support from Parliament and the National Treasury to enhance resources, bolster technical capacity, expand presence in counties, broaden audit scope, and motivate staff,” Hon. Mbadi said.

The Office of the Auditor-General (OAG) is an independent entity established under Article 229 of the Constitution of Kenya.

Its responsibilities encompass auditing and reporting annually on various entities,

including the National and county governments, public funds and authorities, courts, commissions, legislative bodies, political parties funded from public coffers, public debt, and other entities financed by public funds.

Additionally, Article 229(6) mandates the Auditor-General to ascertain the lawful and effective utilization of public funds.

Hon. Mbadi urged his colleagues to support a legislative proposal before Parliament aimed at establishing a dedicated fund for financing the Office of the Auditor-General.

“This initiative is commendable, and I urge the House to allocate additional funds to the Office to facilitate more comprehensive forensic audits,” urged Hon. Mbadi.

He cited a just concluded special audit conducted by the Office of the Auditor-General, focusing on the utilization of funds under Article 223, particularly in areas such as fertilizer subsidies and sports stadiums, at the committee’s request.

“The quality of this audit is impressive and exemplifies the level of scrutiny we should strive for. However, such outcomes can only be achieved with a well-resourced Office of the Auditor-General,” he said.

House passes Affordable Housing Bill after considering amendments by the Senate

The National Assembly last week passed the Affordable Housing Bill, 2023, with amendments.

This followed consideration of the Senate amendments during joint sittings of the Committee on Finance and National Planning and that on Housing, Urban Planning, and Public Works.

While moving the Motion on the Report of the Joint Committee, Leaders of the Majority Party, Hon. Kimani Ichung’wa (Kikuyu) said the amendments on the Bill by the Senate enriched it.

“The Senate effected a number of amendments that have enriched this Bill. These are progressive and the two Committees have agreed with them.”

Among the key amendments made is the establishment County Rural and Urban Affordable Housing Committees in each county that will be tasked with developing a framework for affordable housing and collaborating with national authorities.

Chairperson Departmental Committee on Finance and Economic Planning, Hon. Kuria Kimani (Molo) said the changes made by the senate were important.

“The inclusion of County Affordable Housing Boards and the definition of social housing to encompass rural housing, low-income housing, social housing, and affordable housing are important changes,” he said.

Chairperson, Departmental Committee on Housing, Urban Planning, and Public Works, Hon. Johana Ngeno (Emurua Dikirr) said that adding agencies like the National Construction Authority and State Department of Public Works as responsible authorities to implement the affordable housing project is a positive step to boost implementation.

The amended Bill clarifies the process for land allocation. It says



public land allocation will follow the existing Land Act, while county governments must conduct public participation exercises before allocating their own land for affordable housing projects

This now paves way for the Affordable Housing Bill to be handed over to the President for assent.



Public Investments Committee on Commercial Affairs and Energy questions Geothermal Development Company over audit query



Chairperson, PIC on Commercial Affairs and Energy, Hon. David Pkosing (extreme left) presiding over the meeting with officials from Geothermal Development Company (GDC) last week

The Public Investments Committee on Commercial Affairs and Energy chaired by Hon. David Pkosing (Pokot South), examined the audited accounts of the Geothermal Development Company (GDC) for the Financial Years 2017/2018 to 2020/2021.

In a meeting attended by the Managing Director GDC, Mr. Paul Nguigi, Members questioned the over Kshs.6.1 billion audit query for the years ended 30th June 2015, 2016 and 2017, and quarterly instalments due as 30th June 2018.

The Committee scrutinized an audit query relating to corporate tax and related penalties facing GDC and made further recommendations to engage more players in the queries facing the Company.

After deliberations, the Committee directed that a roundtable meeting be conducted to engage the Cabinet Secretary, National Treasury and Economic Planning, Ministry of Energy, Kenya Revenue authority (KRA), Kenya Electricity and

Generation Company (KENGEN), Kenya Power, Department of Investments at National Treasury, Department of Fiscal and Budget at National Treasury, Public Sector Accounting Standards/Board and the Inspectorate of State Corporations.

Further, the Committee directed that the management of GDC submit the contract between GDC and KENGEN for further scrutiny by the National Assembly Directorate of Legal Services.

During the Meeting, the Office of the Auditor General was directed to submit the total amount generated and a schedule of projects where the money generated from the 59 wells were utilized.

Hon. Pkosing said that the Committee will be seeking to establish whether revenue generated by GDC for re-ploughing into the development of green energy is subject to tax.

The Company being a State Corporation is required to comply with tax laws and other related regulations, including remission of taxes to Kenya Revenue Authority (KRA).

House adopts report on establishment of International Vaccine Institute

The National Assembly has adopted the Report of the Departmental Committee on Health on its consideration of the Agreement on the Establishment of the International Vaccine Institute (IVI). This will facilitate Kenya's integration into a network of vaccine producers, consortia, and health researchers.

Moving the Motion on the Report, Hon. (Dr.) Robert Pukose (Endebess), who chairs the Departmental Committee on Health, said Kenya will greatly benefit from IVI membership as it will enable knowledge transfer, capacity building in biotechnology and vaccine production.

"This is crucial as vaccine research, development and field research are catalysts to the attainment of Universal Health Coverage (UHC)," said Hon. (Dr.) Pukose.

He stressed the importance of technical and hands-on training across vaccine development and production processes, disease surveillance, biopharmaceutical manufacturing, biosafety, and good manufacturing practices.

Hon. (Dr.) Pukose projected that Kenya's membership in IVI would promote knowledge transfer, enabling self-sufficiency by positioning Kenya as a vaccine producer in the region.

This strategic move, he said, would not only benefit Kenya but also create revenue streams by supplying vaccines to neighboring countries.

"We must be in the forefront in having our own institute, Biovax, that can manufacture for us our own vaccines, not just for outbreaks, but also for infectious diseases and, more so, among the children," he said.

Hon. (Dr.) Pukose emphasized Kenya's existing capability in vaccine production for animals through the Kenya Veterinary Vaccines Production Institute (KEVEVAPI), indicating vaccine production is not a new phenomenon for Kenya.

In supporting IVI membership, Hon. (Dr.) Pukose underscored its critical role in supporting the functions of Kenya Biovax Institute (KBI) and the Kenya Medical Research Institute (KEMRI), two Semi-Autonomous Government Agencies (SAGAs) under the Ministry of Health.

"KEMRI is involved in research and the Kenya Biovax Institute is involved in production and marketing of vaccines. In recognition of this, the KBI and KEMRI shall enter into a strategic collaborative partnership in technology transfer and manufacturing support," he said.

Currently, the IVI supports the KBI as it seeks to establish itself in bio manufacturing of human vaccines



A sitting of the National Assembly. The House recently adopted a report by the Departmental Committee on Health on its consideration of the Agreement on Establishment of International Vaccine Institute

Quotes of The Week



Recently, I visited Luigi Broglio Space Centre; a space center run by the Italian Government and has also been in partnership with Kenya since 1966. That Centre collects a lot of data on the environment and climate, but unfortunately, most of that data benefits Italy and other European nations, despite the data being generated in this country because of lack of policy to use this kind of data for its benefit. We need to use all such tools and available technologies, including satellite imagery, remote sensing, and ground-based monitoring stations to collect data on rainfall, temperature, soil moisture and other indicators. The information gathered can be analyzed and disseminated to relevant stakeholders, including farmers, pastoralists, Government agencies, Non-Governmental Organizations (NGO) and communities."

Hon. Abdul Haro (Mandera South) moving a Motion on Development of a Satellite-based Climate Change Monitoring Policy, on Wednesday, 6th March, 2024



The Meteorological Department in Dagoretti South should be equipped to offer different courses for our learners. This will teach them how to use digital technologies in dealing with climate change using data and the satellite-based monitoring system. In today's world, we can collect data even from here because we have advanced in AI. We have ChatGPT that students use today. However, we need to analyze it so that we make our original idea. When we talk about climate change in the African continent, we have to find out our challenges because we cannot be like Europe. As we bring the new technologies, we must ensure that they adapt to climate change within our country."

Hon. Beatrice Elachi (Dagoretti North) contributing on a Motion on Development of a Satellite-based Climate Change Monitoring Policy, on Wednesday, 6th March, 2024



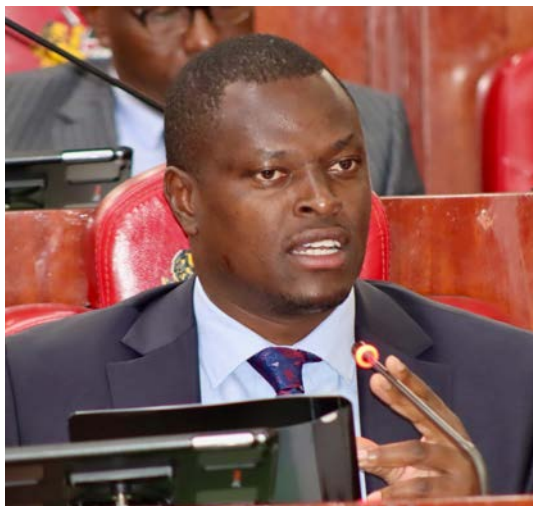
If you look at other developed countries like the United States of America, they can accurately predict hurricanes and storms. In Europe, they can predict hourly weather changes because of their ability to leverage on technology. In Ngomeni, where the former San Marco platform is, a lot of meteorological data is harvested by other countries to plan for the future using that technology yet Kenya has not been able to use it. Planning for the future is important in ensuring the country is not caught flatfooted. Three months ago, the weatherman predicted El Nino rains, and the Government started preparing and putting together resources to mitigate the rains, but three weeks later, we were told that the prediction was not accurate. Again, it was announced that we do not have El Nino rains."

Hon. Owen Baya (Kilifi North) contributing on a Motion on Development of a Satellite-based Climate Change Monitoring Policy, on Wednesday, 6th March, 2024



Moving forward, as a country, we must rely on technology which is what is being practiced. We have science and technology. Science generates scientific ideas as a matter of what goes on and the thought process. Technology is what will benefit this country, the implementation of scientific systems and processes. I rise to support what my brother and senior proposed that we have our natural ecosystems. The Data Systems and Information Technology appreciated in climatic change prediction and also climatic change practice so that we can have accurate data systems that would be reliable to the country. If we have anything that we do as a nation pegged on proper legislation and policy, it is a plus for the nation. We want to have a system that is satellite-based so that we do not make mistakes, and that our departments that predict the weather, seasons and the happenings of nature do not miss it."

Hon. (Dr) Lillian Gogo (Rangwe) contributing on a Motion on Development of a Satellite-based Climate Change Monitoring Policy, on Wednesday, 6th March, 2024



Budget and Appropriations Committee commences consideration of Division of Revenue Bill, 2024

► **FROM PAGE 1** meant to facilitate County Governments to enhance service delivery in performance of their assigned functions under the Second Part of the Fourth Schedule of the Constitution.

Additionally, consistent with the House resolution and approval of the 2024 BPS, the Division of Revenue Bill, 2024, makes an additional allocation of Kshs.3.547 billion, being the arrears to the Equalization Fund arising from prior financial years. Thus, the total allocation for the Equalization Fund for the Financial Year 2024/25 is Kshs.11.4 billion.

The Bill will also allow for revenue adjustments, based on performance during

the Financial Year 2024/25. Under Clause 5 of the Bill, the National Government will be required to bear any revenue shortfalls to protect Counties from in-year reductions.

Further, it provides that in the event the national revenue exceeds the projected revenue contained in the Bill, the National Government may utilize the additional revenue to reduce borrowing or meet debt obligations for the fiscal year.

The Committee shall begin conducting public hearings on the Bill this week, with the deadline for submitting memoranda through the Clerk of the National Assembly, set at Monday, March 18, 2024; at 5pm.

Kiharu MP and the Chairperson, Budget and Appropriations Committee Hon. Ndindi Nyoro, engages the team from the Parliamentary Budget Office, during a briefing session on the content of the Division of Revenue Bill, 2024 last week

BUNGE MASHINANI

Marakwet East MP urges pupils to work hard, commends best performers



Marakwet East MP, Hon. Kangogo Bowen (center), joins students from St. Joseph's Tenderwa Mixed Secondary School in a dance, during the opening ceremony of the newly constructed school

Marakwet East MP, Hon. Kangogo Bowen, recently joined pupils from Toroko Primary School in Endo Ward, who performed exceptionally well in the last year's Kenya Certificate of Primary Education (KCPE) and Kenya Primary School Education Assessment (KPSEA) for their Thanksgiving Day.

Hon. Bowen urged all schools in Marakwet East to benchmark on this great school for better results. He also presided over the official opening and dedication of the newly constructed St. Joseph's Tenderwa Mixed Secondary School, in Kapyege Ward, on March 8, 2024.

"Let us take advantage of these opportunities to empower ourselves with knowledge, for the betterment of our community and the society at large," urged Hon. Bowen.

Bungoma County MP launches NGAAF bursaries to vulnerable students

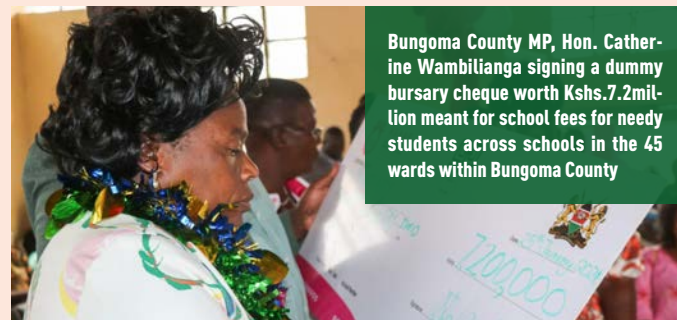
Bungoma County MP, Hon. Catherine Wambilianga launched the National Government Affirmative Action Fund (NGAAF) bursary programme worth Kshs.7.2 million.

Addressing residents who attended the function held at St. Kizito Mayanja Secondary School, Bumula Constituency, Hon. Wambilianga stressed her commitment towards education and empowerment in the county, indicating that it was the way to success. She commended the educators for their tireless effort and dedication, acknowledging the important role they play in shaping the future of learners.

She asked parents to press on in trying to educate their children, emphasizing the need for their involvement in nurturing and guiding their children.

Hon. Wambilianga also raised concerned on teens dropping out of school, and addressed the issue of increased teen pregnancies, urging parents to be vigilant and proactive in safeguarding their children's well-being.

She further called for unity, responsibility, and a shared commitment to shaping a better tomorrow for learners.



Bungoma County MP, Hon. Catherine Wambilianga signing a dummy bursary cheque worth Kshs.7.2million meant for school fees for needy students across schools in the 45 wards within Bungoma County

Kanduyi MP launches bursary programme to aid needy students



Kanduyi MP, Hon. John Makali holds a dummy cheque as he poses for a photo with a section of the students who benefitted from the bursary programme funded by the NG-CDF

Kanduyi MP, Hon. John Makali has launched a Kshs.54 million bursary programme funded through the National Government Constituency Development Fund (NG-CDDF).

Speaking during the bursary launch ceremony held at Namachanja High School, Hon. Makali reiterated his commitment to supporting students from all walks of life pursue education, irrespective of their families' financial circumstances.

"My commitment remains steadfast in channeling resources towards enhancing both the software and hardware of our educational institutions," Hon. Makali said.

He further told the residents that an allocation has been made of Kshs.1.8 million and Kshs2.5 million to provide assistance to needy students at Kibabii University and Bungoma Polytechnic respectively.

"Through this bursary initiative, 340 day scholars and 60 boarding students from every ward will receive invaluable support towards their academic pursuits," he added. Also present at the event was Kimilili MP, Hon. Didmus Barasa among a host of other leaders.

Embu County MP distributes mobility carts to residents living with disability

Embu County MP, Hon. Pamela Njeru recently distributed 10 mobility carts to residents in Kiambuthi, Majengo, Dallas, Kingpost in Embu County.

During the handing over ceremony of the carts, Hon. Njeru said for every disability one has he or she must be blessed with enough abilities to overcome the challenges.

"Mobility aids are not a show for our inability to move. For every disability you have, you are blessed with more than enough abilities to overcome your challenges," She said.



Embu County MP, Hon. Pamela Njeru posing with a recipient of a mobility cart at Dallas in Embu County

CLIQUE & CLICKS ▶



A section of Members of Committee on Regional Integration led by Chairperson, Hon. Wanjiku Muhia (third right) pose for a photo with Principal Secretary in the Ministry of East African Community, Arid and Semi-Arid Lands (ASALs), and Regional Development, Mr. Abdi Dubat Fidhow (Centre) after a stakeholder engagement in Nairobi



Chairperson Departmental Committee on Finance and National Planning, Hon. Kuria Kimani (left) confers with Governor of the Central Bank of Kenya (CBK) Governor, Dr. Kamau Thugge after a meeting held in Parliament last week



Chairperson National Government Constituency Development Fund Committee, Hon. Musa Sirma (left) and the Vice-Chairperson, Hon. Kassim Tandaza consulting during a roundtable meeting with officials from the Ministry of Environment, Climate Change and Forestry last week

The Speaker's procession led by Deputy Speaker, Hon. Gladys Boss takes a walk to the chamber during last week's Tuesday Sitting.





Reports laid on the Table of the House: Tuesday 12th February, 2024 to Thursday 14th March, 2024.

Tuesday 12th March, 2024 (Afternoon Sitting)

The following reports were laid on the Table of the House on **Tuesday 12th March, 2024 afternoon sitting**;

1. Report of the Committee on Regional Integration on its participation in the 10th African Grain Trade Summit held in Uganda from 5th to 7th October, 2023.
2. Reports of the Departmental Committee on Justice and Legal Affairs on its consideration of:
 - i. Addendum to the Report of the Departmental Committee on Justice and Legal Affairs on its consideration of the National Government Administration Laws (Amendment) Bill (National Assembly Bill No. 73 of 2023); and
 - ii. The Houses of Parliament (Bicameral Relations) Bill, 2023 (National Assembly Bill No. 44 of 2023).
3. Reports of the Public Petitions Committee on its consideration of:
 - i. Public Petitions No.3 of 2022 by Hon. Said Buya Hiribae regarding degazette-ment of Hola Irrigation Scheme land to allow for expansion of county headquarters of Tana River; and,
 - ii. Public Petition No. 4 of 2022 by Mr. Stephen Mutoro regarding funds spent by the National Government contrary to the provisions of Article 223 of the Constitution.
4. Reports of the Auditor-General and Financial Statements for the year ended 30th June, 2023 and the certificates therein in respect of:
 - a. Rivatex East Africa Limited; 3930-KE and 4571-KE;
 - b. Karugu Agricultural Training Centre; 1. Mombasa-Nairobi-Addis Ababa Road Corridor Project Phase III (Turbi-Moyale) No.P-ZI-DBO-095 Loan No. 21001500255546;
 - c. Mt. Elgon Lodge Limited;
 - d. Cooperative Societies Liquidation Account;
 - e. Numerical Machining Complex Limited; m. Kenol-Sagana-Marua Highway Improvement Project (P-Ke-DBO-037) Credit Nos.5050200000901 and 2000200004504;
 - f. Kenya Development Corporation;
 - g. Youth Enterprise Development Fund;
 - h. Tana Water Works Development Agency; n. Kenya Institutional Strengthening Project Phase XII (Project Number: KEN/SEV/86/INS/64); and,
 - i. Kenya Maritime Authority Staff Mortgage and Car Loan Scheme; o. Twake Multi-Purpose Development Program Phase I (AFDB Loan No.2100150029993, 2000200003351, AGTF No.5050200000501 and AFDB Grant No.2100155025973.
 - j. East Africa Trade and Transport Facilitation Project (IDA Credit No. 4148-KE);
 - k. Northern Corridor Transport Improvement Project IDA Credit No.

Wednesday 13th March, 2024 (Morning Sitting)

The following reports were laid on the Table of the House on **Wednesday 13th March, 2024 morning sitting**;

5. Reports of the Auditor-General and Financial Statements for the year ended 30 th June, 2023 and the certificates therein in respect of:
 - i. Railway Development Levy Fund (Holding Account) –State No.5268/5674-KE) – State Department for Water and Sanitation; Kenya Rural Transformation Centers Digital Platform Project–Cooperative University of Kenya;
 - ii. Department for Transport; GCF Project Preparation Facility: “Devolved Climate Change Governance to strengthen resilience of communities in target counties” v. Kenya Slum Upgrading Low Cost Housing and Infrastructure Trust Fund – State Department for Housing and Urban Development; and,
 - iii. Kenya Water Security and Climate Resilience Project (Grant No. vi. National Quality Control Laboratory.
 - iv. TFOA0761A and Credit No.

Wednesday 13th March, 2024 (Afternoon Sitting)

The following reports were laid on the Table of the House on **Wednesday 13th March, 2024 afternoon sitting**;

1. Reports of the Auditor-General and Financial Statements for the year ended 30 th June, 2023 and the certificates therein in respect of:

- i. National Urban Transport Improvement Project-IDA Credit No.5140- Department for Water and Sanitation;
- ii. KE – Kenya National Highways Authority; Green Zones Development Support Project Phase II (Credit No.PKE- AAD-005) – Kenya Forest Service; v. Kenya Energy Environment and Social Responsibility Programme Fund – State Department for Energy;
- iii. Nairobi Metropolitan Services Improvement Project (IDA Credit No.5102-KE) – State Department for Housing and Urban Development); vi. Kenya Enabling Activities for HFC Phase-Down Project (Grant No. UNEP/KEN/SEV/81/TAS/01+) – Ministry of Environment, Climate Change and Forestry; and
- iv. Coastal Region Water Security and Climate Resilience Project Credit No.5543-KE/70040-KE - State Department for Water and Sanitation.
- vii. Water and Sanitation Development Project (IDA Credit No.6029/6030-KE) - State Department for Water and Sanitation.

Thursday 14th March, 2024 (Afternoon Sitting)

The following reports were laid on the Table of the House on **Thursday 14th March, 2024 afternoon sitting**;

1. Sessional Paper No. 3 of 2024 on the Power of Mercy Policy from the Office of the Attorney-General;
2. Addendum to the Report of the Multi-Sectoral Working Group on the realization of the Two-Thirds Gender Principle from Ministry of Gender, Culture, the Arts and Heritage (to be referred to the Departmental Committee on Justice and Legal Affairs);
3. Reports of the Auditor-General and Financial Statements for the year ended 30th June, 2023 and the certificates therein in respect of:
 - a. Kenya Development Response to Displacement Impacts Project (KDRDIP) I: IDA Credit No. 6021-KE and Grant No. TFOA 7762-KE – Ministry of East African Community (EAC), ASALS and Regional Development;
 - b. Kenya Towns Sustainable Water Supply and Sanitation Program – Credit No. P-KE-E00-011 (AfDB Loan No.200200000501) – Athi Water Works Development Agency;
 - c. Nairobi Intelligent Transportation System Establishment and Junctions Improvement Project Phase I (EDCF Loan Agreement No. KEN-6) – Kenya Urban Roads Authority;
 - d. The Establishment of Bus Rapid Transit Line 5 Projects (EDCF)
 - e. Regional Centre on Groundwater Resource Education, Training and Research in East Africa (RCGWRET and REA);
 - f. Integrated Health and Environment Observatories and Legal and Institutional Strengthening for the Sound Management of Chemicals in Africa (No. AFR/CHEMOBS Project/C/07-2017) – State Environment and Climate Change;
 - g. Regional Mombasa Port Access Road Project (Loan No. (KFW): 27459, Grant No. (KFW): 202061919) and Credit No. (KFW): 84010 – Kenya National Highways Authority;
 - h. Programme for Legal Empowerment and Aid Delivery (Project Credit Number KE/FED/2018/397-591) – Office of the Attorney General and Department of Justice;
 - i. Support to enhancement of quality and relevance in Higher Education, Science and Technology Project Credit No.2100150027993 – State Department for Higher Education and Research;
 - j. Kenya Gold Mercury Free ASGM Project Number GEF/UNDP/GOK-00108253 - Ministry of Environment, Climate Change and Forestry;
 - k. Sound Chemicals Management Mainstreaming and UPOPS reduction in Kenya Project No. P00099820 - Ministry of Environment, Climate Change and Forestry;
 - l. Nairobi Rivers Basin Rehabilitation and Restoration Program: Sewerage Improvement Project Phase II (AfDB Loan No. 2000200003407 and ADF Loan No. 2100150040550) – Athi

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REPUBLIC OF KENYA
THE NATIONAL ASSEMBLY
 THIRTEENTH PARLIAMENT – THIRD SESSION (2024)

IN THE MATTER OF ARTICLE 118(1) (b) OF THE CONSTITUTION
 AND
 IN THE MATTER OF CONSIDERATION BY THE NATIONAL ASSEMBLY OF –

1. THE CAPITAL MARKETS (ALTERNATIVE INVESTMENT FUNDS) REGULATIONS, 2023;
2. THE CAPITAL MARKETS (CREDIT RATING AGENCIES) REGULATIONS, 2023;
3. THE CAPITAL MARKETS (PUBLIC OFFERS, LISTINGS AND DISCLOSURES) REGULATIONS, 2023; AND
4. THE CAPITAL MARKETS (COLLECTIVE INVESTMENT SCHEMES) REGULATIONS, 2023.

INVITATION TO SUBMIT MEMORANDA

WHEREAS, Article 118(1) (b) of the Constitution requires Parliament to facilitate public participation and involvement in the legislative and other business of Parliament and its Committees;

AND WHEREAS, pursuant to Article 94(5) of the Constitution, section 13 of the Statutory Instruments Act, 2013, and Standing Order 210(2) of the National Assembly Standing Orders, the Capital Markets (Alternative Investment Funds) Regulations, 2023; the Capital Markets (Credit Rating Agencies) Regulations, 2023; the Capital Markets (Public Offers, Listings and Disclosures) Regulations, 2023; and the Capital Markets (Collective Investment Schemes) Regulations, 2023 have been submitted to the National Assembly and committed to Committee on Delegated Legislation for consideration;

IT IS NOTIFIED that –

1. The Capital Markets (Alternative Investment Funds) Regulations, 2023, Legal Notice No.170 of 2023 seek to regulate private pooling of funds from Kenyan investors in Funds established in Kenya. The Regulations target sophisticated categories of funds that employ diverse or complex strategies, such as investment in infrastructure, real estate, private equity, or commodities.
2. The Capital Markets (Credit Rating Agencies) Regulations, 2023, Legal Notice No. 171 of 2023, seeks to improve on the Capital Markets Credit Rating Agencies Guidelines, 2001, on credit rating processes and registration of credit rating agencies. The Regulations also seek to provide for oversight of the domestic registered and foreign licensed credit rating agencies by the Capital Markets Authority so that they can conduct rating activities in Kenya.
3. The Capital Markets (Public Offers, Listings and Disclosures) Regulations, 2023, Legal Notice No. 172 of 2023 provide a legal framework to –
 - (a) address concerns on high cost of public offerings, listing and continuous compliance with listing obligations;
 - (b) provide regulatory clarity and flexibility to issuers;
 - (c) align the Public Offers, Listing and Disclosures (POLD) framework with other regulations such as the Capital Markets Act, Licensing Regulations, the Share Buyback Guidelines and provisions on the Recovery Board framework;
 - (d) enable innovation by market players; and
 - (e) introduce a small and medium enterprise market segment for Small and Medium Enterprises (SMEs) wishing to raise capital through the Capital Markets.
4. The Capital Markets (Collective Investment Schemes) Regulations, 2023, Legal Notice No. 173 of 2023 seek to provide for and regulate the public pooling of funds from investors in Kenya to invest either in the money market, balanced equity bonds or special funds.

NOW THEREFORE, in compliance with Article 118(1) (b) of the Constitution the Clerk of the National Assembly hereby invites the public and stakeholders to submit memoranda on the on the Statutory Instruments to the Committee on Delegate Legislation.

The memoranda may be addressed to the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi; hand-delivered to the Office of the Clerk, Main Parliament Buildings, Nairobi; or emailed to ena@parliament.go.ke; to be received on or before Thursday, 21st March, 2024 at 5.00 p.m.

Copies of the Statutory Instruments are available at the National Assembly Table Office and on www.parliament.go.ke/the-national-assembly/resources/statutory-instruments.

S. NJOROGE, CBS
 CLERK OF THE NATIONAL ASSEMBLY

8th March, 2024

"For the Welfare of Society and the Just Government of the People"



REPUBLIC OF KENYA
 THIRTEENTH PARLIAMENT- THIRD SESSION (2024)
THE NATIONAL ASSEMBLY

IN THE MATTER OF ARTICLE 118(1) (b) OF THE CONSTITUTION
 AND
 IN THE MATTER OF CONSIDERATION BY THE NATIONAL ASSEMBLY OF –

1. THE UNIVERSITIES (AMENDMENT) (NO. 5) BILL (NATIONAL ASSEMBLY BILL NO. 79 OF 2023);
2. THE PUBLIC AUDIT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 3 OF 2024);
3. THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 10 OF 2024);
4. THE AGRICULTURAL AND LIVESTOCK EXTENSION SERVICES BILL (SENATE BILL NO. 12 OF 2022);
5. THE MUNG BEANS BILL (SENATE BILL NO. 13 OF 2022);
6. THE START-UP BILL (SENATE BILL NO. 14 OF 2022);
7. THE LEARNERS WITH DISABILITIES BILL (SENATE BILL NO. 4 OF 2023); AND
8. THE PERSONS WITH DISABILITIES BILL (SENATE BILL NO. 7 OF 2023); AND
9. THE KENYAN SIGN LANGUAGE BILL (SENATE BILL NO. 9 OF 2023);

INVITATION TO SUBMIT MEMORANDA

WHEREAS, Article 118(1) (b) of the Constitution requires Parliament to facilitate public participation and involvement in the legislative and other business of Parliament and its Committees and Standing Order 127(3) of the National Assembly Standing Orders requires House Committees considering Bills to facilitate public participation;

AND WHEREAS the Universities (Amendment) (No. 5) Bill (National Assembly Bill No. 79 of 2023); the Public Audit (Amendment) Bill (National Assembly Bill No. 3 of 2024); the Independent Electoral and Boundaries Commission (Amendment) Bill (National Assembly Bill No. 10 of 2024); the Agricultural and Livestock Extension Services Bill (Senate Bill No. 12 of 2022); the Mung Beans Bill (Senate Bill No. 13 of 2022); the Start-up Bill (Senate Bill No. 14 of 2022); the Learners with Disabilities Bill (Senate Bill No. 4 of 2023); the Persons with Disabilities Bill (Senate Bill No. 7 of 2023); and the Kenyan Sign Language Bill (Senate Bill No. 9 of 2023) have been read a First Time and referred to the relevant Departmental Committees for consideration and reporting to the House;

IT IS NOTIFIED THAT:

1. The Universities (Amendment) (No. 5) Bill (National Assembly Bill No. 79 of 2023) is a Bill sponsored by Hon. Benjamin Gatirira, MP, that seeks to amend the Universities Act, 2012 to limit universities from offering certificate and diploma courses.
2. The Public Audit (Amendment) Bill (National Assembly Bill No. 3 of 2024) is a Bill sponsored by the Leader of the Majority Party, Hon. Kimani Ichung'wah, EGH, MP. The purpose of the Bill is to amend the Public Audit Act, 2015 to align it with the Constitution as per the decision rendered in *Transparency International (TI) Kenya v Attorney General & Others [2018] eKLR* declaring sections (2), 5, 12, 17(1), 18, 27, 40, 62, and 70 of the Public Audit Act 2015 unconstitutional. The Bill further seeks to update the provisions of the Public Audit Act, 2015 to enhance efficiency in the performance of the Auditor's duties.
3. The Independent Electoral and Boundaries Commission (Amendment) Bill (National Assembly Bill No. 10 of 2024) is a Bill co-sponsored by the Leader of the Majority Party, Hon. Kimani Ichung'wah, EGH, MP, and the Leader of the Minority Party, the Hon. Olywo Wandayi, EGH, MP that seeks to give effect to some of the recommendations and views of the public that were submitted during the recent national dialogue discourse facilitated by the National Dialogue Committee (NADCO). The Bill seeks to –
 - (a) amend the First Schedule to the Independent Electoral and Boundaries Commission Act, 2011 to increase the membership of the selection panel from seven to nine to accommodate a wide spectrum of stakeholders and interest groups;
 - (b) amend section 9 of the Act to include additional professional qualifications for appointment as a member of the Independent Electoral and Boundaries Commission;
 - (c) amend section 10 of the Act to provide that the secretary of the IEBC shall hold office for a term of three years that is renewable once;
 - (d) replace the current Fifth Schedule to the Act to provide for the procedure for delimitation of boundaries in an updated Schedule; and
 - (e) delete obsolete provisions and make consequential amendments intended to align the Act to the decision of the court in *Katiba Institute & 3 Others v Attorney-General & 2 Others (2018) eKLR*.
4. The Agricultural and Livestock Extension Services Bill (Senate Bill No. 12 of 2022) is a Bill sponsored by Sen. Maureen Tabitha Mutinda, MP that seeks to provide for agricultural and livestock extension services; and to establish the Agricultural and Livestock Extension Service.
5. The Mung Beans Bill (Senate Bill No. 13 of 2022) is a Bill sponsored by Sen. Enoch Kilo Wambua, MP that seeks to provide for the development, regulation and promotion of the mung beans sector.
6. The Start-up Bill (Senate Bill No. 14 of 2022) is a Bill sponsored by Sen. Crystal Asige, MP. The Bill seeks to establish a framework to encourage growth and sustainable technological development, entrepreneurship, employment; create a favourable environment for innovation; and attract Kenyan talent and capital.
7. The Learners with Disabilities Bill (Senate Bill No. 4 of 2023) is a Bill co-sponsored by Sen. Margaret Kamar, MP and Sen. Crystal Asige, MP that seeks to provide a legal framework for the actualization of the right to education for learners with disabilities at all levels of education.
8. The Persons with Disabilities Bill (Senate Bill No. 7 of 2023) is a Bill sponsored by Sen. Crystal Asige, MP that seeks to provide the institutional framework for protecting, promoting and monitoring the rights of persons with disabilities and to provide incentives and reliefs that give effect to Article 54 of the Constitution.
9. The Kenyan Sign Language Bill (Senate Bill No. 9 of 2023) is a Bill sponsored by Sen. Crystal Asige, MP that seeks to give effect to Article 7 (3)(b) of the Constitution on the promotion and development of the use of Kenyan Sign Language. The Bill provides for the inclusion of sign language in the education curriculum and the use of sign language in legal proceedings.

NOW THEREFORE, in compliance with Article 118(1) (b) of the Constitution and Standing Order 127(3) the Clerk of the National Assembly hereby invites the public and stakeholders to submit memoranda on the Bills to the respective Departmental Committees listed below –

NO.	BILL	COMMITTEE
1.	The Universities (Amendment) (No. 5) Bill (National Assembly Bill No. 79 of 2023)	Education
2.	The Public Audit (Amendment) Bill (National Assembly Bill No. 3 of 2024)	Finance and National Planning
3.	The Independent Electoral and Boundaries Commission (Amendment) Bill (National Assembly Bill No. 10 of 2024)	Justice and Legal Affairs
4.	The Agricultural and Livestock Extension Services Bill (Senate Bill No. 12 of 2022)	Agriculture and Livestock
5.	The Mung Beans Bill (Senate Bill No. 13 of 2022)	Agriculture and Livestock
6.	The Start-up Bill (Senate Bill No. 14 of 2022)	Trade, Industry and Co-operatives
7.	The Learners with Disabilities Bill (Senate Bill No. 4 of 2023)	Education
8.	The Persons with Disabilities Bill (Senate Bill No. 7 of 2023)	Social Protection
9.	The Kenyan Sign Language Bill (Senate Bill No. 9 of 2023)	Sports and Culture

The memoranda may be forwarded to the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi; hand-delivered to the Office of the Clerk, Main Parliament Buildings, Nairobi; or emailed to ena@parliament.go.ke to be received on or before Thursday, 21st March 2024 at 5:00 p.m.

Copies of the Bills are available at the National Assembly Table Office, Main Parliament Buildings and on: www.parliament.go.ke/the-national-assembly/house-business/bills.

S. NJOROGE, CBS
 CLERK OF THE NATIONAL ASSEMBLY
 8th March 2024

"For the Welfare of Society and the just Government of the People"

Reports laid on the Table of the House: Tuesday 12th February, 2024 to Thursday 14th March, 2024.

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- Works Development Agency;
 - o. Northern Collector Phase I – Additional Rehabilitation and Development of the Network Project (Credit Number CKE-1074) - Athi Works Development Agency;
 - m. Combating poaching and illegal wildlife trafficking in Kenya through an integrated approach (Grant No. 00108406) – State Department for Wildlife;
 - p. Kenya Off-Grid Solar Access Project (KOSAP) Credit Number 6135- KE – State Department for Energy; and
 - n. Rwabura Irrigation Development Project – National Irrigation Authority;
 - q. Kenya Copyright Board.
4. Report of the Departmental Committee on Environment, Forestry and Mining on the Budget Implementation Monitoring for the Financial Year 2022/2023 for –
 - i. Vote 1332 – State Department for Forestry; and
 - ii. Vote 1192 – State Department for Mining.
 5. Report of the Departmental Committee on Defence, Intelligence and Foreign Relations on its consideration of the ratification of the African Union Convention on Cross Border Cooperation (Niamey Convention).
 6. Report of the Select Committee on Delegated Legislation on its consideration of the Statutory Instruments (Amendment) Bill (National Assembly Bill No. 3 of 2024).



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