



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – THIRD SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, AUGUST 07, 2024 AT 2.30 P.M.**

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

**4. COMMUNICATION FROM THE CHAIR**

The Rt. Hon. Speaker issued the following Communication to the House—

**Changes in the Minority Party Leadership**

“**Honourable Members**, Standing Order 20(1) provides for the election of a Member as the Leader of the Minority Party by the second largest party or coalition of parties in the National Assembly. Additionally, Standing Order 20A provides for the designation of Parliamentary Parties, leaders and whips.

**Honourable Members**, and pursuant to the provisions of Standing Orders 20(4) and 20A(5), I wish to inform the House that I have received a letter from the Minority Party Whip, communicating that the Azimio Coalition held a Parliamentary Group meeting on 6th August 2024 in Committee Room 12, Main Parliament Buildings to consider the elections of the Leader of the Minority Party and the Minority Party Whip in the National Assembly. The letter conveys that, the meeting, which was attended by Members of the Coalition in the National Assembly and the Senate, elected—

- (1) the Hon. Junet Mohamed, CBS, MP as the Leader of the Minority Party in the National Assembly; and,
- (2) the Hon. Millie Odhiambo, MP as the Minority Whip in the National Assembly.

**Honourable Members**, the Minority Party Whip has also attached the minutes of the proceedings of the meeting thereby complying with the provisions of the Standing Orders and the precedence set by the House in such matters. In this regard and pursuant to the provisions of Standing Order 20(4), I wish to convey to the House the changes in the leadership of the Minority Party. The changes take effect from today, 7<sup>th</sup> August 2024 and affect all other offices and committee memberships designated for the Leader of the Minority Party and the Minority Party Whip. These include the House Business Committee, the Committee on Selection, the Committee on Appointments, and the Liaison Committee.

**Honourable Members**, on behalf of the House and indeed on my own behalf, I take this opportunity to congratulate **the Hon. Junet Mohamed, CBS, MP** and the **Hon. Millie Odhiambo, MP** on their election to the respective Parliamentary leadership offices. I wish them well in their new roles. I also take opportunity to sincerely thank **the Hon. Opiyo Wandayi, EGH, MP** for diligently and effectively carrying out his duties as Leader of the Minority Party since 2022. We wish the Hon. Wandayi success in his future endeavours as he serves the nation. The House is accordingly guided. I thank you!”

## 5. PAPERS

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

- (a) The following Statutory Instruments and their accompanying explanatory memoranda, regulatory impact assessment and report on stakeholders engagement from the Law Society of Kenya—
- (i) Legal Notice No. 110 of 2024 relating to the Advocates (Practising Certificate) (Fees) Rules, 2024; and
  - (ii) Legal Notice No. 111 of 2024 relating to the Law Society of Kenya (General) (Amendment) Regulations, 2024.

- (b) Reports of the Auditor-General and Financial Statements of the National Governments Constituencies Development Fund (NG-CDF) for the year ended 30<sup>th</sup> June 2023 and the certificates therein in respect of the following Constituencies—

- |                           |                         |
|---------------------------|-------------------------|
| (i) Banissa;              | (xiv) Rangwe;           |
| (ii) Gem;                 | (xv) Rongo;             |
| (iii) Homa Bay Town;      | (xvi) Samburu East;     |
| (iv) Karachuonyo;         | (xvii) South Mugirango; |
| (v) Kasipul;              | (xviii) Suba North;     |
| (vi) Kitutu Chache South; | (xix) Suba South;       |
| (vii) Luanda;             | (xx) Suna West;         |
| (viii) Lungalunga;        | (xxi) Taveta;           |
| (ix) Mandera North;       | (xxii) Tigania East;    |
| (x) Mandera West;         | (xxiii) Ugunja;         |
| (xi) Muhoroni;            | (xxiv) Wajir North;     |
| (xii) Ol Kalou;           | (xxv) Wajir West; and   |
| (xiii) Rabai;             | (xxvi) Wundanyi.        |

*(Deputy Leader of the Majority Party)*

- (c) Report of the Departmental Committee on Agriculture and Livestock on its consideration of the Coffee Bill (Senate Bill No. 10 of 2023).

*(Chairperson, Departmental Committee on Agriculture and Livestock)*

- (d) Report of the Select Committee on Delegated Legislation on its consideration of Senate amendments to the Statutory Instruments (Amendment) Bill (National Assembly Bill No. 2 of 2023).

*(Chairperson, Committee on Delegated Legislation)*

## 6. REQUESTS FOR STATEMENTS PURSUANT TO STANDING ORDER 44(2)(c)

Pursuant to the provisions of Standing Order 44(2)(c)—

- (i) The Member for Konoin (Hon. Brighton Yegon) requested for a Statement from the Chairperson of the Departmental Committee on Transport & Infrastructure regarding the expansion of *Kamandura-Mai-Mahiu* Road;
- (ii) The Member for Ndhiwa (Hon. Martin Owino) requested for a Statement from the Chairperson of the Departmental Committee on Health regarding harmful effects of chemical agents used by law enforcement agencies.

#### **7. MOTION – ALTERATION OF THE CALENDAR OF THE HOUSE**

Motion made and Question proposed—

**THAT**, pursuant to the provisions of Standing Order 28(4), this House **resolves to further alter its Calendar** as adopted on 14<sup>th</sup> February 2024 and amended on 25<sup>th</sup> and 26<sup>th</sup> June 2024, so as to—

- (a) commence its long recess on **Friday, 16<sup>th</sup> August, 2024**; and
- (b) resume its Regular Sittings for the *Third Part* of the Third Session on **Tuesday, 17<sup>th</sup> September 2024**.

*(Deputy Leader the Majority Party)*

There being no debate arising

Question put and agreed to;

#### **8. THE DIVISION OF REVENUE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2024)**

Motion having been made and Question proposed—

**THAT**, Division of Revenue (Amendment) Bill (National Assembly Bill No. 38 of 2024) be now read a Second Time.

*(Chairperson, Budget & Appropriations Committee – 06.08.2024)*

Debate having been concluded on Tuesday, 6<sup>th</sup> August 2024;

Mover having replied;

Question put and agreed to;

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

#### **9. COMMITTEE OF THE WHOLE HOUSE**

Order for Committee read;

#### **IN THE COMMITTEE**

*(In the Chair – The First Chairperson of Committees)*

#### **The Division of Revenue (Amendment) Bill (National Assembly Bill No. 38 of 2024)**

Clauses 3 and 4 - agreed to;

Clause 2 - agreed to;

Title - agreed to;

Clause 1 - agreed to;

Bill to be reported without amendments.

**10. HOUSE RESUMED** - the Rt. Honourable Speaker in the Chair

**The Division of Revenue (Amendment) Bill (National Assembly Bill No. 38 of 2024)**

Bill reported without amendments.

Motion made and Question proposed—

**THAT**, the House do agree with the report of the Committee of the Whole House on its consideration of the Division of Revenue (Amendment) Bill (National Assembly Bill No. 38 of 2024).

*(Deputy Leader of the Majority Party)*

There being no debate arising;

Question put and agreed to.

Motion made and Question proposed—

**THAT**, the Division of Revenue (Amendment) Bill (National Assembly Bill No. 38 of 2024) be now read a Third Time.

*(Deputy Leader of the Majority Party)*

There being no debate arising;

Question put and agreed to;

Bill read a Third Time and passed.

**11. SPECIAL MOTION - CONSIDERATION OF NOMINEES FOR APPOINTMENT AS CABINET SECRETARIES**

Motion made and Question proposed—

**THAT**, taking into consideration the findings of the Committee on Appointments in its Second Report on the vetting of the nominees for appointment to the Offices of Cabinet Secretaries, *laid on the Table of the House today, Wednesday, 7<sup>th</sup> August 2024*, and 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—

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

No.	Name	Office
(1)	Hon. (Prof.) Kithure Kindiki, EGH	Ministry of Interior & National Administration
(2)	Dr. Debra Mlongo Barasa	Ministry of Health
(3)	Hon. Alice Wahome, EGH	Ministry of Lands, Public Works, Housing & Urban Development

<b>No.</b>	<b>Name</b>	<b>Office</b>
(4)	Mr. Julius Migos Ogamba, EBS	Ministry of Education
(5)	Hon. Roselinda Soipan Tuya, EGH	Ministry of Defence
(6)	Dr. Andrew Mwihia Karanja	Ministry of Agriculture & Livestock Development
(7)	Hon. Aden Barre Duale, EGH	Ministry of Environment, Climate Change & Forestry
(8)	Mr. Eric Muriithi Muuga	Ministry of Water, Sanitation and Irrigation
(9)	Mr. Davis Chirchir, EGH	Ministry of Roads & Transport
(10)	Dr. Margaret Nyambura Ndung'u	Ministry of Information, Communication & the Digital Economy
(11)	Hon. John Mbadi Ng'ongo, EGH	The National Treasury and Economic Planning
(12)	Hon. Salim Mvurya Mgala, EGH	Cabinet Secretary, Ministry of Investments, Trade & Industry
(13)	Ms. Rebecca Miano, EGH	Cabinet Secretary, Ministry of Tourism, and Wildlife
(14)	Hon. James Opiyo Wandayi, EGH	Cabinet Secretary, Ministry of Energy and Petroleum
(15)	Hon. Onesimus Kipchumba Murkomen, EGH	Cabinet Secretary, Ministry of Youth Affairs, Creative Economy and Sports
(16)	Hon. Hassan Ali Joho, EGH	Cabinet Secretary, Ministry of Mining, Blue Economy and Maritime Affairs
(17)	Hon. (Dr.) Alfred Nganga Mutua, EGH	Cabinet Secretary, Ministry of Labour and Social Protection
(18)	Hon. Wycliffe Ambetsa Oparanya, EGH	Cabinet Secretary, Ministry of Cooperatives & Micro, Small and Medium Enterprises (MSME) Development
(19)	Hon. Justin Bedan Njoka Muturi, EGH	Cabinet Secretary, Ministry of Public Service & Human Capital Development

**(ii) rejects** the appointment of Ms. Stella Soi Lang'at as the Cabinet Secretary, Ministry of Gender, Culture, the Arts & Heritage.

*(Leader of the Majority Party)*

Debate arising;  
Mover replied;  
Question put and agreed to.

Thereafter, the Speaker allowed the Leader of Minority Party, Hon. Opiyo Wandayi and the nominated Member, Hon. John Mbadi to make their exit speeches to the House; Thereupon, the outgoing Leader of Minority Party, Hon. Opiyo Wandayi handed over the instruments of the Office of the Leader of Minority Party to the incoming Leader of Minority Party, Hon. Junet Mohamed.

**12. MOTION - INSPECTION VISIT TO SEMI-AUTONOMOUS INSTITUTIONS OF THE EAST AFRICAN COMMUNITY IN UGANDA**

Motion having been made-

**THAT**, this House **adopts** the Report of the Committee on Regional Integration on its consideration of the Inspection Visit to the Semi-autonomous Institutions of the East African Community in Uganda, laid on the Table of the House on Wednesday, 29<sup>th</sup> November 2023.

*(Chairperson, Committee on Regional Integration – 06.08.2024)*

Debate interrupted on Tuesday, August 6, 2024 resumed;

*(Change of Chair from Speaker to the Third Chairperson of Committees)*

**QUORUM OF THE HOUSE**

Rising in his place on a Point of Order pursuant to the provisions of Standing Order 35 the Member for Kilifi South (Hon. Ken Chonga) objected that there was no Quorum present in the House;

And the Third Chairperson having ascertained the claim, ordered that the Division Bell be rung for ten (10) minutes;

There being no Quorum attained at the expiry of the ten minutes;

And the time being Forty-Two Minutes past Seven O'clock, the Third Chairperson adjourned the House without Question put pursuant to Standing Orders.

**13. HOUSE ROSE - at Forty-Two Minutes past Seven O'clock**

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**M E M O R A N D U M**

The Speaker will take the Chair on  
Thursday, August 08, 2024 at 2.30 p.m.