



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – THIRD SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, 7TH NOVEMBER 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 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;

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

5. MESSAGES

The Deputy Speaker reported the following Messages from the Senate –

a) Decision of the Senate on National Assembly's amendments to the County Governments Additional Allocations Bill (Senate Bill No. 19 of 2024)

“Honourable Members, pursuant to the provisions of Standing Order 41(4), I wish to report to the House that I have received a Message from the Senate regarding its decision on the National Assembly's amendments to the County Governments Additional Allocations Bill (Senate Bill No. 19 of 2024). Honourable Members, the Message conveys that, on Wednesday, 23rd October 2024, the Senate considered and rejected the National Assembly's amendments to the County Governments Additional Allocations Bill (Senate Bill No. 19 of 2024).

Honourable Members, you will recall that, this House considered and passed the said Bill with amendments on Wednesday, 14th August 2024, and thereafter, I referred the Bill back to the Senate for reconsideration in accordance with the provisions of Article 112(1)(b) of the Constitution.

Honourable Members, the rejection, by the Senate, of the National Assembly's amendments to the County Governments Additional Allocations Bill (Senate Bill No. 19 of 2024) effectively committed the Bill to a Mediation Committee pursuant to the provisions of Article 112(2)(b) of the Constitution.

In this regard, the Speaker of the Senate has appointed the following Senators to the Mediation Committee on the Bill: -

- 1) Sen. Tabitha Mutinda, MP;
- 2) Sen. William Kipkorir Cheptumo, MP;
- 3) Sen. George Mungai Mbugua, MP;
- 4) Sen. Abass Sheikh Mohamed, MP;

- 5) Sen. Gloria Orwoba, MP;
- 6) Sen. Enock Wambua, MP;
- 7) Sen. Moses Kajwang', MP;
- 8) Sen. Catherine Mumma, MP; and
- 9) Sen. Johnes Mwaruma, MP.

Honourable Members, for the mediation Committee to be fully constituted, the National Assembly is required to appoint nine (9) Members to sit in the Committee. I therefore call upon the Leadership of the Majority and Minority Parties in the House to expeditiously nominate Members to represent the National Assembly in the Mediation Committee. At an appropriate time, I will then communicate to the House the National Assembly Members appointed to the Mediation Committee once finalized. The House is accordingly guided. I thank you!"

b) Passage of three Bills by the Senate

"Honourable Members, Pursuant to Standing Order 41(1), I wish to report to the House that on 6th November 2024, I received three (3) Messages from the Senate regarding the passage of one National Assembly Bill and two Senate Bills.

Honourable Members, the first Message states that on 8th October 2024, the Senate considered and passed the Gambling Control Bill (National Assembly Bill No. 70 of 2023), with amendments. You will recall that the National Assembly considered and passed the said Bill with amendments on 6th December 2023, following which I referred it to the Senate for consideration.

Honourable Members, the Second and Third Messages convey that on 8th October 2024, the Senate considered and passed the Tea (Amendment) Bill (Senate Bills No. 1 of 2023) and the Maternal, Newborn and Child Health Bill (Senate Bills No. 17 of 2023), with amendments. The Senate now seeks the concurrence of the National Assembly on the two Bills.

Honourable Members, with regard to the Gambling Control Bill (National Assembly Bill No. 70 of 2023), the House is now required to consider the Senate amendments to the Bill in line with the Bicameral architecture of our legislative process on Bills concerning County Governments. I hereby direct the Clerk to circulate the Senate amendments to the Bill to all Members as required by the Standing Orders. In the meantime, the Message from the Senate, together with the schedule of Senate amendments, stand referred to the Departmental Committee on Sports and Culture for consideration.

Honourable Members, in order for the House to commence consideration of the Tea (Amendment) Bill (Senate Bills No. 1 of 2023) and the Maternal, Newborn and Child Health Bill (Senate Bills No. 17 of 2023), I further direct the Clerk to schedule the two Senate Bills for First Reading at the next sitting. Thereafter, the Tea (Amendment) Bill (Senate Bills No. 1 of 2023) will stand committed to the Departmental Committee on Agriculture and Livestock while the Maternal, Newborn and Child Health Bill (Senate Bills No. 17 of 2023) will stand committed to the Departmental Committee on Health for consideration.

Honourable Members, with regard to the Tea (Amendment) Bill (Senate Bills No. 1 of 2023), the Speaker of the Senate notified that, pursuant to Standing Order 162(2) of the Senate Standing Orders, Sen. Wakili Hillary Sigei, MP, sponsor of the said Bill, has designated the Member for Konoin, Hon. Brighton Yegon, MP to co-sponsor of the Bill in the National Assembly. In this regard, the Honourable Yegon will be responsible

for marshalling consideration of the Bill in the National Assembly.

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I urge the respective Committees to which the three Bills have been referred to, to prioritize their consideration and report to the House as soon as practicable to enable the House to proceed with the next stages of the Bills. The House is accordingly guided. I thank you.”

6. PAPERS

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

- Reports of the Auditor-General and Financial Statements for the year ended 30th June 2024 and the certificates therein in respect of: -

- a) Kenya Primary Education Equity in Learning (Disbursed Linked Indicator) Program Credit Number 7067-KE - Teachers Service Commission;
- b) Study and Capacity Building Fund Project (Grant NOS. CKE 6015 CKE 1043 01F and CKE 1047 01K) - The National Treasury;
- c) National Treasury Capacity Strengthening Project (Grant No. 5500155013902 ID NO. P-KE K00-011) – The National Treasury;
- d) Ethics and Anti-Corruption Commission Staff House Mortgage and Car Loan Scheme; and
- e) Support to Water and Sanitation Services in Peri-Urban Area (KFW Loan No. BMZ 2013.6543.6 – Athi Water Works Development Agency.

(The Hon. Kimani Ichungwa – Leader of the Majority Party)

7. RE-ORGANISATION OF BUSINESS

Pursuant to the provisions of Standing Order 40, the Deputy Speaker reorganized the sequence of business so as consider Order No. 8 and 9 on the Order Paper and thereafter revert to Questions and Statements.

8. STATEMENTS

a) Statement Pursuant to 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, 12th November 2024.

b) Statements pursuant to the provisions of Standing Order 259D(1)—

The Member for Bumula (Hon. Wanami Wamboka, MP) issued a tribute to the former Member of Parliament for Kimilili Constituency, the late Hon. Suleiman Kasuti Murunga.

c) General Statement Pursuant to the provisions of Standing Order 43—

The Member for Emuhaya (Hon. Omboko Milemba) issued a Statement regarding the passing on of Austin 'Makamu' Oduor Origi on Thursday, 17th October 2024.

(Change of Chair from the Deputy Speaker to the Fifth Chairperson of Committees)

d) Statement Pursuant to the provisions of Standing Order 259(2)(b)

The Nominated Member (Hon. Irene Mayaka, MP) issued a Statement in recognition of Ms. Hulda Momanyi Hitsley for her election to the House of Representatives of Minnesota State in the USA.

e) Requests for Statements pursuant to the provisions of Standing Order 44(2)(c)—

- (i) The Member for Aldai (Hon. Marianne Kitany) requested for a Statement from the Chairperson of the Departmental Committee on Administration and Internal Security regarding the rise of insecurity in Aldai Constituency; and
- (ii) The Member for Mwingi Central (Hon. Gideon Mulyungi) requested for a Statement from the Chairperson of the Departmental Committee on Blue Economy and Irrigation regarding utilization of funds allocated for sinking of boreholes in Mwingi Central Constituency.

f) Responses to Statements Pursuant to Standing Order 44(2)(C)

The Chairperson of the Departmental Committee on Defence, Intelligence and Foreign Relations issued a response to a request for a Statement requested by the Member for Busia County (Hon. Catherine Omanyoo) regarding the harassment of Kenyan fishermen in Lake Victoria.

9. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE KENYA DRUGS AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO. 54 OF 2022)

Motion having been made and Question proposed;

THAT, this House do agree with the Report of the Committee of the Whole House on its consideration of the Kenya Drugs Authority Bill (National Assembly Bill No. 54 of 2022).

(The Hon. Robert Pukose – 06.11.2024)

Question put and agreed to;

Motion made and Question proposed—

THAT, the Kenya Drugs Authority Bill (National Assembly Bill No. 54 of 2022) be now read a Third Time.

(The Hon. Robert Pukose)

Debate arising;

Question put and agreed to;

Bill read a third reading and passed.

10. MOTION – SECOND REPORT ON EMPLOYMENT DIVERSITY AUDIT IN PUBLIC INSTITUTIONS

Motion having been made and Question proposed—

THAT, this House **adopts** the Second Report of the Select Committee on National Cohesion and Equal Opportunity on the Employment Diversity Audit in Public Institutions, *laid on the Table of the House on Thursday, 21st March 2024.*

(The Chairperson, Committee on National Cohesion and Equal Opportunity – 06.11.2024)

Debate having been concluded on Tuesday, 6th November 2024;

Mover having replied;

Question put and agreed to.

11. THE KENYA ROADS BOARD (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2024)

Order for Second Reading read;

Motion made and Question proposed: -

THAT, the Kenya Roads Board (Amendment) Bill (National Assembly Bill No. 18 of 2024) be now read a Second Time.

(The Majority Party Whip)

Debate arising;

(Change of Chair from the Fifth Chairperson to the Second Chairperson)

(Change of Chair from the Second Chairperson to the Fifth Chairperson)

Mover replied.

Putting of Question deferred.

12. MOTION - CONSIDERATION OF THE MEDIATED VERSION OF THE NATIONAL RATING BILL (NATIONAL ASSEMBLY BILL NO. 55 OF 2022)

Motion made and Question proposed—

THAT, pursuant to the provisions of Article 113(2) of the Constitution and Standing Order 150(3), this House **adopts** the Report of the Mediation Committee on the National Rating Bill (National Assembly Bill No. 55 of 2022), *laid on the Table of the House on Tuesday, 5th November 2024*, and **approves** the Mediated version of the National Rating Bill (National Assembly Bill No. 55 of 2022).

(Hon. Josses Lelmengit, Member, Mediation Committee on the National Rating Bill)

Debate arising;

Mover replied;

Question deferred.

13. QUORUM OF THE HOUSE

Rising on a Point of Order pursuant to Standing Order 35, the Member for Juja (Hon. George Koimhuri) claimed to object that there was no Quorum present in the House;

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

And there being no Quorum present after expiry of ten minutes;

And the time being twenty-nine Minutes past Six O'clock, the Fifth Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders 35(2)(a).

14. HOUSE ROSE - at twenty-nine minutes past Six O'clock,

MEMORANDUM

The Speaker will take the Chair on
Tuesday, November 12, 2024 at 2.30 p.m.