



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – THIRD SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

MONDAY, DECEMBER 2, 2024 AT 2:30 PM

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. **QUORUM AT COMMENCEMENT OF THE HOUSE**

There being no quorum present to commence business, the Rt. Honourable Speaker ordered that the Quorum Bell be rung for ten minutes;

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

5. **COMMUNICATION FROM THE CHAIR**

The Rt. Honourable Speaker issued the following Communication: -

SPEAKER'S KAMUKUNJI ON IMPLEMENTATION OF UNIVERSAL HEALTH CARE (UHC)

Honourable Members,

As you may be aware, the enactment of the Social Health Insurance Act No. 16 of 2023, established three health Funds, namely the Primary Health Care Fund (PHCF), the Social Health Insurance Fund (SHIF), and the Emergency Chronic and the Critical Illness Fund (ECCIF), all managed by the Social Health Authority (SHA).

The said Act provided a framework that succeeded the National Health Insurance Fund (NHIF) with the intention of enabling the government to achieve its commitment of providing comprehensive Universal Health Care (UHC) to all citizens.

Honourable Members, the Ministry of Health rolled out the UHC Programme on 1st October 2024, and the progress has been encouraging, despite a few challenges. Indeed, several Members of this House have voiced concerns from the electorate regarding some of the teething problems in the implementation of the UHC Programme.

In this regard, Honourable Members, I have received and acceded to a request from the Cabinet Secretary for Health, seeking to engage with all Honourable Members on various matters relating to implementation of the UHC Programme.

I therefore invite all Honourable Members of the National Assembly to a Speaker's Kamukunji to be held tomorrow, Tuesday, 3rd December 2024 in the Members' Restaurant at 12.15 pm, and not 7.00am as earlier communicated.

Honourable Members, during the Kamukunji, the Cabinet Secretary for Health and her team will apprise Members on the following matters relating to the implementation of UHC—

- (i) The Progress of UHC Rollout;
- (ii) The Progress of the SHA registration process;
- (iii) The benefits package and applicable tariffs; and
- (iv) The means testing tool.

So as to enable Members to attend the Kamukunji as scheduled, I direct an earlier adjournment of the House at 12.00 noon, instead of 1.00pm. Also note that your colleagues from the Senate, including the Speaker of the Senate will also attend the Kamukunji. I thank you!

6. PAPERS LAID

The following Papers were laid on the Table –

(a) Reports of the Auditor-General and Financial Statements for the years ended 30th June 2021, 30th June 2022 & 30th June 2023 and the certificates therein in respect of:

- (i) Naivasha High School;
- (ii) Bahari Girls Secondary School;
- (iii) Karima Girls High School;
- (iv) Murang'a High School;
- (v) Kabare Girls High School;
- (vi) Bishop Okoth Girls Mbaga Secondary School;
- (vii) Mucharage Secondary Secondary School;
- (viii) Isiolo Barracks mixed Day Secondary School;
- (ix) Isiolo Barracks Secondary School;
- (x) Waso Secondary School;
- (xi) Kituvu Secondary School;
- (xii) Gacege Secondary School;
- (xiii) Cura Secondary School;
- (xiv) Loreto High School Matunda;
- (xv) Moi Girls School Nairobi;
- (xvi) Broadway High School;
- (xvii) Kivani Secondary School;
- (xviii) Muumandu Secondary School;
- (xix) Senior Chief Munguti Secondary School;
- (xx) Kambi Mawe High School;
- (xxi) St. Stephen's Lwanya Girls' Secondary School;
- (xxii) Uthiru Girls' High School;
- (xxiii) St. Joseph High School Githunguri;
- (xxiv) Devki Ruiru Township Secondary School;
- (xxv) Chebara Girls' Secondary School; and
- (xxvi) Santa Maria Girls' Secondary School Cheptulon.

(Deputy Leader of the Majority Whip)

(b) Reports of the Departmental Committee on Social Protection on its consideration of the Persons with Disabilities Bill (Senate Bill No. 7 of 2023).

(Chairperson, Departmental Committee on Social Protection)

(c) Reports of the Departmental Committee on Finance and National Planning on its consideration of:

- (i) The Tax Procedures (Amendment) Bill, (National Assembly Bill No.46 of 2024); and
- (ii) Business Laws (Amendment) Bill, (National Assembly Bill No.49 of 2024).

(Chairperson, Departmental Committee on Finance and National Planning)

7. REORGANIZATION OF BUSINESS

Pursuant to the provision of Standing Order 40, the Rt. Honourable Speaker reorganized the sequence of business so as to consider Order Nos. 8 and 9 on the Order Paper and thereafter revert to Order No. 7 (Questions and Statements).

8. REQUEST FOR STATEMENT PURSUANT TO STANDING ORDER 44(2)(c)

The following Statements were requested pursuant to the provisions of Standing Order 44(2)(c)—

- (i) The Member for Narok North (Hon. Agnes Pareiyo) requested a Statement from the Chairperson, Departmental Committee on Defence, Intelligence and Foreign Relations regarding disappearance of a Kenyan in the Kingdom of Saudi Arabia;
- (ii) The Member for Kiambu Town (Hon. Machua Waitthaka) requested a Statement from the Chairperson, Departmental Committee on Lands regarding the attempted land grabbing in *Ting'ang'a* ward in Kiambu Town Constituency.

9. RESPONSES TO STATEMENTS PURSUANT TO STANDING ORDER 44(2)(c)

Pursuant to the provisions of Standing Order 44(2)(c), the following Statements were responded to—

- (i) The Chairperson of the Departmental Committee on Administration and Internal Security responded to a Statement requested by the Member for Malava (Hon. Malulu Injendi) regarding the alleged shooting of Ms. Salome Makanda;
- (ii) The Chairperson of the Departmental Committee on Administration and Internal Security responded to a Statement requested by the Member for Moyale (Hon. (Prof.) Jaldesa Guyo) regarding the reopening of Hilo goldmine in Dabel, Moyale Constituency.
- (iii) The Chairperson of the Select Committee on the National Government Constituency Development Fund read a Statement regarding the NG-CDF Board Report on the status of receipts of funds and disbursements as at 2nd December, 2024.

10. THE PARLIAMENTARY PENSIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 5 OF 2023)

Motion made and Question proposed –

THAT, the Parliamentary Pensions (Amendment) Bill (National Assembly Bill No. 5 of 2023) be now read a Second Time

(The Hon. (Dr.) Makali Mulu, M.P.)

Debate having been concluded on Friday, November 29, 2024 (Morning Sitting);

Mover having replied;

Question put and agreed to;

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

11. THE STARTUP BILL (SENATE BILL NO. 14 OF 2022)

Motion made and Question proposed –

THAT, the Parliamentary Pensions (Amendment) Bill (National Assembly Bill No. 5 of 2023) be now read a Second Time

(The Hon. Irene Mayaka, M.P. – Co-Sponsor)

Debate having been concluded on Friday, November 29, 2024 (Morning Sitting);

Mover replied;

Question put and agreed to;

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

12. MOTION- CONSIDERATION OF AN AGREEMENT ON THE ESTABLISHMENT OF THE GLOBAL GREEN GROWTH INSTITUTE (GGGI)

Motion made and question proposed-

THAT, this House **adopts** the Report of the Departmental Committee on Environment, Forestry and Mining on its consideration of the Agreement on the establishment of the Global Green Growth Institute (GGGI), *laid on the Table of the House on Wednesday, 20th November 2024*, and pursuant to the provisions of section 8(4) of the Treaty Making and Ratification Act, 2012, **approves** the *Ratification of the Agreement on the Establishment of the Global Green Growth Institute (GGGI)*.

(The Hon. Onesmus Ngogoyo, M.P. - Member, Departmental Committee on Environment, Forestry and Mining)

(Change of Chair from the Rt. Hon. Speaker to the Deputy Speaker)

There being no debate arising;

Question put and agreed to.

THE PUBLIC AUDIT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2024)

Motion made and Question proposed;

THAT, the Public Audit (Amendment) Bill (National Assembly Bill No. 4 of 2024) be now considered.

(The Leader of Majority Party)

Debate arising;

Debate concluded;

Mover replied;

Question put and agreed to.

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

13. PROCEDURAL MOTION – RESOLUTION TO SIT UNTIL CONCLUSION OF SPECIFIED BUSINESS

Motion made and Question proposed-

THAT, pursuant to the provisions of Standing Order 30(3)(a) (*Hours of Meeting*), this House resolves to extend its sitting time until conclusion of business listed as Order Number 12 in today’s Order Paper.

(The Leader of Majority Party)

There being no debate arising;

Question put and agreed to.

14. COMMITTEE OF THE WHOLE HOUSE

Order for the Committee read;

THE COOPERATIVES BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2024)

IN THE COMMITTEE

In the Chair – The Third Chairperson of Committee

Clauses 3 & 4 - agreed to.

Clause 5 - amendment proposed –

THAT, clause 5 of the Bill be deleted and substituted with the following new clause—
Application. **5.** (1) This Act *shall apply* to all Cooperatives in

Kenya.

(2) A Cooperative s register with the Office of the Commissioner for Cooperative Development established under section 6.

No. 14 of 2008.

(3) A Cooperative that is registered under the Sacco Societies Act, 2008 shall —

(a) comply with subsection (2); and

(b) conduct business, be licensed, be regulated and be supervised by the Sacco Societies Act, 2008.

(4) This Act shall apply in any case where there is any inconsistency on any matter between this Act and any other legislation.

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 5 - as amended agreed to.

Clauses 6 & 7 - agreed to.

Clause 8 - amendment proposed –

THAT, clause 8 of the Bill be amended—

- (a) in paragraph (a) by deleting the expression (a);
- (b) in paragraph (a) by deleting the expression ‘; and’ and substituting therefor the punctuation mark ‘.’
- (c) by deleting paragraph (b).

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 8 - as amended agreed to.

Clause 9 - amendment proposed -

THAT, clause 9 of the Bill be amended by inserting the word ‘registration’ immediately after the words ‘responsible for the’ appearing in subclause (1).

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 9 - as amended agreed to.

Clauses 10 & 11 - agreed to.

Clause 12 - amendment proposed -

THAT, clause 12 of the Bill be amended—

- (a) by renumbering the clause as subclause (1);
- (b) by inserting the following subclause immediately after subclause (1)—

“(2) The technical officers appointed under subclause (1) shall have relevant academic qualifications, competencies and experience in Cooperative management and practice.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 12 - as amended agreed to.

Clause 13 - amendment proposed -

THAT, clause 13 of the Bill be amended—

- (a) in paragraph (a) by deleting the expression (a);
- (b) in paragraph (a) by deleting the expression ‘; and’ and substituting therefor the punctuation mark ‘.’
- (c) by deleting paragraph (b).

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 13 - as amended agreed to.

Clause 14 - amendment proposed -

THAT, clause 14 of the Bill be amended by inserting the words ‘regulating the operations including’ immediately after the words ‘responsible for’ appearing in subclause (1).

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 14 - as amended agreed to.

Clause 15 - amendment proposed -

THAT, clause 15 of the Bill be amended by deleting the word ‘three’ and substituting therefor the word ‘five’ appearing immediately after the words ‘committee member within’

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 15 - as amended agreed to.

Clauses 16 - agreed to.

Clause 17 - amendment proposed -

THAT, clause 17 of the Bill be amended—

(a) in paragraph (d), by deleting the word ‘and’;

(b) by inserting the following paragraph immediately after paragraph (d)—

“(da) alternative dispute resolution among the members under section 16(1) on any Cooperative matter that relates to consultation, administration and operation of Cooperatives.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 17 - as amended agreed to.

Clauses 18 & 19 - agreed to.

Clause 20 - amendment proposed -

THAT, clause 20 of the Bill be amended by inserting the following subclause immediately after subclause (3) —

“(4) A person may join two or more Cooperatives that do not share the same objectives or proposes.

(5) A person under subsection (1) shall—

(a) disclose membership and financial liability to a Cooperative registered under this Act to the Commissioner; and

(b) submit a letter from a Cooperative under paragraph (b) confirming the nature and extent of financial liability, to the Commissioner and to a Cooperative that a person applies to register as a member;

(6) A primary Cooperative may be formed by at least twenty persons.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No Debate arising;

Question put and agreed to;

Clause 20 - as amended agreed to.

Clause 21 - amendment proposed –

THAT, clause 21 of the Bill be deleted and substituted with the following clause—

Prohibition against multiple objects in primary Cooperatives.

21. (1) The Commissioner shall not register a primary Cooperative that has more than one objective under section 20(2).

(2) A person may apply to the Commissioner to register a primary Cooperative with more than one objective under subsection (1).

(3) The Cabinet Secretary may make regulations generally for the better carrying into effect the provisions under subsection (2).

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 21 - as amended agreed to.

Clause 22 - amendment proposed –

THAT, clause 22 of the Bill be amended, by deleting subclause (2) and substituting therefor the following new subclause —

“(2) A secondary Cooperative shall comprise of membership from at least five primary Cooperatives.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 22 - as amended agreed to.

Clause 23 - amendment proposed -

THAT, clause 23 of the Bill be amended—

- (a) in subclause (1), by deleting the word “subsector” appearing in paragraph (a);
- (b) in subclause (2), by deleting the words “business line or Cooperative subsector” and substituting therefor the words “or business line”;
- (c) by inserting the following new subclause immediately after subclause (2) —

“(3) A Cooperative federation shall comprise of membership from at least two secondary Cooperatives.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 23 - as amended agreed to.

Clauses 24, 25, & 26 - agreed to.

Clause 27 - amendment proposed -

THAT, clause 27 of the Bill be deleted and substituted with the following new clause—

Registration , regulation and operations of Apex Cooperative	27. The Cabinet Secretary shall make regulations on registration, regulation, governance and management of the Apex Cooperative
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(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 27 - as amended agreed to.

Clauses 28 - agreed to.

Clause 29 - amendment proposed -

THAT, clause 29 of the Bill be amended—

- (a) in paragraph (a) by deleting the word “-five”;
- (b) by deleting paragraph (b) and substituting therefor with the following paragraph—
 - “(a) by at least five primary Cooperatives in case of registration of a secondary Cooperative; or”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 29 - as amended agreed to.

Clause 30 - amendment proposed –

THAT, clause 30 of the Bill be amended—

(a) by renumbering the clause as subclause (1);

(b) by inserting the following new subclause immediately after subclause (1)—

“(2) A person may apply to the Commissioner for exemption of the requirements under subsection (1).

(3) The Cabinet Secretary may make regulations generally for the better carrying into effect the provisions under subsection (2).”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 30 - as amended agreed to.

Clauses 31, 32, 33, 34 & 35 - agreed to.

Clause 36 - amendment proposed –

THAT, clause 36 of the Bill be amended in sub clause (1), by deleting the words “body corporate” and substituting therefor with the words “corporate body”.

(Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 36 - as amended agreed to.

Clauses 37, 38, 39, 40, 41, 42 & 43 - agreed to.

Clause 44 - amendment proposed –

THAT, clause 44 of the Bill be amended in sub clause (2), by deleting the words “or the board of directors’ subject to ratification by the members at a general meeting”.

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 44 - as amended agreed to.

Clauses 45 & 46 - agreed to.

Clause 47 - amendment proposed –

THAT, clause 47 of the Bill be deleted.

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 47 - deleted.

Clauses 48 & 49 - agreed to.

Clause 50 - amendment proposed –

THAT, clause 50 of the Bill be amended by inserting the following new subclause immediately after subclause (1)—

“(2) The provisions of subsection (1)(d) shall apply in compliance with the Data Protection Act, 2019.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 50 - as amended agreed to.

Clauses 51,52, 53 & 54 - agreed to.

Clause 55 - amendment proposed –

THAT, clause 55 of the Bill be amended by inserting the following new subclause immediately after subclause (13)—

“(14) A document required to be filed under this section may be filed as a hard copy or as an electronic copy

(15) The Commissioner shall facilitate filing of records under subsection (14).”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 55 - as amended agreed to.

Clauses 56 - agreed to.

Clause 57 - amendment proposed –

THAT, clause 57 of the Bill be amended —

(a) by inserting the following new subclause immediately after subclause (2)—

“(2A) Where a Cooperative does not comply with subsection (1), a member of a Cooperative may write to the Commissioner or County Director of Cooperatives to convene a meeting under subsection (1), two months after receipt of the certificate of registration of the cooperative.”

(b) in subclause (3), by deleting the words “In subsequent years, a Cooperative” and substituting therefor the words “A Cooperative that has complied with subsection (2),”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 57 - as amended agreed to.

Clauses 58.59, 60 & 61 - agreed to.

Clause 62 - amendment proposed -

THAT, clause 62 of the Bill be amended —

(a) in subclause (2), by inserting the words “one term of three years” immediately after the word “re-election”

(b) in subclause (5) by inserting the following new paragraph immediately after paragraph (a)—

“(aa) the appointment of two thirds of the directors is done at different times to ensure continuity in the governance of a Cooperative;”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 62 - as amended agreed to.

Clauses 63, 64, 65, 66, 67, 68, 69, 70, 71 & 72 - agreed to.

Clause 73 - amendment proposed -

THAT, clause 73 of the Bill be amended—

(a) in subclause (1), by deleting the word ‘made’ and substituting therefor the word ‘make’ appearing immediately after the words ‘instructions of the’;

(b) by deleting subclause (3) and substituting therefor the following new sub clauses—

“(3) A County Director for Cooperatives shall issue written notice to an employer who operates within the boundaries of a county for the sum owing under subsection (1).

(3A) The Commissioner shall issue written notice to an employer who operates beyond the boundaries of a county for the sum owing under subsection (1).

(3B) Where an employer does not respond to a notice issued under subsection (3), a County Director for Cooperatives shall notify the Commissioner in writing of an employer who has not complied with a notice issued under subsection (3).

(3C) The Commissioner shall, by written notice, appoint any person, bank or institution to be an agent of the Cooperative for the purposes of collection and recovery of a debt owed to the Cooperative and that has not complied with a notice under subsection (3).”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 73 - as amended agreed to.

Clauses 74, 75 & 76 - agreed to.

Clause 77 - amendment proposed -

THAT, clause 77 of the Bill be deleted.

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 77 - deleted.

Clause 78 - amendment proposed –

THAT, clause 78 of the Bill be amended by deleting subclause (3) and substituting therefor the following new sub clause—

“(3) All transfers and payments made by a Cooperative in accordance with this section shall be—

(a) valid and effectual against any demand made upon the Cooperative by any other person

(b) paid within sixty days.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 78 - as amended agreed to.

Clauses 79, 80, 81, 82, 83 & 84 - agreed to.

Clause 85 - amendment proposed –

THAT, clause 85 of the Bill be amended by inserting the words “in regulations under by the Cabinet Secretary” appearing immediately after the word “prescribe”.

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 85 - as amended agreed to.

Clause 86 - amendment proposed –

THAT, clause 86 of the Bill be deleting subclause (4) and substituting therefor the following new subclause —

“(4) The Cabinet Secretary shall enact regulations on investment in companies including operations of holding Cooperatives.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 86 - as amended agreed to.

Clause s 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105 & 106 - agreed to.

Clause 107 - amendment proposed –

THAT, clause 107 of the Bill be amended —

(a) in subclause (1) by deleting the word “or” and substituting therefor the word “and” appearing immediately and after the words “was registered” in paragraph (c).

(b) by inserting the following subclause immediately after subclause (1)—

“(1A) A County Director of Cooperatives may recommend to the Commissioner to cancel and dissolve a cooperative that has not complied with the provisions of subsection (1) for a period of not less than ten years.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

No debate arising;

Question put and agreed to;

Clause 107 - as amended agreed to.

Clause 108, 109, 110, 111, 112, 113, 1114, 115, 116, 117, 118, 119, 120, 121, 122, & 123 - agreed to.

Clause 124 - amendment proposed —

THAT, clause 124 of the Bill be amended in subclause (2)—

(a) by deleting paragraph (b) and substituting the following new paragraph—

“(b) two deputy chairpersons; and”

(b) in paragraph (c), be deleting the word “five” and substituting therefor the word “six” appearing immediately after the word “than”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 124 - as amended agreed to.

Clauses 125, 126, 128, 129 & 130, 131, 132, 133, 134, 135, 136, 137, 138, 139 & 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152 & 153 - agreed to.

CLAUSE 154 - amendment proposed —

THAT, clause 154 of the Bill be amended by inserting the following subclause immediately after subclause (2)—

“(2A) The application of the Fund under established under subsection (1) shall be distributed as follows—

(a) sixty percent to the National Government; and

(b) forty percent to the County Government.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Debate arising;

Question put and agreed to;

Clause 154 - as amended agreed to.

Clause 155 - amendment proposed —

THAT, clause 155 of the Bill be amended—

(a) in subclause 2:

(i) by deleting the words ‘sub sector,’ appearing in paragraph (dd);

(ii) by deleting the word “and” appearing immediately after the word “webinar;” on paragraph (kk)

(iii) by inserting the following paragraph immediately after paragraph (kk) —

“(kka) provide guidelines for affirmative action for the benefit of special interest groups of women, youth, persons with disability, and minority and marginalized communities in cooperatives.”

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 155 - as amended agreed to.

Clauses 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, & 168 - agreed to.

New Clause 62A proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 62 —

Payment of **62A** (1) A member of the board of directors expenses. shall not receive remuneration in the form of a salary or any fixed or periodic payments for services a director gives to a Cooperative.

(2) A Cooperative may pay a director for expenses that a director incurs in the course of executing a duty to the benefit of the society and at such rates as the members shall approve during the general meeting.

(3) This section shall apply to a member of the Supervisory Board.

(Vice Chairperson of the Departmental Committee on Trade, Industry and Cooperatives)

Motion made and Question proposed

THAT, New Clause 62A be now read a Second Time.

Debate arising;

Question put and agreed to;

Motion made and Question proposed

THAT, New Clause 62A be part of the Bill.

There being no debate arising;

Question put and agreed to.

First Schedule - agreed to.

Second Schedule - agreed to.

Third Schedule - agreed to.

Clause 2 - agreed to.

Title - agreed to.

Clause 1 - agreed to.

Bill to be reported with amendments.

15. HOUSE RESUMED - the Fourth Chairperson of Committees in the Chair

Bill reported with 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 Cooperatives Bill (National Assembly Bill No. 7 of 2024).

(Leader of the Majority Party)

There being no debate arising;

Question for Agreement Deferred.

16. THE CROPS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 8 OF 2023)

Order for Second Reading read;

Debate resumed;

Mover Replied;

Question put and Agreed to.

17. THE EQUALISATION FUND (ADMINISTRATION) BILL (SENATE BILL NO. 14 OF 2023)

Order for Second Reading read;

Order deferred.

18. THE POLITICAL PARTIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 35 OF 2022)

Order for Second Reading read;

Order deferred.

19. MOTION – CONSIDERATION OF REPORTS ON FINANCIAL STATEMENTS OF STATE CORPORATIONS (NYANZA REGION)

Order read;

Order deferred.

20. MOTION – ALLEGED UNFAIR TRADE PRACTICES BY FOREIGN INVESTORS IN KENYA

Motion made and Question proposed –

THAT, this House **adopts** the Report of the Departmental Committee on Trade, Industry and Cooperatives on the Inquiry into Alleged Unfair Trade Practices by Foreign Investors in Kenya, *laid on the Table of the House on Thursday, 7th March 2024.*

(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)

Debate Arising;

And the time being Seven O'clock, the Fourth Chairperson interrupted proceedings and adjourned the House without Question put pursuant to the Standing Orders 35(2)(a).

21. HOUSE ROSE - at Seven O'clock

MEMORANDUM

The Speaker will take the Chair on,
Wednesday, December 3, 2024 at 9.30 a.m.

--x--