



(No. 02)

(003)

REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (SECOND SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, FEBRUARY 14, 2018 AT 9.30 A.M.

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

**8\*. THE COUNTY PENSION SCHEME BILL (NATIONAL ASSEMBLY BILL NO. 49 OF 2017)**

(The Hon. Muriuki Njagagua, M.P.)

First Reading

**9\*. PROCEDURAL MOTION - Limitation of Debate on Bills sponsored by Parties or Committees**

(The Leader of the Majority Party)

**THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

**10\*. PROCEDURAL MOTION - Limitation of Debate on Individual Members' Bills**  
(The Leader of the Majority Party)

**THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills NOT sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

**11\*. PROCEDURAL MOTION - Limitation of Debate on Motions**  
(The Leader of the Majority Party)

**THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on any **Motion**, including a Special motion be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

**12\*. PROCEDURAL MOTION- Limitation of Debate on Report of a Committee**  
(The Leader of the Majority Party)

**THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on a **Report of a Committee**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House, be limited as follows:- A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority be accorded to the Leader

13\* **PROCEDURAL MOTION-**     **Limitation of Debate on Motion on the Address by the President**  
(The Leader of the Majority Party)

**THAT**, notwithstanding the provisions of Standing Order 97(4) and in furtherance to the provisions of Standing Order 24(6), this House orders that debate on the Motion on the **Address by the President** be limited to no more than five (5) minutes for each Member Speaking, thirty (30) minutes for the Mover in moving and replying and twenty (20) minutes for the Leader of Minority Party.

14\*. **PROCEDURAL MOTION-**     **Limitation of Debate on Sessional Papers**  
(The Leader of the Majority Party)

**THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that each speech in a debate on any **Sessional Paper** shall be limited as follows:- A maximum of sixty (60) minutes, with not more than ten (10) minutes for the Mover in moving and five (5) minutes for any other Member speaking, **including** the Leader of the Majority Party and the Leader of the Minority Party and that five (5) minutes before the expiry of the time, the Mover shall be called upon to reply; and further that priority in speaking shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

15\*. **PROCEDURAL MOTION-**     **Limitation of Debate on Adjournment Motions**  
(The Leader of the Majority Party)

**THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that, the debate on any Motion for the **Adjournment** of the House to a day other than the next normal Sitting Day in accordance with the Calendar of the Assembly, be limited to a maximum of three (3) hours with not more than five (5) minutes for each Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order provided that, when the period of Recess proposed by any such motion does not exceed ten (10) days, the debate shall be limited to a maximum of thirty minutes (30), and shall be strictly confined to the question of the adjournment.

**16\*. MOTION- EXTENSION OF THE PERIOD FOR CONSIDERATION OF NOMINEES TO VARIOUS STATE AND PUBLIC OFFICES**

(The Leader of the Majority Party)

**THAT**, pursuant to the provisions of Section 13 of the Public Appointments (Parliamentary Approval) Act relating to extension of period for consideration of nominees for appointment to State and Public Offices, this House resolves to extend the period for consideration of the nominees submitted by the President for appointment to the offices of Principal Secretaries, High Commissioners and Ambassadors by a **further period of fourteen (14) days** from 14<sup>th</sup> February, 2018.

**17\*. MOTION - APPROVAL OF THE CALENDAR OF THE HOUSE FOR THE SECOND SESSION**

(The Leader of the Majority Party)

**THAT**, pursuant to the provisions of Standing Order 28, this House approves the Calendar of the House (*Regular Sessions*) for the Second Session of the Assembly, as contained in the Schedule.

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**\* Denotes Orders of the Day**

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# **SCHEDULE**

[Order No. 17]

## **PROPOSED CALENDAR OF THE HOUSE FOR THE SECOND SESSION** **(2018)**

*(STANDING ORDER 28)*

<b>PERIOD</b>	<b>DAYS</b>
<b>SECOND SESSION</b>	<b>13<sup>TH</sup> FEBRUARY 2018 – 6<sup>TH</sup> DECEMBER, 2018</b>
<b>FIRST PART</b>	
<b>A. Sitting Days</b> Tuesday, 13 <sup>th</sup> February – Thursday, 29 <sup>th</sup> March, 2018 <b>[28 sittings]</b>	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
<b>B. Short Recess:</b> Friday, 30 <sup>th</sup> March – Monday, 9 <sup>th</sup> April, 2018 <b>[11 days]</b>	
<b>C. Sitting Days</b> Tuesday, 10 <sup>th</sup> April – Thursday, 3 <sup>rd</sup> May, 2018 <b>[16 sittings]</b>	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
<b>D. Long Recess:</b> Friday, 4 <sup>th</sup> May – Monday, 4 <sup>th</sup> June, 2018 <b>[32 days]</b>	
<b>SECOND PART</b>	
<b>E. Sitting Days</b> Tuesday, 5 <sup>th</sup> June – Thursday, 12 <sup>th</sup> July, 2018 <b>[24 sittings]</b>	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
<b>F. Short Recess:</b> Friday, 13 <sup>th</sup> July – Monday, 23 <sup>rd</sup> July, 2018 <b>[11 days]</b>	
<b>G. Sitting Days</b> Tuesday, 24 <sup>th</sup> July – Thursday, 30 <sup>th</sup> August, 2018 <b>[24 Sittings]</b>	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
<b>H. Long Recess:</b> Friday, 31 <sup>st</sup> August – Monday, 24 <sup>th</sup> September, 2018 <b>[25days]</b>	
<b>THIRD PART</b>	
<b>I. Sitting Days</b> Tuesday, 25 <sup>th</sup> September – Thursday, 25 <sup>th</sup> October, 2018 <b>[20 Sittings]</b>	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
<b>J. Short Recess:</b> Friday, 26 <sup>th</sup> October – Monday, 5 <sup>th</sup> November, 2018 <b>[11 days]</b>	
<b>K. Sitting Days</b> Tuesday, 6 <sup>th</sup> November – Thursday, 6 <sup>th</sup> , December, 2018 <b>[20 Sittings]</b>	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
<b>L. Long Recess:</b> Friday, 7 <sup>th</sup> December, 2018 – Monday, 11 <sup>th</sup> February, 2019 <b>[10 weeks]</b>	

# **NOTICE PAPER**

## **Tentative business for**

### **Wednesday (Afternoon), February 14, 2018**

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*(Published pursuant to Standing Order 38(1))*

The following *tentative* business may be transacted on Wednesday (Afternoon), February 14, 2018:-

**A. THE KENYA COAST GUARD SERVICE BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2017)**

(The Leader of the Majority Party)

First Reading

**B. THE IRRIGATION BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2017)**

(The Leader of the Majority Party)

First Reading

**C. THE PETROLEUM (EXPLORATION, DEVELOPMENT AND PRODUCTION) BILL (NATIONAL ASSEMBLY BILL NO. 48 OF 2017)**

(The Leader of the Majority Party)

First Reading

**D. THE ENERGY BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2017)**

(The Leader of the Majority Party)

First Reading

**E. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 51 OF 2017)**

(The Leader of the Majority Party)

First Reading

**F. THE PUBLIC PRIVATE PARTNERSHIPS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2017)**

(The Leader of the Majority Party)

**G. THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 01 OF 2018)**

(The Leader of the Majority Party)

First Reading

**H. MOTION – EXTENSION OF THE PERIOD FOR CONSIDERATION OF STATUTORY INSTRUMENTS SUBMITTED BETWEEN SEPTEMBER AND DECEMBER 2017**

(The Chairperson, Committee on Delegated Legislation)

**I. SPECIAL MOTION – APPROVAL OF NOMINEES FOR APPOINTMENT AS CABINET SECRETARIES**

(The Chairperson, Committee on Appointments)

**J. THE COMPUTER AND CYBERCRIMES BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2017)**

(The Leader of the Majority Party)

Second Reading

**K. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS)(No. 3) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2017)**

(The Leader of the Majority Party)

Second Reading

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(No. 03)

(007)

**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (FIRST SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, FEBRUARY 14, 2018 AT 2.30 P.M.**

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

**8\*. THE KENYA COAST GUARD SERVICE BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2017)**

(The Leader of the Majority Party)

First Reading

**9\*. THE IRRIGATION BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2017)**

(The Leader of the Majority Party)

First Reading

**10\*. THE PETROLEUM (EXPLORATION, DEVELOPMENT AND PRODUCTION) BILL (NATIONAL ASSEMBLY BILL NO. 48 OF 2017)**

(The Leader of the Majority Party)

First Reading



**11\*. THE ENERGY BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2017)**

(The Leader of the Majority Party)

First Reading

**12\*. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 51 OF 2017)**

(The Leader of the Majority Party)

First Reading

**13\*. THE PUBLIC PRIVATE PARTNERSHIPS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2017)**

(The Leader of the Majority Party)

First Reading

**14\*. THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 01 OF 2018)**

(The Leader of the Majority Party)

First Reading

**15\*. MOTION – EXTENSION OF THE PERIOD FOR CONSIDERATION OF STATUTORY INSTRUMENTS**

(The Chairperson, Committee on Delegated Legislation)

**THAT**, in furtherance to the provisions of Standing Order 210(3) relating to the mandate of the Committee on Delegated Legislation, and notwithstanding the provisions of Section 15(2) of the Statutory Instruments Act, 2013 relating to the period of consideration of Statutory Instruments by the Committee, this **House** resolves to extend the period for consideration of the following twenty nine (29) Statutory Instruments submitted to the House between the September 25, 2017 and December 13, 2017 when the Committee on Delegated Legislation had not been constituted by a **further period of ninety (90) days** from 14<sup>th</sup> February, 2018 –

- 1) Competition Tribunal (Procedure) Rules, 2017;
- 2) The Kenya Defence Forces (Commissioning of Officers) Regulations, 2017;
- 3) The Kenya Defence Forces (Active Service Punishment) Regulations, 2017;
- 4) The Kenya Defence Forces (Internal Grievance Mechanism) Regulations, 2017;

- 5) The Kenya Defence Forces (Retired Officers and Service Members) Regulations, 2017;
- 6) The Kenya Defence Forces (Constabulary) Regulations, 2017;
- 7) The Kenya Defence Forces (Missing Persons) Regulations, 2017;
- 8) The Kenya Defence Forces (Board of Inquiry) Regulations, 2017;
- 9) The Kenya Defence Forces (General) Regulations, 2017;
- 10) The Kenya Defence Forces (Execution of Sentence of Death) Regulations, 2017;
- 11) Kenya Defence Forces (Imprisonment) Regulations, 2017;
- 12) Kenya Defence Forces (Pensions and Gratuities) Regulations, 2017;
- 13) Kenya Defence Forces (Rules of Procedure) Regulations, 2017;
- 14) National Land Commission (Investigation of Historical Injustices) Regulations, 2017;
- 15) Capital Markets Authority (Online Foreign Exchange) Regulations, 2017;
- 16) The Civil Aviation (Remote Piloted Aircraft Systems) Regulations, 2017;
- 17) The Land (Extension and Renewal of Leases) Rules, 2017;
- 18) The Land (Conversion of Land) Rules, 2017;
- 19) The Land (Assessment of Just Compensation) Rules, 2017;
- 20) The Land (Allocation of Public Land) Regulation, 2017;
- 21) The Land Registration (General) Regulations, 2017;
- 22) The Land Registration (Registration Units) Order, 2017;
- 23) The Land Regulations, 2017;
- 24) The Community Land Regulations, 2017;
- 25) The Wildlife Conservation Management (Implementation of Treaties) Regulations, 2017;
- 26) The Wildlife Conservation Management (Protection of Endangered and Threatened Ecosystems, Habitats and Species) Regulations, 2017;
- 27) The Wildlife Conservation Management (Joint Management and Protection of Water Towers) Regulations, 2017;
- 28) Wildlife Conservation Management (Compensation) Regulations, 2017; and
- 29) Wildlife Conservation Management (Government Trophies) Regulations, 2017.

**16\*. SPECIAL MOTION – APPROVAL OF NOMINEES FOR APPOINTMENT AS CABINET SECRETARIES**

(The Chairperson, Committee on Appointments)

**THAT**, this House adopts the First Report of the Committee on Appointments on the Vetting of Nine Cabinet Secretary nominees (Volumes I and II) for appointment to the position of Cabinet Secretary, laid on the Table of the House on Tuesday, February 13, 2018, and pursuant to Article 152(2) of the Constitution and the provisions of Standing Order 204(4), **approves** the appointment of the following persons as Cabinet Secretaries in the respective Ministries:-

- |        |                           |  |
|--------|---------------------------|--|
| (i)    | Prof. Margaret Kobia      | Public Service, Youth & Gender Affairs                 |
| (ii)   | Hon. John Munyes          | Petroleum & Mining                                     |
| (iii)  | Amb. (Dr.) Monica Juma    | Foreign Affairs & International Trade                  |
| (iv)   | Ms. Farida Karoney        | Lands & Physical Planning                              |
| (v)    | Hon. Peter Munya          | East African Community & Northern Corridor Development |
| (vi)   | Mr. Keriako Tobiko        | Environment & Forestry                                 |
| (vii)  | Mr. Simon Chelugui        | Water & Sanitation                                     |
| (viii) | Hon. Ukur Yatani          | Labour & Social Protection                             |
| (ix)   | Mr. Rashid Echesa Muhamed | Sports & Heritage                                      |

**17\*. THE COMPUTER AND CYBERCRIMES BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2017)**

(The Leader of the Majority Party)

Second Reading

**18\*. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS)(No. 3) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2017)**

(The Leader of the Majority Party)

Second Reading

# NOTICES

The House resolved on Wednesday, February 14, 2018 as follows:-

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on any **Motion**, including a Special motion be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.
  
  - II. **THAT**, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows: - A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.
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# **NOTICE PAPER**

## **Tentative business for** **Thursday, February 15, 2018**

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*(Published pursuant to Standing Order 38(1))*

It is notified that the House Business Committee, at their last meeting, approved the following *tentative* business to appear in the Order Paper for Thursday, February 15, 2018:-

- A. **SPECIAL MOTION** – **APPROVAL OF NOMINEES FOR APPOINTMENT AS CABINET SECRETARIES**  
(The Chairperson, Committee on Appointments)

*(Resumption of debate if not concluded on Wednesday, February 14, 2018 - Afternoon sitting)*

- B. **MOTION** - **APPOINTMENT OF MEMBERS TO THE PARLIAMENTARY SERVICE COMMISSION**  
(The Leader of the Majority Party)

- C. **THE COMPUTER AND CYBERCRIMES BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2017)**  
(The Leader of the Majority Party)

Second Reading

- D. **THE STATUTE LAW (MISCELLANEOUS AMENDMENTS)(No. 3) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2017)**  
(The Leader of the Majority Party)

Second Reading

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