



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FIFTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, JUNE 14, 2017 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 BASIC EDUCATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2017)

(The Hon. Chris Wamalwa, M.P.)

First Reading

9*. COMMITTEE OF THE WHOLE HOUSE

- (i) The Kenya Trade Remedies Bill (National Assembly Bill No. 4 of 2017)
(The Hon. David Ochieng, M.P.)
- (ii) The Occupational Therapists (Training, Registration and Licensing) Bill (National Assembly Bill No. 41 of 2016)
(The Hon. Leonard K. Sang, M.P.)
- (iii) The Basic Education (Amendment) Bill (National Assembly Bill No. 39 of 2016)
(The Hon. Grace Kiptui, M.P.)

10*. THE BREASTFEEDING MOTHERS BILL (NATIONAL ASSEMBLY BILL NO. 13 OF 2017)

(The Hon. Sabina Chege, M.P.)

Second Reading

*(Resumption of debate interrupted on Wednesday, May 31, 2017 – Morning Sitting)
(Balance of time 2hours 53 minutes)*

11*. THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 51 OF 2016)

(The Hon. Gladys Wanga, M.P.)

Second Reading

12*. THE HOUSING (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 6 OF 2017)

(The Hon. Ababu Namwamba, M.P.)

Second Reading

13*. THE EMPLOYMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 14 OF 2017)

(The Hon. Kinoti Gatobu, M.P.)

Second Reading

14*. THE NUTRITIONISTS AND DIETICIANS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 19 OF 2017)

(The Hon. Mary Emaase, M.P.)

Second Reading

*** Denotes Orders of the Day**

NOTICES

I. THE KENYA TRADE REMEDIES BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2017)

- 1) Notice is given that the Chairperson of the Departmental Committee on Finance, Planning and Trade intends to move the following amendments to the Kenya Trade Remedies Bill, 2017 at the Committee Stage—

CLAUSE 2

THAT, clause 2 of the Bill be amended—

- (a) by inserting the following new definition in the proper alphabetical sequence –
“Board” means the Board of the Agency as constituted under section 6”;
- (b) in the definition of “Cabinet Secretary” by deleting the word “international” appearing immediately before the word “trade”;
- (c) in the definition of “domestic like product” by inserting the word “product” immediately after the word “produced”;
- (d) in the definition of “domestic market” by inserting the words “including the EAC as a single customs territory” immediately after the word “country”;
- (e) in the definition of “EAC” –
 - (i) by inserting the word “the” immediately after the word “means”; and
 - (ii) by inserting the words “as a single customs territory” immediately after the word “community”.

CLAUSE 6

THAT, clause 6 of the Bill be amended in subclause (2) by deleting the words “in Article” appearing immediately before the expression “27 and 32” and substituting therefor the words “under Articles”.

CLAUSE 10

THAT clause 10 of the Bill be amended -

- (a) in paragraph (b) by deleting the words “controlling and supervising” and substituting therefor the words “control and supervise”;
- (b) in paragraph (c) by deleting the word “determining” and substituting therefor the word “determine”;

- (c) in paragraph (d) by deleting the word “receiving” and substituting therefor the word “receive”;
- (d) in paragraph (e) by deleting the word “collaborating” and substituting therefor the word “collaborate”;
- (e) by deleting paragraph (f) and substituting therefor the following new paragraph –
“(f) open such bank accounts for the funds of the Agency as may be necessary”;
- (f) in paragraph (g) by deleting the word “investing” and substituting therefor the word “invest”.

CLAUSE 13

THAT, clause 13 of the Bill be amended in sub-clause (3) by deleting the word “is” appearing immediately after the word “Agency” and substituting therefor the word “if”.

CLAUSE 15

THAT, clause 15 of the Bill be amended by inserting the word “the” immediately before the word “functions”.

PART IV

THAT, the heading to PART IV be amended –

- (a) by deleting the word “measures” and substituting therefor the word “measure”; and
- (b) by deleting the word “procedures” and substituting therefor the word “procedure”.

CLAUSE 23

THAT, clause 23 of the Bill be amended in sub-clause (5) by deleting the words “the Cabinet” and substituting therefor the words “he or she”.

CLAUSE 31

THAT, clause 31 of the Bill be amended –

- (a) in sub-clause (3) –
 - (i) by inserting the word “to” immediately before the word “deliver”; and
 - (ii) by inserting the word “to” immediately before the word “produce”.
- (b) in sub-clause (4)(b) by inserting the word “a” immediately before the word “court” in subparagraph (ii);
- (c) in sub-clause (5) by inserting the words “or her” immediately after the word “his”.

CLAUSE 33

THAT, clause 33 of the Bill be amended in sub-clause (5) by inserting the words “or herself” immediately after the word “himself” in paragraph (a).

CLAUSE 34

THAT, clause 34 of the Bill be amended –

(a) by inserting the word “for” immediately before the word “information” appearing in paragraph (e);

(b) by inserting the following new paragraph immediately after paragraph (h) –

“(i) have powers to close and seal off the premises for further investigation for a period not exceeding fourteen days”.

CLAUSE 36

THAT, clause 36 of the Bill be amended in paragraph (b) by deleting the words “mistake common” and substituting therefor the words “a common mistake”.

CLAUSE 42

THAT, clause 42 of the Bill be amended in sub-clause (2) by inserting the word “the” immediately before the word “fulfillment” in paragraph (b).

SECOND SCHEDULE

THAT, the Second Schedule to the Bill is amended –

(a) in paragraph 3 –

(i) by deleting the word “above” appearing in subparagraph (6);

(ii) by deleting the word “above” appearing in subparagraph (7);

(iii) by deleting the word “above” appearing in subparagraph (8);

(iv) by deleting the words “or future or current production” appearing immediately before the words “or for circumstances” in subparagraph (10);

(v) by deleting the word “the” appearing immediately before the words “this Schedule” in subparagraph (11).

(b) in paragraph 9 –

(i) by inserting the word “the” immediately before the word “dumping” in subparagraph (2)(a); and

(ii) by inserting the word “the” immediately before the word “injury” in subparagraph (2)(b);

(iii) deleting subparagraph (12) and substituting therefor with the following new subparagraph-

“(12) The Agency may initiate an investigation on its own motion, without having received a written complaint from the affected industry”;

(iv) by inserting the following new subparagraph after subparagraph (12) –

“(13) Where the Agency initiates an investigation on its own motion, it shall proceed only if it has sufficient evidence of injury or threat of injury and a causal link to justify the initiation of an investigation”.

(c) in paragraph 12 –

- (i) by deleting the word “asks” appearing in subparagraph (4) and substituting therefor the word “requests”;
- (ii) by deleting the words “access to” appearing in subparagraph (7) and substituting therefor the words “to grant access to the Agency”;
- (iii) by deleting the words “where practicable” appearing at the end of subparagraph (8).

(d) in paragraph 13 –

- (i) by deleting the words “that accounts” appearing in subparagraph (1) (a);
- (ii) by deleting the words “that accounts” appearing in subparagraph (2).

(e) in paragraph 18 -

- (i) by deleting the word “make” appearing immediately before the word “comment” appearing in subparagraph (4);
- (ii) by inserting the word “for” immediately after the words “Cabinet Secretary” appearing in subparagraph (8).

(f) in paragraph 30 –

- (i) by deleting the word “absent” appearing in subparagraph (13)(c) and substituting therefor the word “without”;
- (ii) by deleting the expression “5%” appearing in subparagraph (15) and substituting therefor the words “five per centum”;
- (iii) by deleting the expression “15%” appearing in subparagraph (17) and substituting therefor the words “fifteen per centum”;

(g) in paragraph 31 by deleting the expression “0.5%” appearing in subparagraph (5) and substituting therefor the words “zero decimal five per centum”.

(h) in paragraph 34 –

- (i) by deleting the word “absent” appearing in subparagraph (3) and substituting therefor the word “without”; and
- (ii) by deleting the word “expense” appearing in subparagraph (3) and substituting therefor the word “expend”;
- (iii) by deleting the word “absent” appearing in subparagraph (5) and substituting therefor the word “without”;
- (iv) by deleting the word “employer” appearing in subparagraph (6) and substituting therefor the word “employing”; and

- (v) by deleting the word “expense” appearing in subparagraph (6) and substituting therefor the word “expend”;
- (vi) by deleting the word “expense” appearing in subparagraph (7) and substituting therefor the word “expend”;
- (i) in paragraph 35 by deleting the word “with” appearing in subparagraph (3)(a) and substituting therefor the word “to”;
- (j) in paragraph 42-
 - (i) by deleting the word “normally” appearing in subparagraph (6) (a); and
 - (ii) by deleting the word “normally” appearing in subparagraph (6) (b);
- (k) in paragraph 43 by deleting the word “preserved” appearing in subparagraph (4) and substituting therefor the word “observed”.
- (l) in paragraph 54 by deleting the word “the” appearing immediately before the word “Kenya” in subparagraph (1).

THIRD SCHEDULE

THAT, the Third Schedule to the Bill be amended –

- (a) in paragraph 3 by deleting the word “subparagraph” appearing in subparagraph (3)(l) and substituting therefor the word “sub-subparagraph”;
- (b) in paragraph 5 by inserting the word “is” immediately before the word “desirous” appearing in subparagraph (3);
- (c) in paragraph (8) –
 - (i) by deleting the word “may” appearing immediately after the word “shall” in subparagraph (1);
 - (ii) by deleting the word “arguments” appearing in subparagraph (2) and substituting therefor the word “submissions”;
 - (iii) by deleting the word “arguments” appearing in subparagraph (3) and substituting therefor the word “submissions”;
- (d) in paragraph 9 by deleting the word “arguments” wherever it appears in subparagraph (1) and substituting therefor the word “submissions”;
- (e) in paragraph 13 by deleting the expression “19(1)” appearing in the closing statement of subparagraph (6) and substituting therefor the expression “18 (2)”;
- (f) in paragraph 14 by deleting the word “and” appearing at the end of subparagraph (2)(i);
- (g) in paragraph 17 by inserting the word “daily” immediately after the word “two” appearing in subparagraph (6);
- (h) in paragraph 18 by inserting the word “daily” immediately after the word “two” appearing in subparagraph (4);

2) Notice is given that the Leader of the Majority Party intends to move the following amendments to the Kenya Trade Remedies Bill, 2017 at the Committee Stage—

NEW CLAUSES

THAT, the following new clauses be inserted immediately after clause 43—

Amendment
of section 123
of No. 15 of
2015.

44. Section 123 of the Companies Act, 2015 is amended by inserting the following new paragraphs immediately after paragraph (d) —

- “(e) a brother or sister of the director;
- (f) a brother or sister of the spouse of the director; or
- (g) a grandchild of the director; or
- (h) a spouse of any of the persons specified in paragraphs (b), (e), (f) and (g).”

Amendment
of section 135
of No. 15 of
2015.

45. Section 135 of the Companies Act, 2015 is amended in subsection (1) by inserting the following new paragraph immediately after paragraph (f)—

“(g) the person’s other company directorships, if any.”

Amendment
of section 146
of No. 15 of
2015.

46. Section 146 of the Companies Act, 2015 is amended by—

(a) deleting subsection (5) and substituting therefor the following new subsection—

“(5) An authorization under subsection (3)(b) may in the case of a public company be given by—

- (a) a majority of members of the board of directors who do not have a personal interest; or
- (b) a majority of the votes of members who do not have a personal interest, in the case of a transaction valued at an amount that is ten percent or more of the value of the assets of the company”;

(b) inserting the following new subsections immediately after subsection (7) —

“(8) A director or member referred to in this section has a personal interest if the director or member or their family member —

- (a) is a party to the transaction or has material financial interest in the transaction; or
- (b) has material financial interest in the transaction that could be expected to affect their judgment adversely to the company.

(9) An arrangement entered into by a company in contravention of this section and any transaction entered into in accordance with the arrangement, whether by the company or any other person, is voidable at the instance of the company, unless—

- (a) restitution of any money or other asset that was the subject matter of the arrangement or transaction is no longer possible;
- (b) the company has been indemnified in accordance with this section by other persons for the loss or damage suffered by it; or
- (c) rights acquired in good faith, for value and without actual notice of the contravention by a person who is not a party to the arrangement or transaction would be affected by the avoidance.

(10) Whether or not the arrangement or any such transaction has been avoided, each of the persons specified in subsection (11) is liable—

- (a) to account to the company for any gain that the person has made (directly or indirectly) as a result of the arrangement or transaction; and
- (b) jointly and severally with any other person so liable under this section, to indemnify the company for any loss or damage resulting from the arrangement or transaction.

(11) The persons liable under subsection (10) are—

- (a) any director of the company or of its holding company with whom the company entered into the arrangement in contravention of this section;
- (b) any person with whom the company entered into the arrangement in contravention of this section who is connected with a director of the company or of its holding company;
- (c) the director of the company, or of its holding company, with whom any such person is connected; and
- (d) any other director of the company who authorised the arrangement or a transaction entered into in accordance with such an arrangement.

(12) A director who contravenes this section commits an offence and is liable on conviction to disqualification for a period not exceeding five years.”

Amendment
of section
151 of No.
15 of 2015.

47. Section 151 of the Companies Act, 2015 is amended—

(a) in subsection (1), by inserting the words “within seventy-two hours” immediately after the words “members of the company” appearing in paragraph (b);

(b) in subsection (2), by —

- (i) deleting the words “that exceeds ten percent” and substituting therefor the words “that is ten percent or more”;
- (ii) deleting the word “made” and substituting therefor the word “disclose”.

Amendment
of section 162
of No. 15 of
2015.

48. Section 162 of the principal Act is amended by—

- (a) deleting subsection (6); and
- (b) deleting subsection (7).

Amendment
of section 308
of No. 15 of
2015.

49. Section 308 of the Companies Act, 2015 is amended by inserting the following new subsection immediately after subsection (7) —

“(8) Notwithstanding any other provision of this Act, the holders of any class of shares shall be entitled to vote as a group on any variation of the rights of that class if the variation —

- (a) increases or decreases the number of authorized shares of such class;
- (b) changes any of the rights or preferences of the shares of the class;
- (c) creates a right of the holders of any other shares to exchange or convert their shares into shares of the type or class held by the class;
- (d) changes the shares held by the group into a different number of shares or into shares of another class;
- (e) creates a new class of shares that —
 - (i) has rights or preferences superior or substantially equal to those of the class;
 - (ii) increases the rights and preferences of any class of shares having rights and references substantially equal to or superior to those of such class; or

- (iii) increases the rights and preferences of any class of shares having rights and preferences subordinate to those of such class if such an increase would then make them substantially equal or superior to those of such class;
- (f) limits or denies the existing pre-emptive rights of the shares of such class;
- (g) cancels or otherwise affects accumulated dividends on the shares of such class;
- (h) limits or denies the voting rights of such class; or
- (i) otherwise changes the rights or preferences of the shares held by such class so as to affect them adversely.”

Repeal of
section 344 of
No. 15 of
2015.

50. Section 344 of the Companies Act, 2015 is repealed.

Amendment
of section 393
of No. 15 of
2015.

51. Section 393 of the Companies Act, 2015 is amended in subsection (2)—

- (a) by deleting paragraph (a); and
- (b) in paragraph (b), by deleting the words “if the company’s articles contain no such provision”

II. THE BASIC EDUCATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2016)

Notice is given that Chairperson of the Departmental Committee on Education; Research and Technology, intends to move the following amendments to the Basic Education (Amendment) Bill, 2016 at the Committee Stage—

CLAUSE 2

THAT, clause 2 of the Bill be amended in paragraph (b) by—

- (a) deleting the word “disposable”; and
- (b) inserting the words “and provide a safe and environmentally sound mechanism for disposal of the sanitary towels.” immediately after the words “who has reached puberty”.

CLAUSE 3

THAT, clause 3 of the Bill be amended in paragraph (b) by—

- (a) inserting the words “conditional capitation funds to facilitate” immediately before the words “the acquisition of”; and
- (b) deleting the word “disposable”.

III. THE OCCUPATIONAL THERAPISTS (TRAINING, REGISTRATION AND LICENSING) BILL (NATIONAL ASSEMBLY BILL NO. 41 OF 2016)

Notice is given that the Chairperson of the Departmental Committee on Health intends to move the following amendments to the Occupational Therapists (Training, Registration and Licensing) Bill, 2016 at the Committee Stage—

ARRANGEMENT OF CLAUSES

THAT, the Bill be amended in the Arrangement of Clauses by deleting the word “Board” appearing in clause 4 and substituting therefor the word “Council.”

CLAUSE 4

THAT, clause 4 of the Bill be amended—

(a) in sub-clause (1) by—

(i) deleting the word “Board” appearing in the marginal note and substituting therefor the word “Council”;

(ii) deleting paragraph (a) and substituting therefor the following new paragraph—

“(a) the Chairperson, appointed by the Cabinet Secretary from among the persons nominated under paragraph (i);”

(iii) inserting the words “who shall be an *ex officio* member of the Council without a right to vote” immediately after the word “Registrar” appearing in paragraph (c);

(iv) deleting paragraph (e);

(v) inserting the words “or his or her representative” immediately after the words “Medical Training College” appearing in paragraph (f);

(vi) deleting paragraph (g);

(vii) deleting paragraph (i) and substituting therefor the following new paragraph—

“(i) six occupational therapists competitively and transparently nominated by the Association, who shall include—

(a) two occupational therapists employed in the public service one of whom shall be employed in a county government;

(b) one occupational therapist employed in the private sector;

- (c) one occupational therapist with disability;
- (d) one occupational therapist from the gender least represented in the Council; and
- (e) one occupational therapist employed in a University in Kenya which awards qualifications recognized by the Council.”

(viii) deleting paragraph (j);

(b) in sub-clause (3) by deleting the words “the Cabinet Secretary in consultation with the association” and substituting therefor the words “the Council;”

(c) by deleting sub clause (4) and substituting therefor the following new sub clause—

“(4) The Council members referred to in subsection (1) (b), (h) and (i) may attend the Council meetings in person or through their representatives appointed in writing”

(d) deleting sub clause (6);

CLAUSE 13

THAT, clause 13 of the Bill be amended by deleting paragraphs (b), (c) and (d).

CLAUSE 17

THAT, the Bill be amended by deleting clause 17 and substituting therefor the following new clause—

Appointment
of Registrar.

17. There shall be a Registrar of the Council who shall be recruited and appointed by the Council through a competitive and transparent process.

CLAUSE 23

THAT, clause 23 of the Bill be amended in sub-clause (2) by deleting the words “member of the society shall pay the Society” and substituting therefor the words “occupational therapist registered under subsection (1) shall pay the Council.”

CLAUSE 29

THAT, clause 29 of the Bill be amended in sub clause (1) by deleting the words “or dietician” appearing in paragraph (c)

CLAUSE 31

THAT, clause 31 of the Bill be amended by deleting the words “Cabinet Secretary” appearing in sub clause (1) and substituting therefor the word “Council”.

CLAUSE 36

THAT, clause 36 of the Bill be amended in paragraph (a) by deleting the word “Society” appearing immediately after the words “payable to” and substituting therefor the word “Council”.

CLAUSE 41

THAT, clause 41 of the Bill be amended by deleting the words “himself/herself out as being a clinical officer” appearing immediately after the words “or hold” and substituting therefor the words “himself or herself out as being an occupational therapist”.

NEW CLAUSE 42

THAT, the Bill be amended by inserting the following new clause immediately after clause 41—

Acting
Registrar.

42. The Chief Occupational Therapist at the Ministry for the time being responsible for matters relating to health shall hold the office of the Registrar until the first appointment is made under section 17.

The House resolved on Wednesday, January 25, 2017 as follows:-

- IV. 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.
- V. 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.
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NOTICE PAPER

Tentative business for

Wednesday (Afternoon), June 14, 2017

(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 Wednesday (Afternoon), June 14, 2017:-

A. PROCEDURAL MOTION – RESOLUTION TO HOLD A SITTING ON THURSDAY MORNING

(The Leader of the Majority Party)

B. MOTION – ADOPTION OF THE TWENTY FIRST REPORT OF THE PUBLIC INVESTMENTS COMMITTEE ON THE AUDITED ACCOUNTS OF STATE CORPORATIONS

(The Chairperson, Public Investments Committee)

(Motion as Amended)

(Question to be put)

C. THE SUPPLEMENTARY APPROPRIATION BILL (NO. 2) (NATIONAL ASSEMBLY BILL NO. 28 OF 2017)

(The Chairperson, Budget and Appropriations Committee)

First Reading

D. COMMITTEE OF THE WHOLE HOUSE

(i) The Nairobi International Financial Centre Bill (National Assembly Bill No. 5 of 2017)
(The Leader of the Majority Party)

(ii) The Legal Metrology Bill (National Assembly Bill No. 8 of 2017)
(The Leader of the Majority Party)

E. MOTION – ADOPTION OF THE REPORT ON THE AMENDMENTS TO THE STANDING ORDERS

(The Chairperson, Procedure and House Rules Committee)

F. MOTION – ADOPTION OF THE SPECIAL REPORT ON THE IMPLEMENTATION OF THE TOURISM FUND'S RONALD NGALA UTAII COLLEGE PROJECT

(The Chairperson, Public Investments Committee)

G. MOTION – ADOPTION OF REPORTS OF THE KENYA DELEGATIONS TO THE ASSEMBLIES OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS

(Member, Kenya Delegation to the IPU)

H. MOTION – ADOPTION OF SESSIONAL PAPER NO. 3 OF 2016 ON THE NATIONAL HOUSING POLICY

(The Chairperson, Departmental Committee on Transport, Public Works & Housing)

I. MOTION – ADOPTION OF SESSIONAL PAPER NO. 5 OF 2016 ON THE NATIONAL CLIMATE CHANGE FRAMEWORK POLICY

(The Chairperson, Departmental Committee on Environment & Natural Resources)

J. THE NATIONAL COHESION AND INTEGRATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 11 OF 2017)

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Second Reading

K. THE CONSTITUTION OF KENYA (AMENDMENT)(NO. 6) BILL (NATIONAL ASSEMBLY BILL NO. 65 OF 2015)

(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Tuesday, June 06, 2017)

L. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2017)

(The Leader of the Majority Party)

Second Reading



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FIFTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, JUNE 14, 2017 AT 2.30 P.M.

ORDER OF BUSINESS

PRAYERS

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

8*. PROCEDURAL MOTION - RESOLUTION TO HOLD A SITTING ON THURSDAY MORNING
(The Leader of the Majority Party)

THAT, pursuant to the provisions of Standing Order 30(3)(b), this House resolves to hold a Morning Sitting on Thursday, 15th June, 2017 commencing at 10.00 a.m. for purposes of considering urgent Business.

9*. MOTION – ADOPTION OF THE TWENTY FIRST REPORT OF THE PUBLIC INVESTMENTS COMMITTEE ON THE AUDITED ACCOUNTS OF STATE CORPORATIONS
(The Chairperson, Public Investments Committee)

THAT, this House adopts the Twenty First Report of the Public Investments Committee on the Audited Accounts of State Corporations, laid on the Table of the House on Thursday, May 18, 2017, *subject to:*

- (i) *deletion of Committee's recommendations under paragraph 14 appearing on page 378 of the Report;*
- (ii) *deletion of the Committee's observations and recommendations under paragraph 15 appearing on page 379 of the Report; and*

- (iii) *deletion of Committee's observations and recommendations under paragraph 16 appearing on page 382 of the Report.*

(Motion as Amended)

(Question to be put)

10*. THE SUPPLEMENTARY APPROPRIATION BILL (NO. 2) (NATIONAL ASSEMBLY BILL NO. 28 OF 2017)

(The Chairperson, Budget and Appropriations Committee)

First Reading

11*. COMMITTEE OF THE WHOLE HOUSE

- (i) The Nairobi International Financial Centre Bill (National Assembly Bill No. 5 of 2017)
(The Leader of the Majority Party)
- (ii) The Legal Metrology Bill (National Assembly Bill No. 8 of 2017)
(The Leader of the Majority Party)

12*. MOTION – ADOPTION OF THE REPORT ON THE AMENDMENTS TO THE STANDING ORDERS

(The Chairperson, Procedure and House Rules Committee)

THAT, pursuant to provisions of Standing Order 264 and 265, this House adopts the Report of the Procedure and House Rules Committee, laid on the Table of the House on Tuesday, June 13, 2017, and further-

- (i) **approves** the amendments proposed to the Standing Orders as contained in the Schedule of the report;
- (ii) **resolves** that the amendments to the Standing Orders shall, upon approval by the House, take effect at the commencement of the next Parliament; and,
- (iii) in view of the amendment proposed in Standing Order 212B (*Committee on Members' Services and Facilities*) **rescinds** the decision of the House of 14th March, 1967 as amended on 29th November 2011 which established the National Assembly's Catering and Health Services Committee.

13*. **MOTION – ADOPTION OF THE SPECIAL REPORT ON THE IMPLEMENTATION OF THE TOURISM FUND’S RONALD NGALA UTALII COLLEGE PROJECT**

(The Chairperson, Public Investments Committee)

THAT, this House adopts the Special Report of the Public Investments Committee (PIC) on the implementation of the Tourism Fund Ronald Ngala Utalii College Project in Kilifi County, laid on the Table of the House on Wednesday, 24th May, 2017.

14*. **MOTION – ADOPTION OF REPORTS OF THE KENYA DELEGATIONS TO THE ASSEMBLIES OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS**

(Member, Kenya Delegation to the IPU)

THAT, this House adopts the Reports of the Kenya Delegations to the Assemblies of the Inter-Parliamentary Union (IPU) and Related Meetings as follows:

- (i) Report of the 129th, 130th and 131st Assemblies of the Inter-Parliamentary Union (IPU) and Related Meetings held in Geneva, Switzerland from 7th to 9th October, 2013, 16th to 20th March, 2014, and 12th to 16th October, 2014 respectively, laid on the Table of the House on Thursday, December 4, 2014;
- (ii) Report of the 133rd Assembly held in Geneva, Switzerland from 15th to 21st October, 2015, and the 134th Assembly held in Lusaka, Zambia from 19th to 23rd March, 2016, laid on the Table of the House on Thursday, June 16, 2016; and
- (iii) Report of the 135th Assembly held in Geneva, Switzerland from 21st to 27st October, 2016, and the 136th Assembly held in Dhaka, Bangladesh, from 1st to 5th April, 2017, laid on the Table of the House on Wednesday, June 07, 2017.

15*. **MOTION – ADOPTION OF SESSIONAL PAPER NO. 3 OF 2016 ON THE NATIONAL HOUSING POLICY**

(The Chairperson, Departmental Committee on Transport, Public Works & Housing)

THAT, this House adopts Sessional Paper No. 3 of 2016 on the National Housing Policy, laid on the Table of the House on November 15, 2016.

16*. **MOTION – ADOPTION OF SESSIONAL PAPER NO. 5 OF 2016 ON THE NATIONAL CLIMATE CHANGE FRAMEWORK POLICY**

(The Chairperson, Departmental Committee on Environment & Natural Resources)

THAT, this House adopts the National Climate Change Framework Policy Sessional Paper No. 5 of 2016, laid on the Table of the House on Thursday, December 20, 2016.

- 17*. **THE NATIONAL COHESION AND INTEGRATION (AMENDMENT) BILL**
(NATIONAL ASSEMBLY BILL NO. 11 OF 2017)
(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Second Reading

- 18*. **THE CONSTITUTION OF KENYA (AMENDMENT)(NO. 6) BILL**
(NATIONAL ASSEMBLY BILL NO. 65 OF 2015)
(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Tuesday, June 06, 2017)

- 19*. **THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL**
(NATIONAL ASSEMBLY BILL NO. 21 OF 2017)
(The Leader of the Majority Party)

Second Reading

*** Denotes Orders of the Day**

NOTICES

I. THE NAIROBI INTERNATIONAL FINANCIAL CENTRE BILL (NATIONAL ASSEMBLY BILL NO. 5 OF 2017)

- 1) Notice is given that the Chairperson of the Departmental Committee on Finance, Planning and Trade intends to move the following amendments to the Nairobi International Financial Centre Bill, 2017 at the Committee Stage—

CLAUSE 2

THAT, clause 2 of the Bill be amended by inserting the words “under section 28 (4)” immediately after the word “Authority” in the definition of the term “NIFC firm”.

CLAUSE 7

THAT, clause 7 of the Bill be amended by –

- (a) deleting the number “(1)” appearing immediately before the words “in order” in the opening statement;
- (b) inserting the word “the” immediately after the word “legal” in paragraph (d); and
- (c) deleting paragraph (i) and substituting therefore the following new paragraph –
“(i) undertake any other activity necessary for the fulfillment of its objectives under this Act”.

CLAUSE 8

THAT, clause 8 of the Bill be amended in sub-clause (2) by deleting the words “any of the following” appearing immediately after the words “level in” in paragraph (b).

CLAUSE 9

THAT, clause 9 of the Bill be amended by deleting sub-clause (2) and substituting therefor the following new sub-clause –

“(2) The appointment of members of the Board shall be done in such a manner as to ensure that the terms of the members appointed do not lapse at the same time and that there is continuity of service”.

CLAUSE 11

THAT, clause 11 of the Bill be amended by –

- (a) deleting the word “legitimate” appearing immediately before the word “disbursements” in paragraph (d); and

- (b) deleting the word “banking” appearing immediately before the word “accounts” and substituting therefor the word “bank” in paragraph (e).

CLAUSE 13

THAT, clause 13 of the Bill be amended by -

- (a) deleting the word “consultations” appearing immediately before the words “with the Cabinet Secretary” and substituting therefor the word “consultation”;
- (b) deleting the words “Cabinet Secretary” and substituting therefor the words “Salaries and Remuneration Commission”.

CLAUSE 14

THAT, clause 14 of the Bill be amended in subclause (3) by deleting the words “any of the following” appearing immediately after the words “level in” in paragraph (b).

CLAUSE 15

THAT, the Bill be amended by deleting clause 15 and substituting therefor the following new clause 15 –

- “15. (1) The Authority may appoint such staff as are necessary for the performance of its functions under this Act.
- (2) The staff appointed under subsection (1) shall serve on such terms and conditions of service as the Authority may, in consultation with the Salaries and Remuneration Commission, determine”.

CLAUSE 16

THAT, clause 16 of the Bill be amended by deleting the word “anything” appearing immediately before the words “done by any member” and substituting therefor the word “thing”.

CLAUSE 17

THAT, clause 17 of the Bill be amended –

- (a) in sub-clause (1) by –
- (i) inserting the words “or her” immediately after the word “his” wherever it appears in paragraph (b);
- (ii) deleting the word “the” appearing immediately before the word “Act” and substituting therefor the word “this” in paragraph (b); and
- (iii) deleting the words “when lawfully required to do so” appearing immediately before the words “by a court” in paragraph (c).
- (b) in sub-clause (3) by –
- (i) inserting the words “or her” immediately after the word “his”;
- (ii) deleting the word “to” appearing immediately before the word “subsection” and substituting therefor the word “of”; and

- (iii) deleting the word “same” appearing immediately before the words “to any other person” and substituting therefor the words “document, material or information”.
- (c) in sub-clause (4) by -
 - (i) deleting the word “an” appearing immediately before the word “imprisonment”; and
 - (ii) deleting the word “to” appearing immediately before the words “a term” and substituting therefor the word “for”.

CLAUSE 19

THAT, clause 19 of the Bill be amended by inserting the following new subclause immediately after sub-clause (1) –

(1A) The Authority shall provide secretariat services to the Council”.

CLAUSE 20

THAT, clause 20 of the Bill be amended by –

- (a) inserting the word “the” immediately before the word “exercise” in paragraph (a); and
- (b) deleting the word “Parliament” and substituting therefor the words “the National Assembly” in paragraph (c).

CLAUSE 21

THAT, clause 21 of the Bill be amended by –

- (a) deleting the words “in Kenya” appearing immediately before the words “invest in trust funds” in subsection (1); and
- (b) deleting the words ‘such bank or banks’ appearing immediately before the words “as it may determine” and substituting therefor the words “any bank” in sub-clause (2).

CLAUSE 23

THAT, clause 23 of the Bill be amended in sub-clause (2) by –

- (a) deleting the word “the” appearing immediately before the word “equipment” in paragraph (f); and
- (b) inserting the words ‘payment of’ immediately before the words “any other costs” in paragraph (g).

CLAUSE 24

THAT, clause 24 of the Bill be amended in sub-clause (1) by –

- (a) deleting the word “all” appearing immediately before the word “proper”; and
- (b) deleting the word “other” appearing immediately before the word “records”.

CLAUSE 26

THAT, clause 26 of the Bill be amended by -

- (a) deleting the word “an” appearing immediately before the word “imprisonment” in sub-clause (2); and
- (b) inserting the following new sub-clause immediately after sub-clause (2) –

“(3) Where the offence is committed by a body corporate, the body corporate shall be liable on conviction to a fine not exceeding ten million shillings”.

CLAUSE 28

THAT, clause 28 of the Bill be amended in sub-clause (8) by inserting the word “are” immediately before the word “necessary” in paragraph (a).

CLAUSE 29

THAT, clause 29 of the Bill be amended –

- (a) in sub-clause (1) by deleting the word “license” and substituting therefor the word “licence” appearing immediately after the word “firm’s” in paragraph (d);
- (b) in sub-clause (2) by deleting the words “other than under subsection (1) (d) appearing immediately before the word “suspend”.

CLAUSE 34

THAT, clause 34 of the Bill be amended -

- (a) in sub-clause (1) by –
 - (i) deleting the word “persons” appearing immediately before the word “appointed” and substituting therefor the word “members” in the opening statement;
 - (ii) deleting the word “the” appearing immediately before the word “chairperson” and substituting therefor the word “a” in paragraph (a); and
 - (iii) inserting the word “the” immediately before the word “financial” in paragraph (b);
- (b) in sub-clause (3) by inserting the words “a term of” immediately before the word “three”;
- (c) by deleting sub-clause (4) and substituting therefor the following new sub-clause–

“(4) The appointment of members to the Tribunal shall be done in such a manner as to ensure that the terms of the members appointed do not lapse at the same time and that there is continuity of service”.

(d) in sub-clause (5) by -

- (i) deleting paragraph (b) and substituting therefor the following new paragraph –
“(b) accepts any position of employment the holding of which conflicts with his or her role in the Tribunal; and

- (ii) inserting the words “without the permission of the Tribunal” immediately after the word “Tribunal” in paragraph (e);
- (e) in sub-clause (6) –
 - (i) by deleting the word “the” appearing immediately before the word “members”; and
 - (ii) by inserting the words “in consultation with the Salaries and Remuneration Commission” immediately before the words “from time”;
- (f) by inserting the following new sub-clauses immediately after sub-clause (6) –

“(7) The Tribunal shall have jurisdiction to hear and determine appeals against any decision or order of the Authority.

(8) In determining an appeal, the Tribunal may affirm, quash or refer the decision or order back to the Authority for reconsideration”.

CLAUSE 36

THAT, clause 36 of the Bill be amended –

- (a) by deleting sub-clause (1) and substituting therefor the following new sub-clause -

“(1) The Judicial Service Commission may appoint such staff as are necessary for the performance of the functions of the Tribunal under this Act”; and
- (b) by inserting the words “in consultation with the Salaries and Remuneration Commission” immediately before the words “from time” in sub-clause (2).

CLAUSE 38

THAT, clause 38 of the Bill be amended in sub-clause (2) be deleting paragraphs (c), (d) and (e) and substituting therefor the following new paragraphs –

- “(c) the nature of records to be kept;
(d) the procedure of giving notice to the parties;
(e) the fees to be charged; and”.

SCHEDULE

THAT, the Schedule to the Bill be amended –

- (a) in paragraph 2 by –
 - (i) deleting the word “of” appearing immediately before the words “the business” in subparagraph (2);
 - (ii) deleting the word “total” in subparagraph (3); and
 - (iii) deleting paragraph 8.
- (b) in paragraph 3 by inserting the words “does not disclose his or her interest in a contract or any other or who” immediately before the words “benefits” in subparagraph (3);
- (c) in paragraph 4 by deleting the words “all instruments or decisions” and substituting therefor the words “instrument or decision”.

2) Notice is given that the Leader of the Majority Party, intends to move the following amendments to the Nairobi International Financial Centre Bill, 2017 at the Committee Stage—

NEW CLAUSE

THAT, the Bill be amended by inserting the following new clause immediately after clause 32 -

Settlement of
disputes.

32A. (1) Where there is a dispute between the Authority and an NIFC firm arising out of or in connection with the rights and benefits conferred by section 32, the dispute shall be settled by arbitration, and, unless otherwise agreed by the parties, by a sole arbitrator, to be appointed by the Registrar of the Nairobi Centre for International Arbitration and any award, order or determination of or by such arbitrator shall be final and binding on all parties.

(2) The dispute referred to the arbitrator appointed by the Registrar under subsection (1) shall be administered in accordance with the Rules for arbitration of the Nairobi Centre for International Arbitration.

3) Notice is given that the Member for Kibra (Hon. Ken Okoth) intends to move the following amendments to the Nairobi International Financial Centre Bill, 2017 at the Committee Stage—

CLAUSE 8

THAT, clause 8 of the Bill be amended in sub-clause (1) by inserting the following new paragraphs immediately after paragraph (f) –

“(g) the Commissioner-General of the Kenya Revenue Authority; and
(h) the Governor of the Central Bank of Kenya”.

CLAUSE 19

THAT, clause 19 of the Bill be amended in sub-clause (1) –

(a) by deleting paragraph (a) and substituting therefor the following new paragraph –
“(a) a chairperson appointed by the President with the approval of the National Assembly;”

(b) by deleting paragraph (b) and substituting therefor the following new paragraph –
“(b) a deputy-chairperson appointed by the President with the approval of the National Assembly;”

CLAUSE 32

THAT, clause 32 of the Bill be deleted.

CLAUSE 39

THAT, clause 39 of the Bill be amended in sub-clause (2) –

- (a) by inserting the word “rights” immediately before the word “benefits” in paragraph (b);
- (b) by inserting the following new paragraphs immediately after paragraph (f) –
 - “(fa) determine any nationalisation or expropriation measures or any restrictions on private ownership;
 - (fb) designate the repatriation of profits and realisation of investments;
 - (fc) designate the recruitment, employment and terms of employment of staff, subject to work permit provisions and any international treaty obligations entered into by the Government in respect of the terms of employment of employees; and
 - (fd) determine the ownership by persons who are not nationals of, or resident in, Kenya”.

II. THE LEGAL METROLOGY BILL (NATIONAL ASSEMBLY BILL NO. 8 OF 2017)

Notice is given that the Chairperson of the Departmental Committee on Finance, Planning and Trade intends to move the following amendments to the Legal Metrology Bill, 2017 at the Committee Stage—

CLAUSE 2

THAT, clause 2 of the Bill be amended-

- (a) by inserting the following new definition in the proper alphabetical sequence –
 - “Council” means the Council established under section 2D”;
- (b) in the definition of “custodian” by inserting the words “Legal Metrology” immediately after the word “Primary”;
- (c) in the definition of “Institute” by inserting the words “,Kenya established under section 2A” immediately after the word “Administration”;
- (d) in the definition of “International Bureau of Weights and Measures” by deleting the words “*Internationale des Poids et Mesures*” and substituting therefor the words “*Bureau International des Poids et Mesures*”;
- (e) in the definition of “international definition” by deleting the word “of” appearing immediately after the word “Conference” and substituting therefor the word “on”;
- (f) in the definition of “measuring instrument” by deleting the words “length, area, volume, capacity and gauge” and substituting therefor the words “quantities based on the international system of units (SI) and their derivatives”;
- (g) in the definition of “secondary standards” by inserting the words “Legal Metrology” immediately after the word “Primary”.

NEW PART

THAT, the Bill be amended by inserting the following new Part immediately after Part I –

**PART IA – THE INSTITUTE OF TRADE STANDARDS
ADMINISTRATION, KENYA**

Establishment of
the Institute.

2A. (1) There is established an institute known as the Institute of Trade Standards Administration, Kenya.

(2) The Institute is a body corporate with perpetual succession and a common seal and shall, in its corporate name, be capable of—

- (a) suing and being sued;
- (b) taking, purchasing or otherwise acquiring, holding, charging and disposing of movable and immovable property;
- (c) borrowing money or making investments;
- (d) co-operating with other persons or bodies for the furtherance of the functions of the Institute;
- (e) establishing branches in Kenya for the purpose of promoting the functions of the Institute; and
- (f) doing or performing all other things or acts necessary for the proper performance of its functions under this Act, which may lawfully be done or performed by a body corporate.

Powers of the
Institute.

2B. The Institute shall have all the powers necessary for the proper performance of its functions under this Act and in particular, but without prejudice to the generality of the foregoing, the Institute shall have the power to—

- (a) manage, control and administer its assets in such a manner and for such purposes as best promotes the purpose for which the Institute is established;
- (b) open such bank accounts for its funds as may be necessary;
- (c) determine the provisions to be made for capital and recurrent expenditure and for the reserves of the Institute;
- (d) subject to approval of the Cabinet Secretary for the time being responsible for matters relating to finance, invest any of the Institute's funds not immediately required for the purposes of this Act, as it may determine;
- (e) receive gifts, grants, donations or endowments made to the Institute and make disbursements therefor;

- (f) enter into association with such other bodies or organisations within or outside Kenya as it may consider desirable or appropriate and in furtherance of the purposes for which the Institute is established; and
- (g) undertake any activity necessary for the fulfillment of any of its functions.

Functions of the
Institute.

2C. The functions of the Institute shall be to –

- (a) advance the legal, technical, scientific, practical and general knowledge of persons engaged in the administration of legislation relating to legal metrology, fair trading, consumer protection and Trade Standards Administration;
- (b) promote the sharing of ideas, opinions and experiences between its members;
- (c) promote and encourage courses for the industry;
- (d) provide information on consumer affairs and keep members and all other persons as may be interested aware of and involve them from time to time on any new or proposed legislation which affects the activities or responsibilities of the Institute or which arises as a consequence of Kenya's association with the African Union and any other country and to consult on those matters with such committees of the national or county governments, trade associations or other bodies;
- (e) promote and encourage research and learning, provide facilities for and to promote and encourage research and learning and to undertake research in all subjects and matters relating to or affecting the administration of this Act and any other legislation or duties which are, or may be administered or undertaken by its members;
- (f) record and preserve and make available the results of research and learning for the benefit of students and all such persons as may be interested;
- (g) develop curricular and examinations, set standards and regulate training and education of candidates for the statutory qualification as an Inspector of Weights and Measures, Trade Standards Officer or Legal Metrology Officer or other professional qualifications of the Institute, or for any or all of the examinations of the Institute;
- (h) appoint examiners and arrange, administer, conduct and control such examinations as may be necessary or desirable to test the knowledge, suitability and competence of persons engaged in, or seeking to be engaged in the administration of this Act or in any other branch of

administration, or in any parts, of which any of its members are engaged, and in proper cases, to issue certificates to such persons as may be recommended by such examiners as being worthy and to do all or any of such things jointly or in consultation with any person or body including a State Department;

- (i) promote the attainment of uniformity of practice in all aspects in the administration of legal metrology activities and any other legislation or duties administered or undertaken by its members;
- (j) consider all proposed legislation and take cognizance of all such matters affecting or likely to affect the administration of the statutes under which its members hold office or appointments and to make such representations as may be considered advisable;
- (k) obtain from members and from any other source information relating to matters arising under legislation administered by its members and to disseminate such information among members and stakeholders by means of a journal or by such means as may be found appropriate;
- (l) print and publish, lend and distribute any communications made to or by the Institute or any similar body and any Bills and Acts of Parliament and subject to the consent of the issuing authorities, any official documents or circulars and purchase, reproduce, print, publish and distribute by way of sale or otherwise as the Institute may deem fit of any books, papers, treaties or communications relating to the work of its members;
- (m) establish, uphold, advance and promote the highest standards of competence and practice amongst its members; and
- (n) make donations to any charitable, scientific, cultural or educational objects, institutions or associations.

Council.

2D. (1) The Institute shall be managed by a Council which shall comprise of the following members elected at the General Meeting –

- (a) a chairperson;
- (b) a vice-chairperson;
- (c) a secretary;
- (d) an assistant secretary;
- (e) a treasurer;
- (f) an assistant treasurer;
- (g) the Chairperson of the Constituent Committees;
- (h) each Branch representatives; and

(i) the immediate past Chairperson of the Institute who shall be an *ex-officio* member of the Council.

(2) Each member of the Council shall serve for a term of one year, and shall be eligible for re-election for one further term of one year.

Funds of the
Institute.

2E. The Funds for the Institute shall consist of —

- (a) monies that may accrue to or vest in the Institute in the course of the exercise of its functions under this Act;
- (b) gifts, grants, donations or endowments as may be given to the Institute;
- (c) monies that may be borrowed by the Institute for the discharge of its functions;
- (d) fees for services rendered to any designated institution in terms of a service agreement; and
- (e) monies from any other source provided for the Institute.

CLAUSE 12

THAT, clause 12 of the Bill be amended—

- (d) in sub-clause (3) by deleting the word “production” appearing immediately before the word “thereof” and substituting therefor the word “issuance”;
- (e) in sub-clause (5) by inserting the words “Legal Metrology” immediately after the word “primary”.

CLAUSE 13

THAT, clause 13 of the Bill be amended—

- (a) in sub-clause (4) by inserting the words “Legal Metrology” immediately after the word “primary”;
- (b) in sub-clause (5) by inserting the words “Legal Metrology” immediately after the word “primary”.

CLAUSE 14

THAT, clause 14 of the Bill be amended —

- (a) in sub-clause (2) by inserting the words “Legal Metrology” immediately after the word “primary”;
- (b) in sub-clause (5) by deleting the word “forces” and substituting therefor the word “force”.

CLAUSE 18

THAT, clause 18 of the Bill be amended —

- (a) by inserting the expression “(3)” immediately before the words “Use for trade does not include use in a case where” appearing immediately after sub-clause (2)(c);

(b) by inserting the expression “(4)” immediately before the words “Any equipment” appearing immediately before clause 19.

CLAUSE 20

THAT, clause 20 of the Bill be amended by inserting the words “or her” immediately after the word “his”.

CLAUSE 21

THAT, clause 21 of the Bill be amended by inserting the words “or her” immediately after the word “his”.

CLAUSE 26

THAT, clause 26 of the Bill be amended -

(a) in sub-clause (1) –

- (i) by deleting the word “or” appearing immediately after the word “stamp” in paragraph (a);
- (ii) by deleting the word “or” appearing immediately after the word “stamp” in paragraph (b);
- (iii) by deleting the word “or” appearing immediately after the word “equipment” in paragraph (c);
- (iv) by deleting the word “or” appearing immediately after the word “unjust” in paragraph (d);

(b) in subclause (4)–

- (i) by inserting the words “or her” immediately after the word “his”; and
- (ii) by deleting the word “of” appearing immediately after the word “possession”;
- (iii) by deleting the word “or” appearing immediately after the word “Act” in paragraph (a); and
- (iv) by deleting the word “or” appearing immediately after the word “stamped” in paragraph (b).

CLAUSE 27

THAT, clause 27 of the Bill be amended–

(a) in sub-clause (1) by inserting the words “or she” immediately after the word “he”;

(b) in sub-clause (4)–

- (i) by inserting the words “or her” immediately after the word “his”; and
- (ii) by inserting the word “a” immediately before the word “denomination”;

(c) in sub-clause (9)–

- (i) by inserting the words “,the inspector” immediately after the word “her”; and
- (ii) by inserting the word “a” immediately before the word “fees”.

CLAUSE 28

THAT, clause 28 of the Bill be amended –

- (a) by inserting the words “or her” immediately after the word “his” wherever it appears; and
- (b) by deleting the words “that person” appearing immediately before the word “commits”.

CLAUSE 29

THAT, clause 29 of the Bill be amended –

- (a) by inserting the words “or her” immediately after the word “his”; and
- (b) by deleting the words “and the onus of proving the contrary shall be upon him” appearing at the end of the section.

CLAUSE 30

THAT, clause 30 of the Bill be amended–

- (a) in sub-clause (5) –
 - (i) by inserting the word “who” immediately before the words “uses for trade”;
 - (ii) by inserting the words “or her” immediately after the word “his”; and
 - (iii) by deleting the words “he or she” appearing immediately before the word “commits”;
- (b) in sub-clause (8) by inserting the words “or her” immediately after the word “his”.

CLAUSE 31

THAT, clause 31 of the Bill be amended in sub-clause (2) by inserting the words “or her” immediately after the word “his”.

CLAUSE 33

THAT, clause 33 of the Bill be amended in sub-clause (1) –

- (a) by deleting the word “licenses” appearing in paragraph (m) and substituting therefor the word “licences”;
- (b) by deleting the word “licenses” appearing in paragraph (r) and substituting therefor the word “licences”; and
- (c) by inserting the words “or she” immediately after the word “he” appearing in paragraph (v).

CLAUSE 34

THAT, clause 34 of the Bill be amended in subclause (2) by inserting the word “the” immediately before the word “size” appearing in paragraph (b).

CLAUSE 35

THAT, clause 35 of the Bill be amended in sub-clause (1)–

- (a) by deleting the words “(including in particular information as to quantity or capacity)” appearing in paragraph (a) and substituting therefor the words “, including information as to quantity or capacity,”;
- (b) by deleting paragraph (c) and substituting therefor the following new paragraph –
“(c) as to the conditions which shall be satisfied in marking with information as to the quantity of goods made up in the container or on which any goods are made up for sale where those goods are goods on sale of which the quantity of the goods sold is required by any such provision to be made known to the buyer as or before a particular time;”.

CLAUSE 37

THAT, clause 37 of the Bill be amended–

- (a) in sub-clause (1)–
 - (i) by inserting the word “a” immediately before the word “quantity” in the opening statement;
 - (ii) by inserting the words “or her” immediately after the word “his” appearing in paragraph (a);
 - (iii) by inserting the words “or her” immediately after the word “his” appearing in paragraph (b); and
 - (iv) by inserting the word “a” immediately before the word “quantity” appearing in paragraph (b);
- (b) in sub-clause (2) –
 - (i) by inserting the words “or her” immediately after the word “his” wherever it appears; and
 - (ii) by deleting the words “sell or agree” appearing in paragraph (c) and substituting therefor the words “sells or agrees”.

CLAUSE 38

THAT, clause 38 of the Bill be amended –

- (a) in sub-clause (2) by inserting the words “or her” immediately after the word “him”;
- (b) in sub-clause (6) by inserting the words “or she” immediately after the word “he”.

CLAUSE 41

THAT, clause 41 of the Bill be amended by deleting sub-clause (2) and substituting therefor the following new sub-clause –

“(2) For the purposes of this section any statement, whether oral or in writing, as to the weight of any goods shall be taken, unless otherwise expressed, to be a statement as to the net quantity of the goods”.

CLAUSE 42

THAT, clause 42 of the Bill be amended -

- (a) in sub-clause (1) by inserting the words “or her” immediately after the word “his” appearing in paragraph (a);
- (b) in sub-clause (3) by deleting the words “(whether any sale or a sale of any particular description)” appearing in paragraph (b)(ii);
- (c) by deleting sub-clause (5) and substituting therefor the following new sub-clause –
“(5) For the purposes of this section any statement, whether oral or in writing, as to the weight of any goods shall be taken, unless otherwise expressed, to be a statement as to the net quantity of the goods”.

CLAUSE 43

THAT, clause 43 of the Bill be amended -

- (a) by inserting the words “in the event” immediately before the words “that document” appearing in sub-clause (1);
- (b) by deleting sub-clause (2) and substituting therefor the following new sub-clause –
“(2) For the purposes of this section any statement, whether oral or in writing, as to the weight of any goods shall be taken, unless otherwise expressed, to be a statement as to the net quantity of the goods”.

CLAUSE 46

THAT, clause 46 of the Bill be amended –

- (a) in sub-clause (1) by inserting the words “or her” immediately after the word “his” appearing in paragraph (e);
- (b) in sub-clause (3) by deleting the words “(however expressed)” appearing in paragraph (a).

CLAUSE 47

THAT, clause 47 of the Bill be amended in sub-clause (2) by deleting the words “(not being a person under the control of the person charged)” and substituting therefor the words “,not being a person under the control of the person charged,”.

CLAUSE 48

THAT, clause 48 of the Bill be amended -

- (a) in sub-clause (1) by deleting the words “(whether by way of pre-packaging or otherwise)” appearing in paragraph (a);
- (b) in sub-clause (2)–
 - (i) by deleting the words “of this section” appearing in paragraph (a);
 - (ii) by deleting the word “that” appearing in paragraph (b); and
 - (iii) by deleting the words “of this section” appearing in paragraph (b);
 - (iv) by deleting the word “that” appearing in paragraph (c); and
 - (v) by deleting the words “of this section” appearing in paragraph (c).

CLAUSE 49

THAT, clause 49 of the Bill be amended in sub-clause (1) by deleting the words “(whether by way of pre-packaging or otherwise)” appearing in paragraph (a).

CLAUSE 50

THAT, clause 50 of the Bill be amended by deleting the word “a” appearing immediately before the word “sufficient” in paragraph (a).

CLAUSE 54

THAT, clause 54 of the Bill be amended in subsection (4) –

- (a) by inserting the words “Weights and Measures” immediately before the words “Act repealed”; and
- (b) by deleting the expression “67” and substituting therefor the expression “68”.

CLAUSE 55

THAT, clause 55 of the Bill be amended -

- (a) in sub-clause (2) –
 - (i) by inserting the word “any” immediately before the words “Deputy Director”; and
 - (ii) by deleting the words “to any” appearing immediately before the words “Assistant Director”.
- (b) in sub-clause (6) –
 - (i) by inserting the words “Weights and Measures” immediately before the words “Act repealed”;
 - (ii) by deleting the expression “67” and substituting therefor the expression “68”.

CLAUSE 56

THAT, clause 56 of the Bill be deleted.

CLAUSE 57

THAT, clause 57 of the Bill be amended –

(a) in sub-clause (7) –

(i) by inserting the word “or her” immediately after the word “him”; and

(ii) by deleting the words “to him necessary” and substituting therefor the words “necessary to him or her”;

(b) in sub-clause (8) by inserting the words “or her” immediately after the word “him”.

CLAUSE 61

THAT, clause 61 of the Bill be amended by deleting the words “each commit an offence” and substituting therefor the words “on conviction be considered to have jointly and severally committed an offence”.

CLAUSE 65

THAT, clause 65 of the Bill be amended in sub-clause (1) by deleting the word “that” appearing immediately before the words “person shall be liable” and substituting therefor the word “such”.

The House resolved on Wednesday, January 25, 2017 as follows:-

- III.** **THAT**, notwithstanding the provisions of Standing Order 97(4), 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.
- IV.** **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 of the Majority Party and the Leader of the Minority Party, in that order.
- V.** **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.
-

SCHEDULE

PROPOSED AMENDMENTS TO THE NATIONAL ASSEMBLY STANDING ORDERS

Notice is given that pursuant to the provisions of Standing Order 264, the Chairperson of the Procedure and House Rules Committee intends to move the following amendments to the National Assembly Standing Orders—

STANDING ORDER 1

THAT, Standing Order 1 be amended in paragraph (2) by inserting the word “practices” immediately after the word “traditions”.

STANDING ORDER 2

THAT, Standing Order 2 be amended by inserting the following new definition in its proper alphabetical sequence—

“broadcast” includes the live transmission of the proceedings of the House by radio, television or webcast;

NEW STANDING ORDER 2A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 2—

“**2A.** The Mace of the House embodies the authority of the Speaker and the House and shall be kept in safe custody by the Serjeant-at-Arms.

STANDING ORDER 3

THAT, Standing Order 3 be amended in paragraph (2) by inserting —

- (a) the words “East African Legislative Assembly” immediately after the words “National Assembly” appearing in subparagraph (b);
- (b) the words “Members with the” immediately before the word “longest” appearing in subparagraph (c).

NEW PART IIA

THAT, the Standing Orders be amended by inserting the following new Part immediately after Standing Order 12—

“PART IIA VACATION OF OFFICE OF SPEAKER AND DEPUTY SPEAKER

Resignation

12A. (1) A Speaker or Deputy Speaker who intends to resign from office shall submit a letter of resignation addressed to the House.

(2) Upon receipt of a letter of resignation, the Clerk shall, without delay,—

(a) in the case of resignation by the Speaker, inform the Deputy Speaker; or

(b) in the case of resignation by the Deputy Speaker, inform the Speaker.

(3) The House shall be notified of a resignation under this Standing Order within seven days.

Removal from Office

12B. (1) A member of the National Assembly, supported by at least one-third of all the members, may move a motion for the removal of the Speaker or Deputy Speaker for—

(a) serious violation of a provision of the Constitution or of any other law including a violation of Chapter Six;

(b) gross misconduct, whether in the performance of the Speaker’s or Deputy Speaker’s functions or otherwise;

(c) physical or mental incapacity to perform the functions of office;

(d) incompetence; or

(e) bankruptcy.

(2) Before giving Notice of the Motion under paragraph (1), the Member shall deliver to the Clerk a copy of the proposed Motion in writing—

(a) stating the grounds and particulars upon which the proposed Motion is made;

(b) signed by the Member;

(c) signed in support by at least one-third of all the Members of the Assembly.

(3) Upon receipt of the motion by the Clerk, a Member shall not withdraw a signature appended to it.

(4) A Member shall give three days’ notice of the motion under paragraph (1) within three days of the approval of the motion.

(5) The Clerk shall set out on the Order Paper on which the Motion is listed—

(a) the grounds and particulars upon which the proposed Motion is made;

(b) the name of the Member sponsoring the Motion; and

(c) the names of the Members in support of the Motion.

(6) If the Motion is supported by at least fifty Members of the National Assembly—

(a) the Assembly shall appoint a select committee comprising eleven of its Members to investigate the matter; and

(b) the committee shall, within seven days, investigate and report to the Assembly whether it finds the allegations against the Speaker or Deputy Speaker to be substantiated.

(7) The Speaker or Deputy Speaker has the right to appear and be represented before the select committee during its investigations.

- (8) If the select committee reports that it finds the allegations—
- (a) unsubstantiated, no further proceedings shall be taken; or
 - (b) substantiated, the National Assembly shall—
 - (i) furnish the Speaker or Deputy Speaker with the report of the select Committee, together with any other evidence adduced and such notes or papers presented to the committee at least three days before the day scheduled for his or her appearance before the Assembly;
 - (ii) afford the Speaker or Deputy Speaker an opportunity to be heard;
 - (iii) consider the Report of the select committee; and
 - (iv) vote whether to approve the resolution requiring the removal from office of the Speaker or Deputy Speaker.
- (9) If a resolution requiring the removal from office of a Speaker or Deputy Speaker is supported by at least two-thirds of the Members of the Assembly, the Speaker or Deputy Speaker shall cease to hold office.”

STANDING ORDER 14

THAT, Standing Order 14 be amended by deleting paragraph (1) and substituting therefor the following paragraph—

“(1) After taking and subscribing to the Oath or Affirmation of Office under Standing Order 12 (*Swearing-in of the Speaker*), the Speaker shall notify the Members of the place, date and time of the opening of Parliament, which shall be not more than thirty days after the first sitting of the House.”

STANDING ORDER 19

THAT, Standing Order 19 be amended by deleted paragraph (4).

STANDING ORDER 20

THAT, Standing Order 20 be amended by deleting paragraph (4).

PART V

THAT, the Standing Orders be amended in the title to PART V by deleting the words “**AND VISITING DIGNITARY**” and substituting therefor the words “**VISITING DIGNITARY OR OTHER PERSONS**”

NEW STANDING ORDER 25A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 25—

“Designation of a place in the Chamber for Cabinet Secretaries and other persons

25A. The Speaker may designate a suitable place in the Chamber or at the bar of the House for—

- (a) the Cabinet Secretary responsible for finance to make a public pronouncement of the budget policy highlights and revenue raising measures for the national government as contemplated under the Public Finance Management Act;
- (b) other persons to make submissions or presentations before the House.”

STANDING ORDER 28

THAT, Standing Order 28 be amended in paragraph (3) by deleting the words “the Leader of the Majority Party or the Leader of the Minority Party or any other member of the House Business Committee shall move a motion of adjournment which shall be debated for not more than three hours after which the House” appearing immediately after the word “Calendar” and substituting therefor the words “the Speaker shall notify Members of the same, and at the appointed time, the Assembly shall adjourn without question put”.

STANDING ORDER 30

THAT, Standing Order 30 be amended—

- (a) in paragraph (1) by deleting the expression “9.00 am” appearing immediately after the words “meet at” and substituting therefor the expression “9.30 am”;
- (b) in paragraph (2) by deleting the expression “6.30 p.m. or (if it is an Alloted Day) at 7.00 p.m.” and substituting therefor the expression “7.00 p.m. or (if it is an Alloted Day) at 7.30 p.m

STANDING ORDER 32

THAT, the Standing Orders be amended by deleting Standing Order 32.

STANDING ORDER 38

THAT, Standing Order 38 be amended in paragraph (1) by inserting the words “proposed to be transacted” immediately after the word “business”.

STANDING ORDER 40

THAT, Standing Order 40 be amended in paragraph (3) by deleting the words “or a member belonging to the Majority or Minority Party” appearing immediately after the words “sponsored by the Majority or Minority Party”.

STANDING ORDER 42

THAT, Standing Order 42 be amended by inserting the following new paragraph immediately after paragraph (3)—

“(4) Paragraphs (1), (2) and (3) shall apply, with necessary modifications, to a message delivered to the Speaker by a Cabinet Secretary for communication to the House pursuant to any written law providing for conveyance of messages from the Cabinet.”

STANDING ORDER 43

THAT, Standing Order 43 be amended in paragraph (1) by deleting the expression “6.00 pm” appearing immediately after the words “Tuesday at” and substituting therefor the expression “6.30 pm”.

STANDING ORDER 44

THAT, Standing Order 44 be amended in paragraph (2) by inserting the following new subparagraph immediately after subparagraph (b)—

“(c) A member may request for a statement from the Committee chairperson relating to matters under the mandate of the Committee and the Speaker may either appoint a day for the statement or direct that the statement be issued on the same day.

STANDING ORDER 47

THAT, Standing Order 47 be amended by inserting the following new paragraph immediately after paragraph (4)—

“(4A) A notice of motion under Part XIV (*Procedure for removal from State Office*) shall be given in the House within three sitting days following approval by the Speaker, and if not, such motion shall be deemed to have been withdrawn and shall not be moved again in the same terms in the same session, except with the leave of the Speaker.”

STANDING ORDER 61

THAT, Standing Order 61 be amended in paragraph (1)(b) by inserting the following new sub-paragraph immediately after sub-paragraph (iii)—

“(iii) *Article 106 (resolution for removal of Speaker or Deputy Speaker from office).*”

STANDING ORDER 63

THAT, Standing Order 63 be amended—

(a) by inserting the following new paragraph immediately after paragraph (1)—

“(1A) A motion under this Standing Order shall have its subject matter indicated on every sheet.”;

(b) In paragraph (5) by inserting the words “Upon receipt of the Motion by the Clerk” immediately before the word “any”.

STANDING ORDER 64

THAT, Standing Order 64 be amended—

(a) by inserting the following new paragraph immediately after paragraph (1)—

“(1A) The grounds specified in a motion under this Standing Order shall be admissible if -

(a) framed clearly to particularize and disclose a gross violation of the Constitution or other written law, where gross violation of the Constitution or other written law is indicated as a ground for the intended removal;

(b) stating with precision, the provisions of the Constitution or other written law that are alleged to have been grossly violated, where gross violation of the Constitution or other written law is indicated as a ground for the intended removal; and

(c) accompanied by necessary evidence, including annexures or sworn testimonies in respect of the allegations.”

(b) in subparagraph (5) by inserting the words “Upon receipt of the Motion by the Clerk” immediately before the word “any”.

STANDING ORDER 66

THAT, Standing Order 66 be amended—

- (a) by deleting paragraph (2) and substituting therefore the following new paragraph—

“(2) The provisions of Standing Order 64 (*Procedure for removal of President by impeachment*) shall apply to a Motion under paragraph (1).
- (b) in paragraph (4) by inserting the phrase “Upon receipt of the Motion by the Clerk” immediately before the word “any”.

STANDING ORDER 70

THAT, Standing Order 70 be amended by deleting paragraph (7).

NEW STANDING ORDERS 82A, 82B & 82C

THAT, the Standing Orders be amended by inserting the following new Standing Orders immediately after Standing Order 82—

“Member who has spoken to question may speak to amendment

82A. Where an amendment has been moved, and if necessary seconded, any Member who has already spoken to the main question may speak to the amendment, and any Member who has not spoken to the main question but speaks to the amendment does not thereby forfeit the right to speak to the main question.

Debate on amendment confined to amendment

82B. (1) Where an amendment has been moved, and if necessary seconded, debate shall be confined to the amendment.

(2) Despite paragraph (1), the Speaker may direct that the debate on the amendment may include debate on the matter of the Motion where, in the Speaker’s opinion, the matter of the amendment is not conveniently severable from the matter of the Motion.

(3) Where the Speaker issues directions under paragraph (2), a Member who speaks to the amendment shall not be entitled, after the amendment has been disposed of, to speak to the Motion, and any Member who has already spoken to the Motion may in speaking to the amendment, speak only to any new matter raised thereby.

Reserving rights of speech

82C. Upon a Motion, other than a Motion by way of amendment to a question proposed by the Speaker, a Member may second by rising in his or her place and signifying acquiescence by bowing the head, without speaking, and such Member shall thereby reserve the same rights of speech as the Member would have had if some other Member had seconded such Motion.”

STANDING ORDER 92

THAT, the Standing Orders be amended by deleting Standing Order 92.

STANDING ORDER 93

THAT, the Standing Orders be amended by deleting Standing Order 93.

STANDING ORDER 94

THAT, the Standing Orders be amended by deleting Standing Order 94.

STANDING ORDER 97

THAT, Standing Order 97 be amended by inserting the following new paragraph immediately after paragraph (4)—

“(5) The Speaker may give priority to Members specified in a party list submitted by a Party Whip to speak during debate on a particular matter.”

STANDING ORDER 99

THAT, the Standing Orders be amended by deleting Standing Order 99 and substituting therefor the following standing Order—

“**99.** (1) A Member shall be subjected to a security check or screening before entering the Chamber.

(2) the security check or screening under paragraph (1) shall extend to a handbag or other accessory that a Member intends to enter with into the chamber.”

STANDING ORDER 107

THAT, the Standing Orders be amended by deleting Standing Order 107 and substituting therefor the following new Standing Order—

Disorderly conduct

107. (1) A Member commits an act of disorderly conduct if the Member—

- (a) creates actual disorder;
- (b) knowingly raises a false point of order;
- (c) unnecessarily interrupts proceedings or consults in a disruptive manner;
- (d) fails to record abstention in a division;
- (e) fails to declare personal interest in a matter before the House or a Committee in accordance with Standing Order 90;
- (f) deliberately gives false information to the House;
- (g) makes allegations without, in the Speaker’s opinion, adequate substantiation;
- (h) threatens to use violence against a Member or other person in the House or Committee;
- (i) votes more than once in breach of these Standing Orders;
- (j) fails to record abstention in a division; or
- (k) commits any other breach of these Standing Orders, that in the opinion of the Speaker, constitutes disorderly conduct.

(2) The Speaker may call a Member whose conduct is disorderly to order, and-

- (a) caution the Member; or
- (b) order the Member to withdraw from the precincts of the Assembly for a maximum of four days.

NEW STANDING ORDER 107A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 107 –

“Gross disorderly conduct

107A. (1) A Member commits an act of gross disorderly conduct if the Member-

- (i) defies a ruling or direction of the Speaker or Chairperson of Committees;
- (ii) declines to explain or retract use of *unparliamentary* words or declines to offer apologies, despite having been ordered to do so by the Speaker;
- (iii) demonstrates or makes disruptive utterances against the suspension of a Member;
- (iv) attempts to or causes disorder of whatever nature during an address by a visiting dignitary;
- (v) uses violence against a Member or other person in the House or Committee;
- (vi) attempts to or disrupts the Speaker’s Procession when the Procession is entering or leaving the Chamber;
- (vii) attempts to or removes the mace from its place in the Chamber;
- (viii) acts in any other way to the serious detriment of the dignity or orderly procedure of the House; or commits any other breach of these Standing Orders, that in the opinion of the Speaker, constitutes gross disorderly conduct.

(2) In this Standing Order, “*unparliamentary* language” means the use of words which, in the opinion of the person presiding, are deemed to be impolite, rude, abusive or inconsistent with parliamentary procedure or practice.

(3) The Speaker may call a Member whose conduct is grossly disorderly to order, and shall order the Member to withdraw immediately from the precincts of the Assembly for a minimum of five days and a maximum of twenty eight days, including the day of suspension.”

STANDING ORDER 109

THAT, Standing Order 109 be amended by—

- (a) deleting paragraph (2);
- (b) deleting paragraph (3).

STANDING ORDER 110

THAT, the Standing Order 110 be amended by deleting paragraph (2).

NEW STANDING ORDERS 110A & 110B

THAT, the Standing Orders be amended by inserting the following new Standing Orders immediately after Standing Order 110—

Effect of suspension

110A. (1) A Member who is ordered to withdraw from the precincts of Assembly under Standing Order 108 (*Member may be suspended after being named*) and Standing Order 111 (*Action to be taken on*

refusal to withdraw) shall during the period of such withdrawal or suspension forfeit the right of access to the precincts of the Assembly.

- (a) the right of access to the precincts of the Assembly; and
- (b) his or her salary and all allowances payable during the period.

(2) Suspension from the service of the House shall not exempt the Member so suspended from appearing before a Committee of the House for the consideration of a Bill sponsored by the Member.

Appeal against suspension

110B. (1) Except as provided in this Standing Order, the suspension of a Member or the application of this Standing Order shall not be subject to debate.

- (2) A Member suspended from the House under this Part may appeal in writing to the Committee of Privileges within three days of the suspension.
- (3) Despite paragraph (2), the Committee may, with leave of the House, admit an appeal received after three days.
- (4) Upon receipt of the Member's appeal, the Committee shall within seven days—
 - (a) notify the Member, in writing, of the day appointed for the hearing of the appeal;
 - (b) notify the Speaker, who shall thereafter admit the Member to the precincts of Parliament on the day(s) appointed for the hearing of the appeal; and
 - (c) consider the appeal and after according the Member the right to be heard, submit a report to the House either-
 - (i) upholding the suspension; or
 - (ii) reducing the period of suspension; or
 - (iii) readmitting the Member to the House.
- (5) The decision of the Committee regarding the suspension shall be final.
- (6) The Member who presided in the House or Committee of the whole House during suspension of an appealing Member shall not participate in the proceedings of the Committee during the appeal.
- (7) A member designated by the Committee shall inform the House of the decision of the Committee regarding the suspension and the Speaker shall thereupon effect the decision.
- (8) The House may, in exceptional circumstances permitted by the Speaker, debate the report of the Committee without amendment or resolution.

NEW STANDING ORDER 112A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 112—

“Definition of a day

112A. For the purposes of this Part, a “day” means a calendar day.”

STANDING ORDER 114

THAT, Standing Order 114 be amended by—

- (a) deleting paragraph (3) and substituting the following new paragraph-

“(3) Upon receipt of the legislative proposal from the Clerk under paragraph (2), the Speaker shall—

(a) where the Speaker is of the opinion that a legislative proposal is not a draft money Bill in terms of Article 114 of the Constitution-

(i) direct that the proposal be referred to the relevant Departmental Committee for prepublication scrutiny in case of a legislative proposal not sponsored by a Committee;

(ii) direct that the proposal be published into a bill, in the case of a legislative proposal sponsored by a Committee.

(b) where the Speaker is of the opinion that a legislative proposal is a draft money Bill in terms of Article 114 of the Constitution, direct that the legislative proposal be referred to the Budget and Appropriations Committee and the proposal shall be proceeded with only in accordance with the recommendations of the Budget and Appropriations Committee after taking into account the views of the Cabinet Secretary responsible for finance.

(b) deleting paragraph (4) and substituting the following new paragraph—

(4) The Budget and Appropriations Committee shall consider only the money-bill or financial aspects of the proposal and submit a report to the Speaker within twenty one (21) days of receipt of the proposal.

(c) inserting the following new paragraphs immediately after paragraph 4—

(5) A report under paragraph (4) shall contain—

(a) the views of the Cabinet Secretary responsible for finance, if any;

(b) a detailed examination of the manner in which the legislative proposal affects the current and future budgets and may include implications on tax measures;

(c) a recommendation on whether or not the proposal should be proceeded with;

(d) any other appropriate recommendation relating to money-bill aspects of the proposal.

(6) Upon receipt of the recommendations of the Budget and Appropriations Committee, the Speaker may direct that—

(a) the proposal be subjected to prepublication scrutiny before the relevant Departmental Committee in case of a legislative proposal not sponsored by a Committee, or

(b) the proposal be published into a bill, in the case of a legislative proposal sponsored by a committee, or

(c) the legislative proposal be not proceeded with.

(7) The Departmental Committee to which a legislative proposal is referred to for prepublication scrutiny under paragraphs (3)(a)(i) and (6)(a) shall consider the proposal and submit a report to the Speaker within twenty one (21) days recommending whether or not the proposal should be proceeded with.

(8) Following the recommendations of the relevant Departmental Committee, the Speaker shall direct either that the legislative proposal be published into a bill or not be proceeded with.

NEW STANDING ORDER 114A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 114—

“Speaker to exempt certain legislative proposals

114A. (1) The Speaker may exempt a legislative proposal which originates from the Party forming the National Government from the provisions of Standing Order 114 (pre-publication scrutiny).

(2) An exemption under paragraph (1) may not be granted unless it is accompanied by a copy of the relevant cabinet approval.

(3) The Party forming the National Government may indicate the Member under whose name the legislative proposal is proposed to be published.

(4) Upon grant of the exemption, the Speaker shall direct that the legislative proposal be published into a Bill.”

STANDING ORDER 121

THAT Standing Order 121 be amended by—

(a) inserting a new paragraph and renumbering accordingly—

(2) Whenever any question arises as to whether a Bill is a Bill concerning county governments, the Speaker shall determine whether the Bill is a Bill concerning county governments and, if it is, whether it is a special or an ordinary Bill.

(b) inserting the following new paragraph immediately after paragraph (2)—

(3) Pursuant to Article 110(3) of the Constitution, the Speaker and the Speaker of the Senate may agree on an appropriate framework for jointly resolving the question under paragraph (2).

STANDING ORDER 122

THAT, Standing Order 122 be amended by—

(a) deleting paragraph (1);

(b) deleting paragraph (2);

(c) deleting paragraph (3);

(d) deleting paragraph (4).

(e) deleting paragraph (8).

STANDING ORDER 123

THAT, the Standing Orders be amended by deleting Standing Order 123.

STANDING ORDER 124

THAT, Standing Order 124 be amended by deleting paragraph (2) and substituting therefor the following new paragraph—

“(2) Paragraph (1) shall not apply to or in respect of—

- (a) an Appropriation Bill, a Consolidated Fund Bill, a County Allocation of Revenue Bill, a Division of Revenue Bill and an Equalization Fund Bill; or
- (b) a Bill to amend the Constitution, in respect of its Second and Third Reading.”

STANDING ORDER 127

THAT, Standing Order 127 be amended—

- (a) by deleting paragraph (3) and substituting therefor the following new paragraph—
 - (3) The Departmental Committee to which a Bill is committed shall facilitate public participation on the Bill through an appropriate mechanism, including—
 - (a) inviting submission of memoranda;
 - (b) holding public hearings;
 - (c) consulting relevant stakeholders in a sector; and
 - (d) consulting experts on technical subjects.
- (b) by inserting the following new paragraph immediately after paragraph (3)—
 - (3A) The Departmental Committee shall take into account the views and recommendations of the public under paragraph (3) in its report to the House.
- (c) in paragraph (4) by deleting the words “Committee’s reports to the House within twenty” and substituting therefor the words “Committee’s report to the House to inform debate within twenty-one”.

STANDING ORDER 131

THAT, Standing Order 131 be amended by deleting the words “more than ten” appearing immediately after the words “the Whole” .

STANDING ORDER 133

THAT, Standing Order 133 be amended—

- (a) by inserting the following new paragraph immediately after paragraph (1)—
 - (1A) Debate to a proposed amendment shall be confined to the content of the amendment.
- (b) in paragraph (7) by inserting the words “Division of Revenue Bill or County Allocation of Revenue Bill” immediately after the words “Equalization Bill”.

STANDING ORDER 136

THAT, Standing Order 136 be amended by deleting paragraph (3).

NEW STANDING ORDER 136A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 136—

Recommittal Procedure

136A. (1) A Member who desires to amend or delete a provision contained in a Bill reported from Committee of the whole House or introduce a new provision in the Bill, may propose an amendment to add, at the end of the Motion for agreement with the Committee of the whole

House, the words “subject to the re-committal of the Bill (in respect of some specified clause, part or of some proposed new clause or new schedule) to a Committee of the whole House.”

(2) If the amendment to the motion for agreement with the Committee of the whole House is agreed to, the Bill shall stand so re-committed and the House shall either forthwith or upon a day named by the House Business Committee in consultation with the Member in charge of the Bill dissolve itself into a Committee to consider the matter so re-committed.

STANDING ORDER 137

THAT Standing Order 137 be amended in paragraph (2) by inserting words “established pursuant to Standing Order 127(2)” immediately after the words “report of the Select Committee” .

STANDING ORDER 141

THAT Standing Order 141 be amended—

(a) by deleting the head note and substituting therefor the following new head note—
“Lapse and Re-introduction of Bills”

(b) by inserting the following new paragraph immediately after paragraph (3)-

(3A) The provisions of paragraph (1),(2), and (3) of this Standing Order shall not apply to a Bill to amend the Constitution, a Division of Revenue Bill, County Allocation of Revenue Bill or a Bill originating from the Senate.

STANDING ORDER 143

THAT the Standing Orders be amended by deleting Standing Order 143 and substituting therefor the following new Standing Order—

Consideration of Bills originating from the Senate

143. (1) Whenever the Speaker receives a Bill originating in the Senate, the Speaker shall—

- (a) cause the fact to be known to the House by way of a Message;
- (b) cause the Bill to be read a First Time.

(2) Following First Reading, the Speaker shall, within reasonable time, pronounce his or her opinion contemplated under Article 114(2) of the Constitution.

(3) Where the opinion of the Speaker under paragraph (2) is to the effect that the Bill is not a money Bill, the Bill shall be proceeded with in the same manner as a Bill originating in the National Assembly after First Reading.

(4) Where the opinion of the Speaker under paragraph (2) is to the effect that the Bill is a money Bill in terms of Article 114 of the Constitution, the Bill shall stand referred to the Budget and Appropriations Committee.

(5) The Budget and Appropriations Committee shall consider the Bill and report its recommendations to the House.

(6) Where the Budget and Appropriations Committee recommends that the House—

- (a) proceeds with the Bill, the Bill shall be proceeded with in the same manner as a Bill originating in the National Assembly after First Reading in the manner recommended by the Budget and Appropriations Committee;

- (b) should not proceed with the Bill, that fact shall be recorded in the journals of the House.

STANDING ORDER 154

THAT the Standing Orders be amended by deleting Standing Order 154 and substituting therefor the following new Standing Order—

Referral of Bills by President

- 154.** (1) Whenever the Speaker receives the President's reservation pursuant to Article 115 of the Constitution, the Speaker shall-
- (a) in case of a Bill the Senate did not consider, convey the Message to the House within three days of receipt of the President's reservations.
 - (b) in case of a Bill the Senate considered, convey the message to the House and refer the President's reservations to the Senate within seven days of receipt of the President's reservations.
- (2) The Assembly shall consider the President's reservations conveyed to the House pursuant to Standing Order 154(1)(a) within twenty-one days of the date when the House next meets.
- (3) The Assembly and the Senate shall for purposes of considering the President reservations conveyed under Standing Order 154 (1)(b) constitute a Joint Committee for purposes of considering the President's reservations within two days of receipt of the President Reservations by the Senate.
- (4) The Joint Committee shall within fourteen days consider the President's reservations and table a Report in the respective Houses.
- (5) The Assembly or the Joint Committee may in considering the Bill propose amendments to the Bill in light of the President Reservations either fully accommodating the President's reservations or not fully accommodating the President reservations in terms of Article 115 of the Constitution.
- (6) The Speaker of the Assembly shall make the determination on whether the proposed amendments to the Bill in light of the President Reservations either fully accommodate the President's reservations or do not fully accommodate the President reservations in terms of Article 115 of the Constitution.
- (7) The Assembly shall vote on the proposed amendments and may pass the Bill—
- (a) where the amendments do not fully accommodate the President's reservations, by a vote supported by two-thirds of all the Members;
 - (b) where the amendments fully accommodate the reservations of the President, by a vote supported by a simple majority of all the Members.

STANDING ORDER 155

THAT, the Standing Orders be amended by deleting Standing Order 155.

STANDING ORDER 171

THAT, Standing Order 171 be amended by—

- (a) deleting paragraph (1) and substituting therefor the following new paragraph—
- “(1) There shall be a select committee, to be designated the House Business Committee, consisting of—
- (a) the Speaker who shall be the chairperson;
 - (b) the Leader of the Majority Party or a representative designated in writing;
 - (c) the Leader of the Minority Party or a representative designated in writing;
 - (d) the Majority Party Whip or a representative designated in writing;
 - (e) the Minority Party Whip or a representative designated in writing; and
 - (f) seven other Members, who shall be nominated by parliamentary parties and approved by the House at the commencement of every Session, reflecting the relative majorities of the seats held by each of the parliamentary parties in the National Assembly and taking into consideration the interests of Independents.
- (b) deleting paragraph (3).

STANDING ORDER 172

THAT, Standing Order 172 be amended by deleting paragraph (1) and substituting therefor the following new paragraph—

- “(1) There shall be a select committee, to be designated Committee on Selection, consisting of—
- (a) the Leader of the Majority party who shall be the chairperson;
 - (b) the Leader of the Minority party; and
 - (c) not less than eleven and not more than nineteen members, who shall be nominated by parliamentary parties and approved by the House taking into consideration the interests of Independents.”

STANDING ORDER 174

THAT, Standing Order 174 be amended by deleting paragraph (1) and substituting therefore the following paragraph—

- “(1) In nominating Members to serve on a select Committee, the Committee on Selection shall ensure that—
- (a) the membership of each committee reflects the relative majorities of the seats held by each of the parliamentary parties in the National Assembly;
 - (b) no two members of the House Business Committee serve in the same Departmental Committee;
 - (c) so far as may be practicable, at least one independent member is nominated to serve in the Special Fund Accounts Committee; and
 - (d) majority of the members of the Public Accounts Committee, Public Investments Committee, Committee on Implementation and the Special Fund Accounts Committee are drawn from parties other than parliamentary parties forming the national government.

STANDING ORDER 176

THAT, The Standing Orders be amended by deleting Standing Order 176 and substituting therefor the following new Standing Order—

“Discharge of a Member from a Committee

176. (1) A parliamentary party may discharge a Member from a select committee after according the Member an opportunity to be heard.

(2) The parliamentary party whip of the party that nominated a Member to a select committee shall give notice in writing to the Speaker of the intention to discharge a Member from a select committee.

(3) The Speaker shall, within three days of receipt of the notice under paragraph (2), inform the Member of the notice.

STANDING ORDER 178

THAT, the Standing Orders be amended by deleting Standing Order 178 and substituting therefor the following Standing Order—

“Chairing of select committees and quorum

178. (1) Subject to paragraph (2) of Standing Order 173 (*Nomination of Members of select committees*), unless otherwise provided under any written law, these Standing Orders or by resolution of the House a select committee shall, upon appointment, elect its chairperson and vice-chairperson from amongst its members;

(2) The Members of the Public Accounts Committee, the Public Investments Committee and the Committee on Implementation shall elect a Chairperson and Vice-Chairperson from amongst the members of the Committees nominated from a party other than a parliamentary party forming the national government.

(3) The Members of the Special Fund Accounts Committee shall elect a Chairperson and Vice-Chairperson from amongst—

(a) independent members nominated to the Committee; or

(b) the members of the Committee nominated from a party other than a parliamentary party forming the national government, in the absence of independent members.

(4) Unless otherwise provided under any written law, these Standing Orders or by resolution of the House, any nine members of a select committee shall constitute a quorum.”

STANDING ORDER 179

THAT, Standing Order 179 be amended by inserting the following new paragraphs immediately after paragraph (2)—

“(3) A candidate for election as Chairperson or Vice-Chairperson of a committee shall submit his or her nomination paper, in writing, to the Clerk by 5.00 pm on the day before the election.

(4) The nomination paper of a candidate shall be in the form set out in the Fifth Schedule and shall be accompanied by the name and signature of a proposer and a seconder and a declaration of the candidate’s willingness to serve as a Chairperson or Vice-Chairperson.

(5) A Member shall not propose or second more than one candidate for election as Chairperson or Vice-Chairperson.

(6) The Clerk shall, as soon as practicable after the close of nominations, circulate the final list of candidates to committee members.

- (7) The Clerk shall preside over the election of the Chairperson or Vice-Chairperson of a committee and shall issue each committee member with a ballot paper.
- (8) A committee member who wishes to vote in the election shall print the first and last name of their candidate of choice on a ballot paper and deposit it in a ballot box provided for that purpose.
- (9) The Clerk shall, at the close of voting, count the ballot papers and report the result of the ballot.
- (10) If no candidate receives a majority of votes, the Clerk shall hold a further ballot excluding the candidate with the least number of votes until one candidate receives a majority of votes.
- (11) A ballot paper is spoiled if, in the opinion of the Clerk, it does not identify the candidate purported to be selected by the candidate voting.
- (12) Despite the provisions of this Part, if only one candidate is nominated for election as Chairperson or Vice-Chairperson, the Clerk shall at the expiry of the nomination period forthwith declare that candidate as elected without any vote being required.
- (13) The Clerk shall make necessary preparatory arrangements for the conduct of the election of a Chairperson or Vice-Chairperson of a Committee.”

STANDING ORDER 183

THAT, Standing Order 183 be amended by inserting the words “and prescribe the quorum applicable to the sub-committees” immediately after the word “functions”.

STANDING ORDER 184

THAT, Standing Orders 184 be amended by inserting the words “in person or through a legal representative” immediately after the word “appear”.

STANDING ORDER 187

THAT, Standing Order 187 be amended by inserting the following new paragraph immediately after paragraph (1)—

“(1A) a notification under paragraph (1) shall be made through the Clerk and recorded in the minutes of the committee.

STANDING ORDER 188

THAT, Standing Order 188 be amended by deleting the words “a Member designated by the Chairperson shall take the chair, and in the absence of such designated Member,”

STANDING ORDER 189

THAT, Standing Order 189 be amended by inserting the words “absent with apologies or absent” immediately after the word “present”.

STANDING ORDER 191

THAT, the Standing Orders be amended by deleting Standing Order 191 and substituting therefor the following new Standing Order—

“Powers and privileges of committees

191. (1) Committees shall enjoy and exercise all the powers and privileges bestowed on Parliament by the Constitution and statute, including the power to—
- (a) summon any person to appear before it for the purposes of giving evidence or providing information;
 - (b) enforce the attendance of witnesses and examine them under oath, affirmation or otherwise;
 - (c) compel the production of documents;
 - (d) request for and receive papers and documents from the Government and the public; and
 - (e) to issue a commission or request to examine witnesses abroad.
- (2) The oath to be sworn or affirmation to be made by a witness appearing before a Committee shall be in the form set out in the Sixth Schedule”

STANDING ORDER 193

THAT, Standing Order 193 be amended by deleting paragraph (2) and substituting therefor the following paragraph—

“(2) The Members desiring to make a resolution under paragraph (1) shall, through the Clerk, serve the Chairperson or Vice-Chairperson with a written notice citing grounds for the intended vote of no confidence and may, if they constitute a majority, request the Clerk to call for a meeting at the expiry of three days after giving the notice.”

NEW STANDING ORDER 200A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 200—

“Exit Reports

- 200A.** (1) A Committee which is unable to complete its work before the expiry of its term shall table an exit report to the Assembly detailing reasons for such inability.
- (2) The report shall be made available to the succeeding Committee which may consider it in preparing its workplan.”

NEW STANDING ORDER 202A

THAT, the Standing Orders be amended by inserting the following new Standing Order Immediately after Standing Order 202—

“Approval of joint sittings with a Senate Committee

- 202A.** (1) A Committee may, with the written permission of the Speaker, hold joint sittings with a Committee of the Senate to consider a matter related to their respective mandates.
- (2) The Speaker shall notify the House of the approval under paragraph (1).”

STANDING ORDER 205

THAT, Standing Order 205 be amended—

- (a) by deleting paragraph (3) and substituting therefor the following paragraph—

“(3) The Public Accounts Committee shall consist of a Chairperson and not more than sixteen other members.”
- (b) in paragraph (4) by deleting the words “the Majority party or coalition of parties” and substituting therefor the words “parties other than parliamentary parties forming the national government”;
- (c) by deleting paragraph (5) and substituting therefor the following new paragraph—

“(5) The Members of the Committee shall be nominated and approved by the House at the commencement of every Session.”
- (d) by deleting paragraph (6).

NEW STANDING ORDER 205A

THAT, the Standing Orders be amended by inserting the following new Standing Order immediately after Standing Order 205—

“Special Fund Accounts Committee

- 205A.** (1) There shall be a select committee to be designated the Special Fund Accounts Committee.
- (2) The Committee shall be responsible for the examination of the accounts of—
 - (a) the Equalization Fund;
 - (b) the Political Parties Fund;
 - (c) the Judiciary Fund;
 - (d) the National Government Constituency Development Fund; and
 - (e) such other Fund established by law as the Speaker may direct.
 - (3) The Committee shall consist of a Chairperson who shall be, so far as is practicable, be an Independent and not more than sixteen other members.
 - (4) In the Membership of the Committee, parties other than parliamentary parties forming the national government shall have a majority of one.
 - (5) The Members of the Committee shall be nominated and approved by the House at the commencement of every Session.”

STANDING ORDER 206

THAT, Standing Order 206 be amended—

- (a) in paragraph (2) by inserting the words “on the basis of their audited reports and accounts” immediately after the word “investments”.
- (b) by deleting paragraph (3) and substituting therefor the following paragraphs—

“(3) The Public Investments Committee shall consist of a Chairperson and not more than sixteen other members.”
- (c) in paragraph (4) by deleting the words “the Majority party or coalition of parties” and substituting therefor the words “parties other than parliamentary parties forming the national government.
- (d) by deleting paragraph (5);
- (e) by deleting paragraph (6) and substituting therefor the following paragraph—

“(6) The Members of the Committee shall be nominated and approved by the House at the commencement of every Session.”

STANDING ORDER 207

THAT, Standing Order 207 be amended by inserting the following new paragraph immediately after paragraph (5)—

“(6) The Committee may establish such subcommittees as it may consider necessary for the discharge of its functions including a subcommittee on legislative review.”

STANDING ORDER 209

THAT, Standing Order 209 be amended by inserting the following paragraphs immediately after paragraph (3)—

“(4) The Committee on Implementation shall consist of a Chairperson and not more than sixteen other members.

(5) In the Membership of the Committee on Implementation, parties other than parliamentary parties forming the national government or associated with the President shall have a majority of one”

NEW STANDING ORDER 212A & 212B

THAT, the Standing Orders be amended by inserting the following new Standing Orders immediately after Standing Order 212—

“Procedure for presentation of reports from the East African Legislative Assembly and the Pan-African Parliament

212A. (1) the Committee on Regional Integration may, receive a report or consult with a committee or a Member of the East African Legislative Assembly or the Pan-African, Parliament may present a report to or consult with the Committee for the time being responsible for matters relating to regional integration or any other committee of the House on any matter relating to the work of the East African Legislative Assembly or the Pan-African Parliament, respectively.

(2) Whenever the Clerk of the National Assembly receives copies of the records of relevant debates of the meetings of the East African Legislative Assembly, or copies of Bills introduced into the East African Legislative Assembly and Acts of the East African Community, the Clerk shall forward the records of debates, Bills or Acts of the Community to the relevant committee.

(3) The Committee shall consider a report under paragraph (1) or the records of debates, Bills or Acts of the Community, and submit its report to the House with its recommendations, if any, within twenty-one days.

(4) The National Assembly shall, within twenty-one days, consider the report of the Committee under paragraph (3) and the Clerk shall, within seven days, forward to the Clerk of the East Africa Legislative Assembly the resolution of the National Assembly on the report together with copies of the records of the debate.

Committee on Members’ Services and Facilities.

212B. (1) There shall be a select committee to be designated the Committee on Members’ Services and Facilities.

- (2) The Committee shall be responsible for—
 - (a) receiving and considering views of Members on the services and facilities provided for their benefit and well-being; and
 - (b) advising and reporting on all matters connected to the services and facilities provided for Members.
- (3) The Committee shall consist of a Chairperson and not more than six other members who shall be approved by the House at the commencement of every Session.

STANDING ORDER 216

THAT Standing Order 216 be amended—

- (a) by inserting the words “and mandate” immediately after the word “Appointment” appearing in the head note.
- (b) in paragraph (5) by inserting the following new subparagraph immediately after subparagraph (f)—
 - “(fa) examine treaties, agreements and conventions;”
- (c) by inserting the following new subparagraphs immediately after subparagraph (g)—
 - “(h) make reports and recommendations to the House as often as possible, including recommendation of proposed legislation;
 - (i) consider reports of Commissions and Independent Offices submitted to the House pursuant to the provisions of Article 254 of the Constitution; and
 - (j) examine any questions raised by Members on a matter within its mandate.”
- (d) by inserting the following new paragraphs immediately after paragraph (5)—

“(6) The Leader of the Majority Party shall, in consultation with the Speaker, determine order in which Cabinet Secretaries shall appear to answer questions raised under paragraph (1)(j) before a Committee.

(7) The Speaker may, on request of the Leader of the Majority Party vary the order in which questions raised under paragraph (1)(j) shall be disposed of in a Committee, or defer a question scheduled to be responded to.”

STANDING ORDER 230

THAT Standing Order 230 be amended by—

- (a) inserting the following heading immediately after Standing Order 229(2)—

“PART XXIIIA—PETITION FOR REMOVAL OF A MEMBER OF A COMMISSION OR INDEPENDENT OFFICE”

- (b) deleting the head note and substituting therefore the following new head note—

“Petitions for Removal of a member of a Commission or holder of an Independent Office”;
- (c) deleting paragraph (1)(a) and substituting therefor the following new paragraph—

“(1) In addition to complying with the requirements of paragraphs (a), (b), (c), (d), (h),(i),(j),(l) and (m) of Standing Order 223 (*Form of Petition*), a petition to the House for removal of a member of a Commission or holder of an Independent Office under Article 251 of the Constitution—

(a) shall—

- (i) indicate the grounds under Article 251(1) of the Constitution which the member of the commission or holder of an Independent Office is in breach;
- (ii) where the grounds in subparagraph (i) above relate to violation of the Constitution or any other law, state with a degree of precision the provisions of the Constitution or any other written law that have been alleged to be violated;
- (iii) indicate the nexus between the member concerned and the alleged grounds on which removal is sought; and”

(d) inserting the following new paragraph immediately after paragraph (6)-

“(7) Consideration of a Petition under this Standing Order shall not lapse at the expiry of a term of Parliament.”

STANDING ORDER 232

THAT, the Standing Orders be amended by deleting Standing Order 232 and substituting therefor the following new Standing Order—

Presentation of Budget Policy Statement and the Debt Management Strategy

232.(1) Every year not later than 15th February the Cabinet Secretary responsible for Finance shall submit to the House a Budget Policy Statement and a Debt Management Strategy and shall be deemed to have been laid.

(2) The Budget Policy Statement shall include—

- (a) an assessment of the current state of the economy and the financial outlook over the medium term, including macro-economic forecasts;
- (b) the financial outlook with respect to Government revenues, expenditures and borrowing for the next financial year and over the medium term;
- (c) the proposed expenditure limits for the national government, including those of Parliament and the Judiciary and indicative transfers to county governments;
- (d) the fiscal responsibility principles and financial objectives over the medium term including limits on total annual debt.
- (e) the total resources to be allocated to individual programmes and projects within a sector, Ministry or department for the period identified under subparagraph (a) indicating the outputs expected from each such programme or project during the period.
- (f) a list of proposed projects for the period identified under sub-paragraph (a) indicating their respective expenditure ceilings, reconcilable to the total proposed ceilings for development expenditure.

(3) The Budget Policy Statement shall detail the criteria used to allocate or apportion the available public resources among the various programmes and projects.

- (4) The Debt Management Strategy shall include—
- (a) the total stock of debt as at the date of the statement;
 - (b) the sources of loans made to the national government and the nature of guarantees given by the national government;
 - (c) the principal risks associated with those loans and guarantees;
 - (d) the assumptions underlying the debt management strategy; and
 - (e) an analysis of the sustainability of the amount of debt, both actual and potential.
- (5) Upon being laid before the House, the Budget Policy Statement shall stand committed to each Departmental Committee to consider and make recommendations to the Budget and Appropriations Committee within seven days of committal.
- (6) The Debt Management Strategy shall be committed to the Budget and Appropriation Committee.
- (7) Within fourteen (14) days following the tabling of the Budget Policy Statement, the Budget and Appropriations Committee shall table a report in the House for consideration in accordance with the provisions of Section 25(7) of the Public Finance Management Act.
- (8) In addition to the recommendation of the Committee, the report under paragraph (7) shall contain—
- (a) a schedule showing the vertical allocation of resources amongst the two levels of government;
 - (b) the ceilings of resources recommended for the National Government, the Judiciary and Parliament;
 - (c) a recommendation on the overall debt strategy for the next financial year and the medium term.
- (9) The approval by the House of the motion on the report of the Budget and Appropriations Committee on the Budget Policy Statement shall constitute the House Resolution setting forth the total overall projected revenue and borrowing, vertical allocation of resources among the two levels of government, the ceilings recommended for the National Government, the Judiciary and Parliament and where necessary, the total sums for each Vote and the allocations to individual programmes for the fiscal year in question.
- (10) The resolution of the House on the Budget Policy Statement shall serve as a basis of the proposed estimates of expenditure for the next financial year and the medium term.

STANDING ORDER 233

THAT, Standing Order 233 be amended by deleting paragraph (3) and substituting therefor the following new paragraphs—

“(3) The National Assembly shall proceed upon and conclude its consideration of a Division of Revenue Bill not later than ten sitting days after the Bill has been introduced with a view to passing it, with or without amendments.

(3A) In considering a Division of Revenue Bill, the House shall take into account any recommendation submitted by the Commission on Revenue Allocation, pursuant to provisions of Article 205 of the Constitution.”

STANDING ORDER 234

THAT, the Standing Orders be amended by deleting Standing Order 234 and substituting therefor the following new Standing Order—

“Consideration of a County Allocation of Revenue Bill

234. (1) Whenever the County Allocation of Revenue Bill is referred to the House, the House shall consider the Bill within ten days and the provisions of Article 111 of the Constitution shall apply.

(2) In considering a County Allocation of Revenue Bill, the House shall take into account any recommendation submitted by the Commission on Revenue Allocation, pursuant to the provisions of Article 205 of the Constitution.”

STANDING ORDER 235

THAT, the Standing Orders be amended by deleting Standing Order 235 and substituting therefor the following new Standing Order—

“Presentation of Budget Estimates and committal to Committees

235. (1) The Cabinet Secretary responsible for Finance, the Accounting Officer of the Parliamentary Service Commission and the Chief Registrar of the Judiciary shall, not later than 30th April, respectively submit to the National Assembly Budget Estimates and related documents specified in law for the National Government, the Judiciary and Parliament.

(2) The budget estimates referred to in paragraph (1) shall include the estimates of expenditure from the equalization fund pursuant to Article 221(2) of the Constitution.

(3) The Estimates and related documents submitted under Paragraph (1) and (2) shall be tabled in the National Assembly within three days of submission.

(4) Upon being laid before the House—

(a) the Estimates under paragraph (1) shall stand committed to each Departmental Committee to consider and make recommendations to the Budget and Appropriations Committee within twenty one days of committal.

(b) the Estimates under paragraph (2) shall stand committed to Budget and Appropriations Committee to consider and make recommendations to the House together with the report of the Committee on the Budget Estimates.

(5) The Budget and Appropriations Committee shall discuss and review the Budget Estimates and the Estimates of Expenditure from the Equalization Fund and make recommendations to the National Assembly, taking into account the recommendations of the Departmental Committees, the views of the Cabinet Secretary and the public.”

STANDING ORDER 237

THAT, Standing Order 237 be amended by deleting the expression “7.00 p.m.” wherever it appears and substituting therefor the expression “7.30 p.m.”.

STANDING ORDER 238

THAT, the Standing Orders be amended by deleting Standing Order 238.

STANDING ORDER 239

THAT, the Standing Orders be amended by deleting Standing Order 239 and substituting therefor the following new Standing Order—

“Moving into Committee of Supply

239. On an Order of the Day for Committee of Supply being read, the Chairperson of the Budget and Appropriations Committee or a Member designated by the Committee shall move the motion ***“The House do approve the Report of the Budget and Appropriations Committee on the Budget Estimates for the financial year.....and the Estimates of Expenditure from the Equalization Fund and the allocations to the respective votes and programmes as contained in the Schedule”*** with necessary modifications, where applicable.”

STANDING ORDER 240

THAT, the Standing Orders be amended by deleting Standing Order 240 and substituting therefor the following new Standing Order—

Consideration of Estimates in the Committee of Supply

240. (1) The report of the Budget and Appropriations Committee on the Budget Estimates and the Estimates of Expenditure from the Equalization Fund shall be considered in the Committee of Supply upon a motion that ***“The House do approve the Report of the Budget and Appropriations Committee on the Budget Estimates for the financial year.....and the Estimates of Expenditure from the Equalization Fund and the allocations to the respective votes and programmes as contained in the Schedule”*** with necessary modifications, where applicable.

(2) The Chairperson shall propose a question on each of the Votes or programmes.

(3) In considering the Estimates, the House shall take into consideration its resolutions on the Budget Policy Statement and ensure that—

(a) an increase in expenditure in a proposed appropriation is balanced by a reduction in expenditure in another proposed appropriation; or

(b) a proposed reduction in expenditure is used to reduce a deficit in the Budget.

(4) An amendment to any vote to increase or reduce the sum allotted to any programme or the vote may only be moved in accordance with the recommendation of the Budget and Appropriations Committee.

(5) An amendment in the Committee of Supply may be in the form of a motion ***“That the Vote..... be increased/reduced by Ksh (in respect of programme)”*** or in such a form as the Speaker may approve.

(6) An amendment to leave out a Vote shall not be in order, and shall not be placed on the Order Paper, and a Member desiring to do so should instead oppose the approval of the Vote.

(7) When notice has been given of two or more amendments to reduce the same item, sub-head, or a vote, they shall be placed in the Order Paper and considered in the order of the magnitude of the reductions proposed, the amendment proposing the largest reduction

being placed first in each case. The reduced amount in respect of a Vote may be transferred to another Vote provided that other Vote has not been disposed of.

- (8) Debate on every amendment shall be confined to the item, sub-head or the Vote to which the amendment refers, and after an amendment to an item or sub-head has been disposed of, no amendment or debate on a previous item or sub-head of that Vote shall be permitted.
- (9) On the last of the allotted days, being a day before the 26th June, the Chairperson shall, one hour before the time for the interruption of business, forthwith put every question necessary to dispose of the debate for approval of the Vote then under consideration, and shall then forthwith put severally the questions necessary to dispose of every Vote not yet granted; and if at that time the House is not in Committee, the House shall forthwith move into committee without question put, for that purpose.
- (10) On any day upon which the Chairperson is under this order directed to put forthwith any question, the consideration of the business of Supply shall not be anticipated by a Motion for the adjournment of the House, and no dilatory Motion shall be moved in relation to that business, and the business shall not be interrupted under any Standing Order.
- (11) When all amendments in respect of all Votes have been disposed of, the Chairperson shall again propose the question ***“The House do approve the Report of the Budget and Appropriations Committee on the Budget Estimates for the financial year.....and the Estimates of Expenditure from the Equalization Fund and the allocations to the respective votes and programmes as contained in the Schedule”*** with necessary modifications, where applicable.
- (12) At the conclusion of the debate the Chairperson shall put the question referred to in paragraph (11) and report to the House forthwith.

NEW STANDING ORDERS 240A & 240B

THAT, the Standing Orders be amended by inserting the following new Standing Orders immediately after Standing Order 240—

Consideration of Supply Resolutions

240A. (1) The report or any resolution of the Committee of Supply shall be considered upon a Motion, ***“That, the House do agree with the Committee in the said resolution.”***

(2) The question on any Motion moved under paragraph (1) shall be put forthwith, no amendment, adjournment or debate being allowed, unless a Member desires to amend or to add to the resolution in which case the Member may propose an amendment to add, at the end of the Motion, the words ***“subject to the re-committal of the resolution (in respect of some specific Vote or programme) to the Committee of Supply.”***

(3) If the Motion is agreed to with the Member’s amendment, the resolution shall stand re-committed to the Committee of Supply and the House shall either forthwith or upon a day determined by the Speaker dissolve itself into Committee of Supply to consider the resolution so re-committed.

(4) When any resolution of the Committee of Supply has been re-committed to the Committee, the Committee shall consider only the matters in respect of which it was so re-committed and any matter directly consequential thereon.

(5) Except as provided by paragraph (4) of this Standing Order, paragraphs (2) and (3) of the provisions of this Standing Order shall apply in respect of a resolution so re-committed.

Appropriation Bill and Equalization Fund Appropriation Bill

240B. (1) The resolution of the House on the Budget Estimates and Estimates of Expenditure from the Equalization Fund shall serve as a basis of the Appropriation Bill and the Equalization Fund Appropriation Bill.

(2) Upon approval of the budget estimates, the Chairperson of the Budget and Appropriations Committee shall introduce an Appropriation Bill and, whenever necessary, an Equalization Fund Appropriation Bill in the House.

(3) The House may proceed only in accordance with the recommendation of the Budget and Appropriations Committee in respect of any proposed amendment to a Bill under paragraph (1) after consulting the relevant Departmental Committees.

(4) The House shall consider and pass the Appropriation Bill not later than the 26th June of any given year.

STANDING ORDER 241

THAT, the Standing Orders be amended by deleting Standing Order 241.

STANDING ORDER 242

THAT, Standing Order 242 be amended—

- (a) in paragraph (2) by deleting the words “a day before 26th June” appearing immediately after the words “down on” and substituting therefor the words “or any day before 30th June.”;
- (b) by deleting paragraph (3).

STANDING ORDER 243

THAT, the Standing Orders be amended by deleting Standing Order 243 and substituting therefor the following new Standing Order—

Procedure on Supplementary Estimates

243. (1) The national government shall submit to Parliament for approval a supplementary budget in support of money spent under Article 223 of the Constitution.

(2) The supplementary budget shall include—

- (a) a statement showing how the additional expenditure relates to the fiscal responsibility principles and financial objectives, and
- (b) a schedule showing the list of programmes or projects that is affected by the proposed supplementary budget

(3) The procedure applicable to the approval of the Budget Estimates under Standing Order 240 (*Consideration of Estimates in the Committee of Supply*) and 240A (*Consideration of*

Supply Resolutions) shall with the necessary modifications, apply to the approval of the Supplementary Estimates.

(4) On any day on which an Order of the Day for Committee of Supply has been set down under this Standing Order, the business of such order shall commence not later than three hours before the time for interruption of business.

STANDING ORDER 244

THAT, the Standing Orders be amended by deleting Standing Order 244.

NEW STANDING ORDERS 244A, 244B & 244C

THAT, the Standing Orders be amended by inserting the following new Standing Orders immediately after Standing Order 244—

Approval of expenditure of more than ten percent

244A. (1) Pursuant to the provisions of Article 223(5), the House may, following a request by the National Treasury and upon recommendation of the Budget and Appropriations Committee, by resolution, approve spending of more than ten per cent above the sum appropriated in the Appropriations Act for that financial year.

(2) The Budget and Appropriations Committee shall satisfy itself that the proposed expenditure under paragraph (1) relates to special circumstances.

Supplementary Appropriation Bill

244B. (1) The resolution of the House on the Supplementary Estimates shall serve as a basis of the Supplementary Appropriation Bill.

(2) Upon approval of the Supplementary Estimates, the Chairperson of the Budget and Appropriations Committee shall introduce a Supplementary Appropriation Bill for consideration by the House.

(3) The procedure applicable to the approval of a Appropriation Bill under Standing Order 240B (*Appropriation Bill and Equalization Fund Appropriation Bill*) shall with the necessary modifications, apply to the approval of the Supplementary Appropriation Bill.

(4) A Supplementary Appropriation Bill shall contain a schedule showing—

(a) the amounts appropriated in the Appropriation Act; and

(b) the net proposed change arising from the approved supplementary estimates under Standing Order 243 (*Procedure on Supplementary Estimates*) and Standing Order 244A (*Approval of expenditure of more than ten percent*).

Pronouncement of the Budget highlights and Revenue raising measures

244C. (1) The Cabinet Secretary responsible for Finance shall make a public pronouncement of the budget policy highlights and revenue raising measures for the national government as contemplated under the Public Finance Management Act.

(2) The Speaker may designate a suitable place in the Chamber for the purposes of admitting the Cabinet Secretary to make the public pronouncement of the budget policy highlights and revenue raising measures.

(3) The public pronouncement under paragraph (1) shall be heard without question or clarification.

(4) On the same date that the budget policy highlights and revenue raising measures are pronounced, the Cabinet Secretary shall submit to the National Assembly a legislative proposal, setting out the revenue raising measures for the national government, together with a policy statement expounding on those measures.

(5) The provisions of the National Assembly (Powers and Privileges) Act (Cap 6.) shall apply to a Cabinet Secretary admitted to the Chamber under this Part.

STANDING ORDER 245

THAT, Standing Order 245 be amended—

(a) by deleting paragraph (1) and substituting therefor the following new paragraph—

“(1) Following the submission of the legislative proposal by the Cabinet Secretary under Standing Order 244C (*Pronouncement of the Budget highlights and Revenue raising measures*), the Departmental Committee on Finance and National Planning shall introduce to the National Assembly the Finance Bill in the form in which the bill was submitted as a legislative proposal by the Cabinet Secretary, together with the report of the Committee on the Bill.”

(b) in paragraph (4) by deleting the word “approved” appearing immediately after the words “consider and” and substitute therefor the word “pass”.

STANDING ORDER 251

THAT, the Standing Orders be amended by deleting Standing Order 251.

STANDING ORDER 254

THAT Standing Order 254 be amended—

- (a) in paragraph (1) by inserting the words “or Chairperson” immediately after the word “Speaker”;
- (b) in paragraph (2) by inserting the words “or Chairperson” immediately after the word “Speaker”;
- (c) in paragraph (3) by inserting the words “or Chairperson” immediately after the word “Speaker”.

STANDING ORDER 256

THAT Standing Order 256 be amended in paragraph (2) by deleting the words “Standing Order 124 (*Not more than one stage of a Bill to be taken at the same sitting*)”

NEW STANDING ORDER 256A & 256B

THAT the Standing Orders be amended by inserting the following new Standing Orders immediately after Standing Order 256—

Extension of period prescribed

256A. (1) Despite the provisions of these Standing Orders prescribing a period for doing an act by the National Assembly or its Committee, the House may, upon a motion, resolve to extend that period.

(2) The authority of the House contemplated under paragraph (1), may be exercised only in exceptional circumstances to be permitted by the Speaker.

(3) Where an extension of time is granted under this Standing Order, the doing of all other acts consequential thereto shall be deemed to have been extended accordingly.

Summons by the House

256B. (1) A Member may give a three days' notice of a Motion requiring the House to summon a person to appear before the House pursuant to the provisions of Article 125(1) of the Constitution.

(2) The Speaker shall refuse or decline the notice, if the Speaker is of the opinion that the proposed motion is frivolous, vexatious, an abuse of the proceedings of the House, or an attempt to unreasonably usurp matters under consideration by a particular Committee.

(3) The notice under paragraph (1) shall specify—

- (a) the person or persons to be summoned;
- (b) the purpose of the summons;
- (c) the evidence to be adduced, or document to be produced, if any, before the House; and
- (d) the time and place of appearance before the House.

(4) Upon resolution of the House on a motion under paragraph (1), the Clerk shall, not later than three days from the date of the approval, issue summons to the persons named in the Motion, requiring the person to attend before the House on the date, time and place indicated in the Motion.

(5) A person shall be summoned to appear before the House under this Standing Order only if—

- (a) the purpose of the summons is not to consider a matter which is already a subject of consideration by a Committee of the House; or
- (b) the person has been previously summoned to appear before a Committee of the House but has failed or declined to appear before such committee without lawful cause.

NEW STANDING ORDER 257A

THAT the Standing Orders be amended by inserting the following new Standing Orders immediately after Standing Order 257 –

Permission for absence

257A. (1) A Member seeking to be absent from sitting of the House shall, seek the written permission of the Speaker in such form as the Speaker may determine, stating the period of absence, the reasons and any other relevant information.

(2) The Clerk shall keep custody of requests for permission and may disclose the information with the written consent of the Speaker.

STANDING ORDER 259

THAT Standing Order 259 be amended by inserting the following new paragraph immediately after paragraph (1)–

“(1A) The Speaker may designate seats in the Chamber for Members of the Chairperson’s Panel, Deputy Leaders of Majority and Minority Parties, Chairpersons of Committees and Majority and Minority Party Whips.”

STANDING ORDER 264

THAT Standing Order 264 be amended in paragraph (1) by deleting the words “not later than six months to the end of the term”.

SECOND SCHEDULE

THAT the Second Schedule to the Standing Orders be amended by deleting the specified Committee and its respective subjects and substituting therefor the following new Committees and subjects—

Committee	Subjects
Agriculture and Livestock	Agriculture, livestock, irrigation, fisheries development, production and marketing.
Communication, Information and Innovation	communication, information, media and broadcasting (except for broadcast of parliamentary proceedings), Information Communications Technology (ICT), development and advancement of technology and modernization of production strategies.
Energy	Fossil fuels exploration, Development, production, maintenance and regulation of energy.
Finance and National Planning	Public finance, monetary policies, public debt, financial institutions, investment and divestiture policies, pricing policies, banking, insurance, population, revenue policies including taxation, national planning and development.
Labour and Social Welfare	Labour, labour relations, manpower or human resource planning, gender, youth, social welfare and security, children’s welfare,, National Youth Service, the elderly and persons with disability.
Sports, Tourism and Culture	Sports, culture, language, arts, national heritage, betting and lotteries, tourism promotion and management.
Trade, Industry and Cooperatives	Trade, consumer protection, commerce, industrialization including special economic zones, enterprise promotion and development including small and medium-size enterprises, intellectual property, industrial standards, anti-counterfeit policies and co-operatives development.

NEW SCHEDULES

THAT, the Standing Orders be amended by inserting the following new Schedules immediately after the Fourth Schedule—

FIFTH SCHEDULE
FORM OF NOMINATION PAPER
(Standing Order 179(4))

Election of the Chairperson/Vice-Chairperson of the _____ Committee of the National Assembly to be held on the _____ day of _____ 20__.

We, the undersigned, being Members of Parliament nominated to serve in the _____ Committee of the National Assembly nominate the undermentioned person as a candidate for election as Chairperson/Vice-Chairperson of the Committee at the election.

(1) Particulars of Candidate.

Name in Full	
National Identity Card/Passport No.	
Sex	
Physical Address	
Political Party	
Telephone No.	

(2) Particulars of Proposer.

Name in Full	
National Identity Card/Passport No.	
Sex	
Physical Address	
Political Party	
Telephone No.	
Signature	

(3) Particulars of Secunder.

Name in Full	
National Identity Card/Passport No.	
Sex	
Physical Address	
Political Party	
Telephone No.	

And I, the aforesaid _____ do hereby consent to my nomination as a candidate for election as Chairperson/Vice-Chairperson of the _____ Committee of the National Assembly.

Signature of Candidate.

Dated this _____ day of _____ 20__.

SIXTH SCHEDULE
FORM OF OATH/SOLEMN AFFIRMATION BY WITNESS APPEARING BEFORE A COMMITTEE OF THE
HOUSE
(Standing Order 191)

I.....do swear/affirm that the evidence I shall give before this Committee on the matter(s) under its consideration shall be the truth, the whole truth nothing but the truth. (In the case of an oath—So help me God.)

...../Notice Paper

NOTICE PAPER

Tentative business for **Thursday, June 15, 2017**

(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, June 15, 2017 (Morning and Afternoon):-

A. THE SUPPLEMENTARY APPROPRIATION BILL (NO. 2) (NATIONAL ASSEMBLY BILL NO. 28 OF 2017)

(The Chairperson, Budget and Appropriations Committee)

Second Reading

B. COMMITTEE OF THE WHOLE HOUSE

(i) The Supplementary Appropriation Bill (No. 2) (National Assembly Bill No. 28 of 2017)

(The Chairperson, Budget and Appropriations Committee)

(ii) The President's Award Bill (National Assembly Bill No. 28 of 2017)

(The Leader of Majority Party)

(iii) The National Assembly Standing Orders

(The Chairperson, Procedure and House Rules Committee)

C. MOTION – APPROVAL OF APPOINTMENT OF THE DIRECTOR-GENERAL OF THE FINANCIAL REPORTING CENTRE

(The Chairperson, Departmental Committee on Finance, Planning and Trade)

D. MOTION – CONSIDERATION OF THE PROPOSAL REGARDING GOVERNMENT GUARANTEE OF USD 750 MILLION IN SUPPORT OF THE RESTRUCTURING OF KENYA AIRWAYS

(The Leader of the Majority Party)

E. MOTION – ADOPTION OF THE SPECIAL REPORT ON THE IMPLEMENTATION OF THE TOURISM FUND'S RONALD NGALA UTALII COLLEGE PROJECT

(The Chairperson, Public Investments Committee)

(If not concluded on Wednesday, June 13, 2017 – Afternoon Sitting)

F. MOTION – ADOPTION OF REPORTS OF THE KENYA DELEGATIONS TO THE ASSEMBLIES OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS

(Member, Kenya Delegation to the IPU)

(If not concluded on Wednesday, June 13, 2017 – Afternoon Sitting)

G. MOTION – ADOPTION OF SESSIONAL PAPER NO. 3 OF 2016 ON THE NATIONAL HOUSING POLICY

(The Chairperson, Departmental Committee on Transport, Public Works & Housing)

(If not concluded on Wednesday, June 13, 2017 – Afternoon Sitting)

H. MOTION – ADOPTION OF SESSIONAL PAPER NO. 5 OF 2016 ON THE NATIONAL CLIMATE CHANGE FRAMEWORK POLICY

(The Chairperson, Departmental Committee on Environment & Natural Resources)

(If not concluded on Wednesday, June 13, 2017 – Afternoon Sitting)

I. THE NATIONAL COHESION AND INTEGRATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 11 OF 2017)

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Second Reading

(If not concluded on Wednesday, June 13, 2017 – Afternoon Sitting)

J. THE CONSTITUTION OF KENYA (AMENDMENT)(NO. 6) BILL (NATIONAL ASSEMBLY BILL NO. 65 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, June 13, 2017 – Afternoon Sitting)

K. THE PARLIAMENTARY SERVICE BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2017)

(The Leader of the Majority Party)

Second Reading

L. ADJOURNMENT OF THE HOUSE AS PER THE CALENDAR OF THE NATIONAL ASSEMBLY, 2017 – SINE DIE

(The Leader of the Majority Party)
