



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – FOURTH SESSION

NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY AUGUST 25, 2016

1. The House assembled at thirty minutes past Nine O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Deputy Speaker
4. **PETITIONS**
 - (a) The Deputy Speaker conveyed the following Petition pursuant to the provisions of Standing Order 225(2)(b):

“Honourable Members, Pursuant to Standing Order 225, I am in receipt of a Petition from a Mr. Charles Atiang’ Etyang’, on behalf of Sugarcane Farmers and Stakeholders in Kisumu and Nandi Counties regarding mismanagement at the Chemilil Sugar Company.

Honourable Members, the Petitioner states *inter alia* that: -

- (i) the Chemilil Sugar Company is at the verge of collapse due to mismanagement by the Board, a case in point is the recent re-appointment of one Mr. Charles Owele, whose records of competence, management and integrity are questionable;
- (ii) the Company is allegedly operating in technical insolvency and indebtedness, where farmers and suppliers are issued with bad cheques leading to accrued arrears and other liabilities amounting to 1.4 Billion since 2014;
- (iii) the Company is allegedly employing haphazard and exploitative sugarcane pricing techniques that end up scaring away farmers; and
- (iv) the farmers in Nandi and Kisumu Counties are not ready for privatization of the Company without any primary restructuring, reforms and consultation with the stakeholders over the matter.

Honourable Members, in this regard, the Petitioner prays that the National Assembly interrogates the grounds in the Petition with a view of causing a forensic audit on the factory accounts and performance for the last three (3) years to establish the full facts responsible for its insolvency.

Honourable Members, this Petition therefore stands committed to the Departmental Committee on Finance, Planning and Trade for consideration. The Committee is requested to consider the Petition and report its findings to the Petitioner and the House in accordance with Standing Order 227(2). The Committee should also undertake to hear the Petitioner.

I, Thank you!"

(b) The following other Petitions were presented –

- (i) A Petition presented by the Member for Gatanga (Hon. Humphrey Kimani) on behalf of shareholders of Twin Hill Company Limited regarding dispute on land LR No. 3567;
- (ii) A Petition presented by the Member for Gem (Hon. Jakoyo Midiwo) on behalf of one Kelvin Wanderi Kinyua regarding alleged financial impropriety and irregular administrative issues at the East African Breweries Limited (EABL); and

The Petitions referred to the relevant Departmental Committees pursuant to Standing Order 227(1)

5. **MOTION – APPROVAL OF THE MEDIATED VERSION OF THE ENERGY BILL
(NATIONAL ASSEMBLY BILL NO. 50 OF 2015)**

Motion made and Question proposed –

THAT, pursuant to the provisions of Article 113 (2) of the Constitution and Standing Order 150, this House adopts the Report of the Mediation Committee on its consideration of the Energy Bill, 2015, laid on the Table of the House on Wednesday, 24th August 2016, and **approves** the Mediated Version of the Energy Bill (National Assembly Bill No. 50 of 2015).

(Hon. Jamleck Kamau, EGH, MP - Vice-Chairperson, Mediation Committee)

Debate arising;

Mover replied;

Question of the Motion deferred to another day.

6. **MOTION – APPROVAL OF THE MEDIATED VERSION OF THE PETROLEUM
(EXPLORATION, DEVELOPMENT AND PRODUCTION) BILL (NATIONAL ASSEMBLY BILL
NO. 44 OF 2015)**

Motion made and Question proposed –

THAT, pursuant to the provisions of Article 113 (2) of the Constitution and Standing Order 150, this House adopts the Report of the Mediation Committee on its consideration of the Petroleum (Exploration, Development and Production) Bill, 2015, laid on the Table of the House on Wednesday, 24th August 2016, and **approves** the Mediated Versions of the Petroleum (Exploration, Development and Production) Bill (National Assembly Bill No. 44 of 2015).

(Hon. Jamleck Kamau, EGH, MP - Vice-Chairperson, Mediation Committee)

Debate arising;

Mover replied;

Question of the Motion deferred to another day.

7. **COMMITTEE OF THE WHOLE HOUSE**

The Finance Bill (National Assembly Bill No.20 of 2016)

Order for Committee of the Whole House read;

Order deferred to another day.

8. **THE BETTING, LOTTERIES AND GAMING (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.30 OF 2015)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Betting, Lotteries and Gaming (Amendment) Bill (National Assembly Bill No. 30 of 2015) be now read a Second Time

(The Deputy Leader of the Majority Party)

Debate arising;

(Change of Chair from the Deputy Speaker to Second Chairperson)

Debate ongoing;

Mover to reply;

9. **THE STATUTE LAW (MISCELLANEOUS AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 58 OF 2015)**

Order for Second Reading read;

THAT, the Statute Law (Miscellaneous Amendment) Bill (National Assembly Bill No. 58 of 2015) be now read a Second Time

(The Leader of the Majority Party)

Order deferred to another day.

10. **THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2016)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the National Government Constituencies Development Fund (Amendment) Bill (National Assembly Bill No. 34 of 2016) be now read a Second Time

(Chairperson, National Government Constituencies Development Fund Committee)

Debate arising;

Rising in his place under Standing Order 95, the Member for Samburu North, (Hon. Alois Lentoimaga) claimed to move that the Mover be called upon to reply;

And the Second Chairperson acceding to the claim;

Question put and agreed to;

Thereupon the Mover replied;

Question of the Second Reading deferred to another day.

And the time being One O'clock, the Second Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

11. **HOUSE ROSE** - at One O'clock

M E M O R A N D U M

The Speaker will take the Chair today,
Wednesday, August 25, 2016 at 2.30 p.m.

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