



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, APRIL 22, 2015 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\*. **MOTION - THE FERTILIZERS AND ANIMAL FOODSTUFFS**  
**(AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 36**  
**OF 2013)**  
(The Chairperson, Departmental Committee on Agriculture, Livestock and Cooperatives)

**THAT**, the Senate Amendments to the Fertilizers and Animal Foodstuff (Amendment) Bill (National Assembly Bill No. 36 of 2013) be now considered.

**IN THE COMMITTEE**

Consideration of the Senate Amendments to the Fertilizers and Animal Foodstuff (Amendment) Bill (National Assembly Bill No. 36 of 2013)  
(The Chairperson, Departmental Committee on Agriculture, Livestock and Cooperatives)

- 9\*. **THE IN-VITRO FERTILIZATION BILL (NATIONAL ASSEMBLY BILL**  
**NO. 36 OF 2014)**  
(The Hon. Millie Odhiambo-Mabona, M.P.)

Second Reading

*(Resumption of debate interrupted on Wednesday, April 15, 2015 (Morning Sitting)*  
*(Balance of time – 1hr. 14mins)*

- 10\*. **THE KENYA NATIONAL EXAMINATION COUNCIL (AMENDMENT)**  
**BILL (NATIONAL ASSEMBLY BILL NO. 03 OF 2015**  
(The Hon. Emmanuel Wangwe, M.P.)

Second Reading

...../11\*.

11\*. **THE ENGINEERING TECHNOLOGISTS AND TECHNICIANS BILL**  
**(NATIONAL ASSEMBLY BILL NO. 07 OF 2015)**

(The Hon. Cecilia Ng'etich, M.P.)

Second Reading

12\*. **THE PARLIAMENTARY POWERS AND PRIVILEGES BILL, (NATIONAL ASSEMBLY BILL NO. 35 OF 2014)**

(The Hon. Adan Keynan, M.P.)

Second Reading

13\*. **MOTION - REVIEW OF THE PROCEDURE & THE COST OF MARRIAGE REGISTRATION, & DECENTRALIZATION OF THE OFFICES OF THE REGISTRAR OF MARRIAGES**

(The Hon. Malulu Injendi, M.P.)

**THAT**, aware that the Marriage Act, 2014 was assented to by H.E the President on 29th April, 2014 and commenced on the 20th of May, 2014; noting that the act was by and large an amalgamation of the previous Acts, thus amendments relating to the regulations were minimal in effect; deeply concerned that there are only twelve offices for the registrar of marriages in the whole country, making it difficult for the hopefuls to issue notice of marriages; mindful of the fact that the upward revision of the marriage certificate acquisition fee is not affordable to many Kenyans, thus inhibiting them from registering marriages as envisaged by the new Act; this House **urges** the Government to review the procedure and the cost of marriage registration, and to decentralize the offices of the registrar of marriages to a minimum of all sub-counties so as to reduce bureaucracy and enhance accessibility.

14\*. **MOTION - PERIOD OF SERVICE FOR POLICE OFFICERS UPON COMPLETION OF SPECIALIZED TRAINING**

(The Hon. John Waluke, M.P.)

**THAT**, aware that the Kenya Police Service spends considerable resources on training officers among the cadre of trainees; further aware that many of the police detectives are hired by other government and private institutions as soon as they are acquire the necessary expertise and experience; deeply concerned that this results in delayed and botched investigations and failed conclusion of critical prosecutions plus a high number of acquittals due to perennial shortage of specialized officers in critical departments such as ballistics, forensics, document examinations, fraud detection, money laundering, transnational crime and cyber crime; cognizant of the fact that private employers are able to offer superior terms, this House **urges** the Government to ensure that any Regular Police, Administration Police officer and Prisons Officer who benefits from specialized training at the taxpayers' expense should serve in the public sector for at least 10 years before leaving for the private sector or refund the public funds used in their training.

# NOTICES

## I. SENATE AMENDMENTS TO THE FERTILIZERS AND ANIMAL FOODSTUFFS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2013)

### CLAUSE 2

#### Senate Amendment

**That** Clause 2 of the Bill be amended in sub clause (b) in the definition of the word "Board" by deleting the words "Fertilizer Board of Kenya" and substituting therefor the words "Fertilizer and Animal Foodstuffs Board of Kenya".

### CLAUSE 3

#### Senate Amendment

**That** Clause 3 of the Bill be amended-

(a) In sub clause (1) of the proposed new section 2A by deleting the words "Fertilizer Board of Kenya" and substituting therefor the words "Fertilizer and Animal Foodstuffs Board of Kenya".

(b) by deleting the proposed new section 2B and substituting therefor the following proposed new section-

Functions of the  
Board

2B. The functions of the Board shall be to-

(a) regulate the fertilizers and animal foodstuffs industry in Kenya including the production, manufacture, packaging, importation and marketing of fertilizers and animal foodstuffs;

(b) regulate the importation of raw materials for the manufacture of animal foodstuffs;

(c) promote the manufacture of fertilizers and animal foodstuffs in Kenya;

(d) advise the national and county governments on-

(i) the procurement, importation and efficient and timely distribution of subsidized fertilizers and animal foodstuffs;

(ii) establishment of retail outlets of fertilizers and animal foodstuffs in the counties; and

(iii) development of policies related to the manufacture and distribution of fertilizers and animal foodstuffs;

- (e) inspect and test fertilizers and animal foodstuffs to ensure their quality and safety;
- (f) license manufacturers, distributors and retailers of fertilizers and animal foodstuffs on the recommendation of the Director of Agriculture and the Director of Veterinary Services;
- (g) promote, in collaboration with stakeholders in the agriculture industry, research on fertilizers and animal foodstuffs; and
- (h) ensure that fertilizers and animal foodstuffs imported, manufactured or distributed in Kenya meet the standards of quality and safety as prescribed by law.

(c) in the proposed new paragraph 2C-

(i) in sub clause (1) by-

(a) inserting the following new paragraph immediately after paragraph (b) -

(ba) the Principal Secretary in the Ministry for the time being responsible for livestock or a designated alternate not being below the level of Deputy Secretary;

(b) deleting paragraph (e)

(c) deleting paragraph (f) and substituting therefor the following new paragraph-  
(f) one person nominated by the Council of Governors;

(d) inserting the following new paragraphs after paragraph (f) -

(fa) the Director of Veterinary Services;

(fb) one person representing research institutions in the agriculture sector competitively sourced and appointed by the Cabinet Secretary;

(ii) by inserting the following new sub clauses immediately after sub clause (2)-

(2A) The Cabinet Secretary shall ensure that not more than one-third of the persons appointed under subsection (1) are of the same gender.

(2B) A person appointed under subsection (1) shall hold office for a period of three years and may be re-appointed for a further non-renewable term of three years.

(d) by inserting the following new clause immediately after clause 2M-

Annual report

2MA. (1) The Chief Executive Officer shall cause to be prepared an annual report setting out the activities of the Board.

(2) The Chief Executive Officer shall submit the report referred to in subsection (1) to the Cabinet Secretary not later than two months after the end of each financial year.

(3) The Cabinet Secretary shall transmit copies of the report to the Senate and the National Assembly within three months after receipt of the Report.

**CLAUSE 10**

**Senate Amendment**

**THAT**, Clause 10 of the Bill be deleted and substituted therefor by the following new clause-

**10.** section 16 of the principal Act is amended by deleting the words "one thousand shillings or to imprisonment for a term not exceeding one month and for a second or subsequent offence to a fine not exceeding three thousand shillings" and substituting therefor the words "five hundred thousand shillings or to imprisonment for a term not exceeding one month, and for a second or subsequent offence to a fine not exceeding one million shillings"

---

**\* Denotes Orders of the Day**

---

## N O T I C E S

### The House resolved on Wednesday, February 11, 2015 as follows:-

- II. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on any **Motion**, including a Special motion shall 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.
- III. **THAT**, notwithstanding the provisions of Standing Order 97(4), 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** shall 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.
-

# NOTICE PAPER

Tentative business for

Wednesday, April 22 (Afternoon), 2015

---

*(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) April 22, 2015:-

A. **PROCEDURAL MOTION** – **APPROVAL OF A MORNING SITTING**  
(The Leader of the Majority Party)

B. **MOTION** – **RECONSTITUTION OF THE PUBLIC ACCOUNTS COMMITTEE**  
(The Chairperson, Committee on Selection)

C. **MOTION** – **APPROVAL OF APPOINTMENT TO OTHER COMMITTEES**  
(The Chairperson, Committee on Selection)

D. **MOTION** – **PETITION FOR REMOVAL OF TWO COMMISSIONERS OF THE EACC**  
(Vice-Chairperson, Departmental Committee on Justice & Legal Affairs)

E. **MOTION** – **THE SPECIAL REPORT PIC ON THE RECAPITALIZATION & BALANCE SHEET RESTRUCTURING OF TELKOM KENYA LTD**  
(The Chairperson, Public Investments Committee)

*(Resumption of debate interrupted on Tuesday, April 21, 2015)*

F. **THE PRIVATE SECURITY REGULATION BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2014)**  
(The Leader of the Majority Party)

Second Reading

G. **THE PROHIBITION OF ANTI-PERSONNEL MINES BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2014)**  
(The Leader of the Majority Party)

Second Reading

H. **THE FISHERIES MANAGEMENT AND DEVELOPMENT BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2014)**  
(The Leader of the Majority Party)

Second Reading

---



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, APRIL 22, 2015 AT 2.30 P.M**

**ORDER OF BUSINESS**

**PRAYERS**

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

**8\*. PROCEDURAL MOTION – APPROVAL OF A MORNING SITTING**  
(The Leader of the Majority Party)

**THAT**, pursuant to the provisions of Standing Order 30(3)(b), this House resolves to hold a Sitting on Thursday, April 23, 2015 between 9.30 a.m. and 1.00 p.m.

**9\*. MOTION – RECONSTITUTION OF THE PUBLIC ACCOUNTS COMMITTEE**  
(The Chairperson, Committee on Selection)

**THAT**, pursuant to the resolution of the House of April 14, 2015 regarding the reconstitution of the Public Accounts Committee, and in accordance with the provisions of Standing Order 173, this House approves the appointment of the following Members to the Public Accounts Committee:-

- (i) The Hon. Kangogo Bowen, M.P.
- (ii) The Hon. Kanini Kega, M.P.
- (iii) The Hon. Joseph Manje, M.P.
- (iv) The Hon. Jude Njomo, M.P.
- (v) The Hon. Joel Onyancha, M.P.
- (vi) The Hon. Kareke Mbiuki, M.P.
- (vii) The Hon. Gonzi Rai, M.P.
- (viii) The Hon. Julius Melly, M.P.
- (ix) The Hon. Jackson K. Rop, M.P.
- (x) The Hon. Fathia Mahbub, M.P.
- (xi) The Hon. Mathias Robi, M.P.
- (xii) The Hon. Stephen Manoti, M.P.
- (xiii) The Hon. John Sakwa, M.P.



- (xiv) The Hon. Arthur Odera, M.P.
- (xv) The Hon. Timothy Bosire, M.P.
- (xvi) The Hon. David Eseli, M.P.
- (xvii) The Hon. Junet Sheikh Nuh, M.P.
- (xviii) The Hon. John Mbadi, M.P.
- (xix) The Hon. Kyengo Katatha Maweu, M.P.
- (xx) The Hon. Silvanse Onyango Osele, M.P.
- (xxi) The Hon. Manson Nyamweya, M.P.
- (xxii) The Hon. Alice Nyanchoka Chae, M.P.
- (xxiii) The Hon. Andrew Mwadime, M.P.
- (xxiv) The Hon. Abdikadir Omar Aden, M.P.
- (xxv) The Hon. Geni Charles Mong'are, M.P.
- (xxvi) The Hon. Jessica Mbalu, M.P.
- (xxvii) The Hon. Eng. Nicholas Gumbo, M.P.

**10\*. MOTION – APPROVAL OF APPOINTMENT TO OTHER COMMITTEES**  
(The Chairperson, Committee on Selection)

**THAT**, further to the resolution of the House of October 08, 2013 on appointment of Members to respective Committees, this House approves the appointment of the following Members to the respective Committees:-

- (i) The Hon. Cecily Mbarire, M.P. to the Departmental Committee on Energy, Communication and Information;
- (ii) The Hon. James Bett, M.P. to the Departmental Committee on Justice and Legal Affairs;
- (iii) The Hon. Ababu Namwamba, M.P. to the Constitutional Implementation and Oversight Committee;
- (iv) The Hon. Peter Edick Omondi Anyanga, M.P. to the Departmental Committee Energy, Communication and Information;
- (v) The Hon. Ahmed Ibrahim Abass, M.P. to the Budget and Appropriations Committee; and
- (vi) The Hon. Richard Tong'i to the Budget and Appropriations Committee.

**11\*. MOTION – PETITION FOR REMOVAL OF TWO COMMISSIONERS OF THE EACC**  
(Vice-Chairperson, Departmental Committee on Justice & Legal Affairs)

**THAT**, this House adopts the Report of the Departmental Committee on Justice and Legal Affairs on the Petition for Removal of two Commissioners of the Ethics and Anti-Corruption Commission (EACC), laid on the Table of the House on Tuesday April 21, 2015, and in accordance with the provisions of Article 251 (3) of the Constitution and Standing Order 230(5), finds that the Petition ***does*** disclose sufficient grounds for the **removal** of Mr Mumo Matemu and Ms. Irene Keino as Commissioners of the Ethics and Anti-Corruption Commission.

12\*. **MOTION - THE SPECIAL REPORT OF THE PUBLIC INVESTMENTS COMMITTEE**

(The Chairperson, Public Investments Committee)

**THAT**, this House adopts the Special Report of the Public Investments Committee on the Recapitalization and Balance Sheet Restructuring of Telkom Kenya Limited, laid on the Table of the House on Tuesday, April 29, 2014.

*(Resumption of debate interrupted on Tuesday, April 21, 2015)*

13\*. **THE PRIVATE SECURITY REGULATION BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2014)**

(The Leader of the Majority Party)

Second Reading

14\*. **THE PROHIBITION OF ANTI-PERSONNEL MINES BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2014)**

(The Leader of the Majority Party)

Second Reading

15\*. **THE FISHERIES MANAGEMENT AND DEVELOPMENT BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2014)**

(The Leader of the Majority Party)

Second Reading

---

**\* Denotes Orders of the Day**

---

## N O T I C E S

### The House resolved on Wednesday, February 11, 2015 as follows:-

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

---

\* Denotes Orders of the Day

---

# NOTICE PAPER

Tentative business for

Thursday, April 23, 2015

---

*(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, April 23, 2015:-

**A. COMMITTEE OF THE WHOLE HOUSE**

- i) The Fair Administrative Action Bill (National Assembly Bill No. 10 of 2015)  
(The Leader of the Majority Party)
- ii) The Public Procurement and Asset Disposal Bill (National Assembly Bill No. 40 of 2014)  
(The Leader of the Majority Party)

**B. MOTION - THE PUBLIC SERVICE (VALUES AND PRINCIPLES) BILL**  
**(NATIONAL ASSEMBLY BILL NO. 29 OF 2014)**

**THAT**, the Senate Amendments to the Public Service (Values and Principles) Bill (National Assembly Bill No. 29 of 2014) be now considered.

**IN THE COMMITTEE**

Consideration of the **Senate Amendments** to the Public Service (Values and Principles) Bill (National Assembly Bill No. 29 of 2014)  
(The Leader of the Majority Party)

**C. THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION**  
**(AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 31 OF 2014)**  
(The Leader of the Majority Party)

**THAT**, the Senate Amendments to the Environmental Management and Co-Ordination (Amendment) Bill (National Assembly Bill No. 31 of 2014) be now considered.

**IN THE COMMITTEE**

Consideration of the **Senate Amendments** to the Environmental Management and Co-Ordination (Amendment) Bill (National Assembly Bill No. 31 of 2014)  
(The Leader of the Majority Party)

---