



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – FOURTH SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, DECEMBER 2, 2025 AT 2.30PM

1. The House assembled at Thirty Minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding**– the Hon. Speaker
4. **ADMINISTRATION OF OATH**

Before administering Oath to Members-elect, the Hon. Speaker issued the following Guide—

Guide on the swearing-in and induction of newly elected Members

“Honourable Members, as the House is aware, by-elections were successfully conducted on 27th November 2025 in the constituencies of Magarini, Banissa, Kasipul, Malava, Mbeere North, and Ugunja. The Independent Electoral and Boundaries Commission (IEBC) has declared the results, issued certificates to the winners, and gazetted the Members-elect vide Gazette Notice No. 17611 of 1st December 2025. On behalf of the House and on my own behalf, I extend warm congratulations to the six Members-elect for earning the confidence of their respective electorates and for the privilege of joining this august House as representatives of the people.

This morning, in keeping with established practice, the Clerk organised an orientation session for the Members-elect. The session provided them with an overview of parliamentary services and essential administrative information to facilitate their transition into legislative duties.

To ensure seamless onboarding, I have directed the Office of the Clerk to organise a comprehensive Induction Programme for the six newly elected Members together with the Hon. Kipchumba Harold Kimuge, MP (nominated), who recently took the oath of office. The induction workshop is scheduled for 8th to 9th December 2025. The venue will be communicated in due course.

With respect to today's swearing-in ceremony, it will proceed as follows in accordance with the traditions and Standing Orders of the House:

We shall commence with the Member-elect for Magarini Constituency, the Hon. Harrison Garama Kombe, whose swearing in will take precedence since he is returning to the House after a previous tenure.

Thereafter, the remaining Members-elect will take their Oath or Affirmation in alphabetical order of constituencies as provided under Standing Order 3(3) and reflected in the division list. The sequence will therefore be as follows:

- (1) Banissa Constituency;
- (2) Kasipul Constituency;
- (3) Malava Constituency;
- (4) Mbeere North Constituency; and
- (5) Ugunja Constituency.

Honourable Members, to maintain order and decorum during the ceremony, I direct that each Member-elect shall be escorted by only two Members of the House when proceeding to take the Oath or Affirmation. I am notified that, as usual, the leadership has nominated the *Escorts of Honour* for the Honourable Members elect. After subscribing to the Oath or Affirmation, the Members shall proceed to my left to sign the Oath Book, witnessed by the two escorting Members.

In addition, at the request of both the Leader of the Majority Party and the Leader of the Minority Party, I am pleased to grant the House forty-five (45) minutes, immediately upon the conclusion of the swearing-in ceremony, for Honourable Members to extend their formal welcome and congratulations to our new colleagues.

I also wish to recognize the presence of distinguished friends of the Members elect who include the **H.E. Hon Cecily Mbarire, Governor for Embu County; the Cabinet Secretary for Public Service, the Hon. Geoffrey Ruku; the Hon. Governor for Mombasa County; Abdullswamad Nassir; the Hon. Gideon Mungaro, Governor for Kilifi County; the Hon. (Rtd.) Justice Stewart Madzayo, Senator and Minority Leader in the Senate and Principal Secretary, Fikirini Jacobs, for Youth and Sports**, who are seated in the Speaker's Row.

Finally, **Honourable Members**, allow me once again to warmly welcome our new colleagues to the National Assembly. I wish them a fruitful, productive, and impactful tenure as they serve the great people of Kenya. I thank you."

Thereafter, the Hon. Speaker administered Oath to—

- (1) **KOMBE**, Harrison Garama, Member-elect for Magarini;
- (2) **HASSAN**, Ahmed Maalim, Member-elect for Bannisa;
- (3) **NDAKWA**, David Athman, Member-elect for Malava;
- (4) **NJERU**, Leo Wa Muthende, Member-elect for Mbeere North;
- (5) **ONG'ONDO**, Boyd Were, Member-elect for Kasipul; and
- (6) **OMONDI**, Moses Okoth, Member-elect for Ugunja.

5. COMMUNICATION FROM THE CHAIR

The Speaker issued the following Communications from the Chair—

(i) Guide on the Processing of the Privileges and Immunities (Global Centre for Adaptation) Order, 2025

"Honourable Members, you will recall that, on Wednesday, 4th June, 2025, the Leader of the Majority Party laid on the Table of the House a Paper titled "the Privileges and Immunities (Global Centre for Adaptation) Order, 2025," which was published as Legal Notice No. 82 of 2025. The Order was published by the Cabinet Secretary for Foreign and Diaspora Affairs, pursuant to section 11 of the Privileges and Immunities Act, Cap 179 and submitted to the House for approval.

The Order provides a framework for a cooperation agreement between the Government of Kenya and the Global Centre for Adaptation (GCA), an international Centre established with the aim of accelerating adaptation action and supporting climate adaptation solutions.

Honourable Members, following the tabling of the said Order, I referred it to the Departmental Committee on Environment, Forestry and Mining for consideration. The referral was based on the understanding that the Order largely relates to matters climate change, which, in the first instance, fall within the purview of the said Departmental Committee.

Honourable Members, notwithstanding my referral of the Order to the Departmental Committee on Environment, Forestry and Mining and the steps already taken by the Committee, I have since taken cognisance that the Order, being a ministerial order, is a statutory instrument within the meaning of section 2 of the Statutory Instruments Act, Cap. 2A, **and not an Agreement**, within the meaning of the Treaty-Making and Ratification Act, Cap. 4D.

Honourable Members, the Statutory Instruments Act, Cap. 2A provides that every statutory instrument issued, made or established shall upon tabling before the respective House of Parliament stand referred to the **Committee** or any other Committee that may be established by Parliament **for the purpose of reviewing and scrutinizing statutory instruments**. This provision is also echoed in Standing Order 210(2).

To this end, section 2 of the Act defines a “Committee” as the **Committee on Delegated Legislation**, which is established under Standing Order 210 of the National Assembly. Instructively, the Statutory Instruments Act, Cap. 2A and Standing Order 210(2) vest in the Committee on Delegated Legislation the mandated by the to **consider and scrutinize statutory instruments** submitted to Parliament to ensure conformity with the Constitution, the Statutory Instruments Act, Cap 2A, the Act under which the instrument is made, or other relevant written laws.

It follows, therefore, that the Order, being a statutory instrument, ought to have been referred to the Committee on Delegated Legislation for consideration using the parameters provided for in Standing order 210(3), **and not the Departmental Committee on Environment, Forestry and Mining**.

Honourable Members, in view of the foregoing and noting the mandate of the Committee on Delegated Legislation *vis-à-vis* that of Departmental Committees, the Privileges and Immunities (Global Centre for Adaptation) Order, 2025, Legal Notice No. 82 of 2025 is referred to the Committee on Delegated Legislation for consideration.

Honourable Members, I am aware that the Departmental Committee on Environment, Forestry and Mining scrutinised the Order against the provisions of the Privileges and Immunities Act, Cap. 179, the Interpretation and General Provisions Act, Cap. 2 and the Statutory Instruments Act, Cap. 2A, which regulate the making, scrutiny and publication of statutory instruments. Indeed, the Committee already tabled its report to the House, and is awaiting consideration.

That notwithstanding, **Honourable Members**, I hereby direct as follows—

- (1) **THAT**, pursuant to section 12(1) of the Statutory Instruments Act, Cap. 2A and Standing Order 210(2), the Privileges and Immunities (Global Centre for Adaptation) Order, 2025, published as Legal Notice No. 82 of 2025, **stands referred to the Committee on Delegated Legislation for scrutiny**;
- (2) **THAT**, to allow the Committee on Delegated Legislation to deal independently, the Report of the Departmental Committee on Environment, Forestry and Mining on its consideration of Privileges and Immunities (Global Centre for Adaptation) Order, 2025 is stood down; and,
- (3) **THAT**, the Committee on Delegated Legislation expeditiously considers the Order and submits its report as soon as practicable to enable the House to consider the

matter within prescribed timelines, of twenty-eight (28) days, whose counting now commences today. The House is accordingly guided. I thank you!”

(ii) Recognition of a delegation from the Kingdom of Lesotho

“Honourable Members, I wish to introduce to you a delegation from the National Reforms Transitional Office (NRTO) of the Kingdom of Lesotho, who are seated in the Speaker’s Gallery. They are Hon. Richard Ramoetsi, Minister of Law and Justice, and Mr. Lira Ralebese, Principal Secretary, Ministry of Law and Justice.

The delegation is accompanied by three (3) officers, and is on a benchmarking exercise to the Parliament of Kenya to learn about constitutional, parliamentary and public service reforms.

Honourable Members, on my behalf and that of the National Assembly, I welcome them to Parliament and wish them fruitful engagements for the duration of their visit. I thank you!”

6. PAPERS

The following Papers were laid on the Table of the House—

- (a) Reports of the Auditor-General and the Financial Statements for the year ended 30th June 2025 and certificates therein in respect of—
- (i) Alupe University;
 - (ii) Commission on Administrative Justice Staff Mortgage and Car Loan Scheme;
 - (iii) Kaiboi National Polytechnic;
 - (iv) Kisumu National Polytechnic;
 - (v) Mitunguu National Polytechnic;
 - (vi) National Communication Secretariat;
 - (vii) National Research Fund;
 - (viii) Office of the Registrar of Political Parties Staff Mortgage and Car Loan Scheme;
 - (ix) Open University of Kenya;
 - (x) Parliamentary Car Loan Scheme Fund;
 - (xi) Parliamentary Catering Fund;
 - (xii) Parliamentary Mortgage Scheme Fund;
 - (xiii) Political Parties Fund;
 - (xiv) Rongo University;
 - (xv) Salaries and Remuneration Commission Mortgage and Car Loan Scheme Fund;
 - (xvi) Salaries and Remuneration Commission;
 - (xvii) School Equipment Production Unit;
 - (xviii) Street Families Rehabilitation Trust Fund;
 - (xix) Tom Mboya University; and
 - (xx) Wildlife Clubs of Kenya.

(Majority Party Whip)

- (b) Report of the Mediation Committee on the Coffee Bill (Senate Bill No. 10 of 2023)
(Hon. Duncan Mathenge on behalf of the Chairperson, Departmental Committee on Agriculture and Livestock)
- (c) Reports of Decentralized Funds Accounts Committee on its consideration of Reports of the Auditor-General as follows—

- (i) Seventh Report on the Audited Accounts of the National Government Constituencies Development Fund Board for the Financial Years 2016/2017, 2017/2018, 2018/2019, 2019/2020, 2020/2021 and 2021/2022;
- (ii) Eighth Report on the Audited Accounts of the National Government Affirmative Action Fund for the Financial Years 2016/2017, 2017/2018, 2018/2019, 2019/2020, 2020/2021 and 2021/2022;
- (iii) Ninth Report on the Audited Accounts of the National Government Constituencies Development Fund for Constituencies in Nakuru County for the Financial Years 2013/2014, 2014/2015, 2015/2016, 2016/2017, 2017/2018, 2018/2019, 2019/2020, 2020/2021 And 2021/2022; and
- (iv) Tenth Report on the Audited Accounts of the National Government Constituencies Development Fund for Lari, Lurambi, Embakasi Central, Kilifi North and Mvita Constituencies for the Financial Years 2016/2017, 2017/2018, 2018/2019, 2019/2020, 2020/2021 and 2021/2022.

(Chairperson, Decentralized Funds Accounts Committee)

- (d) Reports of the Departmental Committee on Finance and National Planning on Its consideration of—
 - (i) The agreement establishing the Shelter Afrique Development Bank; and
 - (ii) The Agreement Between the Government of the Republic of Singapore and the Government of the Republic of Kenya for the Elimination of Double Taxation with Respect to Taxes on Income and the Prevention of Tax Evasion and Avoidance.

(Chairperson, Departmental Committee on Finance and National Planning)

- (e) Reports of the Departmental Committee on Education on its consideration of—
 - (i) The Teachers Service Commission (Amendment) Bill (National Assembly Bill No. 27 of 2024); and,
 - (ii) Its inspection visit to National Polytechnics from 8th to 14th April 2025; and Inspection visit to Thirteen Public Universities in April, 2024.

(Chairperson, Departmental Committee on Education)

7. NOTICES OF MOTIONS

The following Notices of Motions were given—

(a) Consideration of the Seventh Report on the Audited Accounts of the National Government Constituencies Development Fund Board for the Financial Years 2016/2017 to 2021/2022

THAT, this House **adopts** the Seventh Report of the Decentralized Funds Accounts Committee on its consideration of the audited accounts of the National Government Constituencies Development Fund for the financial years 2016/2017 to 2021/2022 laid on the Table of the House on Tuesday, 2nd December 2025.

(Chairperson, Decentralized Funds Accounts Committee)

(b) Consideration of the Eighth Report on the Audited Accounts of the National Government Affirmative Action Fund for the Financial Years 2016/2017 to 2021/2022

THAT, this House **adopts** the Eighth Report of the Decentralized Funds Accounts Committee on its consideration of the audited accounts of the National

Government Affirmative Action Fund for the financial years 2016/2017 to 2021/2022 laid on the Table of the House on Tuesday, 2nd December 2025.

(Chairperson, Decentralized Funds Accounts Committee)

(c) Consideration of the Ninth Report on the Audited Accounts of the National Government Constituencies Development Fund for Constituencies in Nakuru County for the Financial Years 2013/2014 to 2021/2022;

THAT, this House **adopts** the Ninth Report of the Decentralized Funds Accounts Committee on its consideration of the audited accounts of the National Government Constituencies Development Fund for the financial years 2013/2014 to 2021/2022 laid on the Table of the House on Tuesday, 2nd December 2025.

(Chairperson, Decentralized Funds Accounts Committee)

(d) Consideration of the Tenth Report on the Audited Accounts of the National Government Constituencies Development Fund for Lari, Lurambi, Embakasi Central, Kilifi North and Mvita Constituencies for the Financial Years 2016/2017 to 2021/2022.

THAT, this House **adopts** the Tenth Report of the Decentralized Funds Accounts Committee on its consideration of the audited accounts of the National Government Constituencies Development Fund for the financial years 2016/2017 to 2021/2022 laid on the Table of the House on Tuesday, 2nd December 2025

(Chairperson, Decentralized Funds Accounts Committee)

(e) Consideration of Agreement establishing the Shelter Afrique Development Bank

THAT, this House adopts the Report of the Departmental Committee on Finance and National Planning on its consideration of the Agreement for the Establishing the Shelter Afrique Development Bank, laid on the Table of the House on Tuesday, 2nd December 2025, and pursuant to the provisions of section 8(4) of the Treaty Making and Ratification Act, Cap 4D, approves the Ratification of the Agreement Establishing the Shelter Afrique Development Bank.

(Chairperson, Departmental Committee on Finance and National Planning)

(f) Consideration of the for the elimination of double taxation with respect to taxes on income and the prevention of tax evasion and avoidance

THAT, this House adopts the Report of the Departmental Committee on Finance and National Planning on its consideration of the Agreement between the Government of the Republic of Singapore and the Government of the Republic of Kenya for the elimination of double taxation with respect to taxes on income and the prevention of tax evasion and avoidance, laid on the Table of the House on Tuesday, 2nd December 2025, and pursuant to the provisions of section 8(4) of the Treaty Making and Ratification Act, Cap 4D, approves the Ratification of the Agreement between the Government of the Republic of Singapore and the Government of the Republic of Kenya for the elimination of double taxation with respect to taxes on income and the prevention of tax evasion and avoidance.

(Chairperson, Departmental Committee on Finance and National Planning)

(g) Consideration of the Report on the inspection visit to Thirteen Public Universities

THAT, this House adopts the Report of the Departmental Committee on Education on its inspection visit to National Polytechnics from 8th to 14th April 2025, *laid on the Table of the House on Tuesday, 2nd December 2025.*

(Chairperson, Departmental Committee on Education)

(h) Consideration of the Report on the inspection visit to National Polytechnics

THAT, this House **adopts** the Report of the Departmental Committee on Education on its inspection visit to National Polytechnics from 8th to 14th April 2025, *laid on the Table of the House on Tuesday, 2nd December 2025.*

(Chairperson, Departmental Committee on Education)

8. STATEMENTS

(a) Requests for Statements pursuant to Standing Order 44(2)(c)—

- (i) The Member for Kiambu (Hon. Machua Waithaka) requested for a Statement from the Chairperson of the Departmental Committee on Energy regarding persistent power outages in Kiambu Constituency; and
- (ii) The Member for Teso South (Hon. Mary Emaase) requested for a Statement from the Chairperson of the Departmental Committee on Transport and Infrastructure regarding the deteriorating condition of the *Busia-Malaba* Highway.

(b) Responses to Statements pursuant to Standing Order 44(2)(c)

The Chairperson of the Departmental Committee on Communication, Information and Innovation responded to Statements requested by—

- (i) the Member for Mandera County (Hon. Umul Ker Kassim) regarding the absence of communication network in *Lulis* location in Mandera County; and
- (ii) the Nominated Member (Hon. Umulkher Harun) regarding the allocation and implementation of the Universal Service Fund.

(c) General Statement pursuant to Standing Order 43

The Member for Rarieda (Hon. Otiende Amollo) issued a General Statement on the Status update on the Civil Appeal Case in which the National Assembly challenged the High Court declaration of the National Governments Constituencies Development Fund Act, 2015 unconstitutional. He informed the House that the hearing on Monday, 1st December 2025, following which the Court of Appeal set 6th February 2026 as the date for delivering its Ruling on the matter.

9. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 17 OF 2025)

(The Leader of the Majority Party)

Order for First Reading read;

Bill read a First Time and referred to the relevant Committee pursuant to Standing Order 127(1).

10. PROCEDURAL MOTION— **CONSIDERATION EXEMPTION OF BUSINESS FROM THE PROVISIONS OF STANDING ORDER 141(2)**

Motion made and Question proposed—

THAT, noting that this House will be proceeding for a long recess from Friday, 5th December 2025 to Monday, 9th February 2025 in accordance with its Calendar; taking cognizance of the implications of the provisions of Standing Order 141(2) on specified Bills pending at the Second Reading stage of consideration in the House; now therefore, pursuant to the provisions of Standing Order 256 (*Exemption of Business from the Standing Orders*), this House resolves to exempt the following Bills from the provisions of Standing Order 141(2) (*Lapse and Re-introduction of Bills*) during the period of the Fourth and the Fifth Sessions—

- (1) The Fisheries Management and Development Bill (National Assembly Bill No. 29 of 2023);
- (2) The Meteorology Bill (National Assembly Bill No. 37 of 2023);
- (3) The Public Relations and Communication Management Bill (National Assembly Bill No. 17 of 2024);
- (4) The Political Parties (Amendment) Bill (National Assembly Bill No. 35 of 2022);
- (5) The Petitions to Parliament (Procedure)(Amendment) Bill (National Assembly Bill No. 51 of 2022);
- (6) The Mining (Amendment) Bill (National Assembly Bill No. 51 of 2023);
- (7) The National Cohesion and Integration Bill (National Assembly Bill No. 74 of 2023);
- (8) The Public Finance Management (Amendment) Bill (National Assembly Bill No. 2 of 2024);
- (9) The Sexual Offences (Amendment) Bill (National Assembly Bill No. 78 of 2023);
- (10) The Cancer Prevention and Control (Amendment) Bill (National Assembly Bill No. 19 of 2023);
- (11) The Kenya Sign Language Bill (National Assembly Bill No. 1 of 2024);
- (12) The Employment (Amendment) Bill (National Assembly Bill No. 62 of 2023);
- (13) The Universities (Amendment) Bill (National Assembly Bill No. 38 of 2023);
- (14) The Universities (Amendment) (No.5) Bill (National Assembly Bill No. 79 of 2023);
- (15) The Universities (Amendment) (No. 3) Bill (National Assembly Bill No. 64 of 2023);
- (16) The Universities (Amendment) Bill (National Assembly Bill No. 16 of 2024);
- (17) The Kenya Roads (Amendment) Bill (National Assembly Bill No. 34 of 2023);
- (18) The Kenya Roads Board (No.2) (Amendment) Bill (National Assembly Bill No. 20 of 2024);
- (19) The National Transport and Safety Authority (Amendment) Bill (National Assembly Bill No. 36 of 2023);
- (20) The National Transport and Safety Authority (Amendment) Bill (National Assembly Bill No. 24 of 2024);
- (21) The Pensions (Amendment) Bill (National Assembly Bill No. 25 of 2024); and
- (22) The Environmental Professionals Institute of Kenya Bill (National Assembly Bill No. 36 of 2024).

(The Leader of the Majority Party)

There being no Debate arising;

Question put and agreed to.

11. MOTION- REPORT ON THE AUDITED ACCOUNTS FOR THE JUDICIARY MORTGAGE SCHEME FUND FOR THE FINANCIAL YEARS 2011/2012 TO 2021/2022

(The Chairperson, Special Funds Accounts Committee)

Order read;

Order deferred.

12. MOTION– CONSIDERATION OF SESSIONAL PAPER NO. 5 OF 2023 ON THE NATIONAL POLICY ON LABOUR MIGRATION

Motion made and Question proposed—

THAT, this House **adopts** the Joint Report of the Departmental Committee on Labour and the Select Committee on Diaspora Affairs and Migrant Workers on the consideration of Sessional Paper No. 5 of 2023 on the National Policy on Labour Migration, *laid on the Table of the House on Thursday, 9th October 2025*, and **approves** Sessional Paper No. 5 of 2023 on the National Policy on Labour Migration.

(The Chairperson, Departmental Committee on Labour)

(Change of Chair from the Honourable Speaker to the First Chairperson)

Debate arising;

Mover replied;

Question deferred.

13. MOTION– REPORT ON THE AUDITED ACCOUNTS FOR THE COMMODITIES FUND FOR THE FINANCIAL YEARS 2018/2019 TO 2021/2022

(The Chairperson, Special Funds Accounts Committee)

Order read;

Order deferred.

14. MOTION – REPORT ON THE AUDITED ACCOUNTS FOR THE STORES AND SERVICES FUND FOR THE FINANCIAL YEARS 2020/2021 & 2021/2022 & THE OCCUPATIONAL SAFETY AND HEALTH FUND FOR THE FINANCIAL YEARS 2020/2021 & 2021/2022

(The Chairperson, Special Funds Accounts Committee)

Order read;

Order deferred.

15. MOTION – REPORT ON THE AUDITED ACCOUNTS FOR THE LAND SETTLEMENT FUND FOR THE FINANCIAL YEARS 2020/2021 & 2021/2022 AND THE RAILWAY DEVELOPMENT FUND (HOLDING ACCOUNT) FOR THE FINANCIAL YEARS 2017/2018 TO 2021/2022

(The Chairperson, Special Funds Accounts Committee)

Order read;

Order deferred.

16. MOTION – CONSIDERATION OF A PETITION REGARDING POLLUTION OF RIVER ATHI

(The Chairperson, Public Petition Committee)

Order read;

Order deferred.

17. MOTION - REPORT ON THE INQUIRY INTO THE CONDUCT OF THE BRITISH ARMY TRAINING UNIT IN KENYA (BATUK)

(The Chairperson, Departmental Committee on Defence, Intelligence and Foreign Relations)

Order read;

Order deferred.

And the time being two minutes past Six O'clock, the First Chairperson adjourned the House without Question put pursuant to the Standing Orders.

18. HOUSE ROSE - at two minutes past Six O'clock.

M E M O R A N D U M

The Speaker will take the Chair on,
Wednesday, 3rd December 2025 at 9.30 a.m.

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