



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – SECOND SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, MAY 03, 2018 AT 2.30 P.M**

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Deputy Speaker

4. **PETITIONS**

The following Members gave Petitions as follows-

- (i) The Member for Loima (Hon. Jeremiah L. Ekamais) on behalf of the Residents of Turkana County on establishment of dams and drilling of boreholes; and
- (ii) The Member for Lunga Lunga (Hon. Khatib Abdallah Mwashetani) on behalf of the Residents of Kwale on the demolition of buildings to facilitate expansion of Likoni - Lunga Lunga Road.

5. **PAPERS LAID**

The following Papers were Laid on the Table of the House –

- (i) Commission on Revenue Allocation recommendations on the basis for Equitable Sharing of Revenue between the National and County Governments for the Financial year 2018/2019.
- (ii) The Capital Markets (Securities Lending, Borrowing and Short-Selling) Regulations, 2017 and the Explanatory Memorandum (*pursuant to section 12 of the Capital Markets Act*) – (*to be referred to the Committee on Delegated Legislation*).
- (iii) The National Construction authority (Amendment) Regulations, 2017 and the Explanatory Memorandum (*pursuant to section 42 of the National Construction Authority Act, 2011*) - (*to be referred to the Committee on Delegated Legislation*).
- (iv) Report of the Board of the National Government Constituencies Development Fund on Project Proposals Approvals, Disbursement Status and Restrictions imposed on

Constituency Account for the Second Quarter of 2017/18 Financial Year for the period 1<sup>st</sup> October to 31<sup>st</sup> December, 2017.

- (v) Annual Report and Financial Statements in respect of the following institutions for the financial year 2016/2017: -
- a) Laikipia University;
  - b) South Eastern Kenya University;
  - c) Privatization Commission;
  - d) National Communications Secretariat;
  - e) Ethics and Anti-Corruption Commission;
  - f) Kenya Civil Aviation Authority; and
  - g) East African Portland Cement Company Limited.
- (vi) The Reports of the Auditor-General on the Financial Statements in respect of the following Constituencies for the year ended 30<sup>th</sup> June, 2016 and the certificates therein: -
- a) Kipkelion East Constituency;
  - b) Emurua Dikirr Constituency;
  - c) Lagdera Constituency;
  - d) Dadaab Constituency;
  - e) Balambala Constituency;
  - f) Gilgil Constituency;
  - g) Tiaty Constituency;
  - h) Embakasi West Constituency;
  - i) Nakuru Town West Constituency; and
  - j) Garissa Township Constituency.

*(Leader of the Majority Party)*

## **6. NOTICES OF MOTION**

The following Notice of Motion were given –

THAT, aware, that the National Youth Service (NYS) is a Government Department established by an Act of Parliament (Cap 208 Laws of Kenya) in 1964 whose vision is to catalyze a transformative youth empowerment in Kenya; further aware that NYS currently targets to recruit twenty six thousand(26,000) youths annually with laid down procedure and the vacancies in each intake allocated in every county and gender; cognizant of the fact that the recruits undergo intense six (6) months training in paramilitary skills, national reconstruction programmes, disaster response, impacting sense of responsibility, values of discipline, respect to authority among other skills and values; deeply concerned that after successful completion of the training, the graduate youths are discharged to seek jobs which often are not readily available; further cognizant of the budget allocated for recruitment and training of servicemen and women to serve in various disciplined forces in Kenya; this House urges the Government to consider through all the disciplined forces to give first priority in recruitment of their servicemen and women to all willing NYS graduates which will significantly reduce their recruitment cost, training period and subsequently training cost and in addition create jobs for these skilled youths.

*(Hon. Michael Muchira, MP)*

**7. PROCEDURAL MOTION – REDUCTION OF PUBLICATION PERIOD OF A BILL**

The following procedural Motion were given –

THAT, notwithstanding the provisions of Standing Order 120, this House resolves to reduce the publication period of the Equalization Fund Appropriation Bill (National Assembly Bill No. 16 of 2018) from 7 days to 1 day.

*(Chairperson, Budget and Appropriations Committee)*

Question proposed;

Debate arising; Mover replied;

Question put and agreed to

**8. THE SUPPLEMENTARY APPROPRIATION (No. 2) BILL (NATIONAL ASSEMBLY BILL NO.15 OF 2018)**

Order for Second Reading read;

That, the Supplementary Appropriation (No.2) Bill (National Assembly Bill No.15 of 2018) be now read a second time.

Question put and agreed to

**9. MOTION – REPORT OF THE BUDGET AND APPROPRIATIONS COMMITTEE ON THE ESTIMATES OF REVENUE TO AND EXPENDITURE FROM THE EQUALIZATION FUND FOR THE FINANCIAL YEAR 2017/18**

Motion made and Question proposed –

THAT, this House adopts the Report of the Budget and Appropriations Committee on the Estimates of Revenue to and Expenditure from the Equalization Fund for the Financial Year 2017/18, laid on the Table of the House on Thursday, May 03, 2018, and pursuant to provisions of Article 204 of the Constitution and Standing Order 235(5), approves the withdrawal of Kshs.11,977,764,688 from the Equalization Fund that consists of:-

- (i) Kshs. 428,162,930.40 for Recurrent Expenditure; and
- (ii) Kshs. 11,549,601,757.60 for Development Expenditure.

Debate arising;

Mover replied;

Question put and agreed to

**10. THE EQUALIZATION FUND APPROPRIATION BILL (NATIONAL ASSEMBLY BILL NO.16 OF 2018)**

Order for First Reading read;

That, the Equalization Fund Appropriation Bill (National Assembly Bill No.16 of 2018) be now read a first time.

**11. THE EQUALIZATION FUND APPROPRIATION BILL (NATIONAL ASSEMBLY BILL NO.16 OF 2018)**

Order for Second Reading read;

That, the Equalization Fund Appropriation Bill (National Assembly Bill No.16 of 2018) be now read a first time.

*(Chairperson, Budget and Appropriations Committee)*

Debate arising;

Mover replied;

Question put and agreed to

**12. COMMITTEE OF THE WHOLE HOUSE**

**(i) The Supplementary Appropriation (No. 2) Bill (National Assembly Bill No.15 of 2018)**

Clauses 2, 3, 4 and 5 - agreed to

First Schedule Proposed Amendment

**THAT**, the First Schedule of the Bill be amended –

(a) in the Vote No. R1063 relating to service No. 0508000 on General Administration, Planning and Support Services by deleting the figure Kshs. 2, 030, 176, 597 appearing in the third column of the Schedule and substituting therefor the figure Kshs. 530, 176, 597;

(b) by effecting the consequential amendment to the relevant Schedules and the total sum approved accordingly.

*(Chairperson, Budget and Appropriations Committee)*

Question of the amendment proposed;

Debate arising;

Question put on and agreed to

First Schedule - as amended agreed to

Second Schedule - agreed to

Title - agreed to

Clause 1 - agreed to

Bill reported with amendments;

**(ii) The Equalization Fund Appropriation Bill (National Assembly Bill No.16 of 2018)**

Clauses 2, 3 and 4 - agreed to

Schedule: - agreed to

Title: - agreed to

Clause 1 - agreed to

Bill reported without amendments;

**13. HOUSE RESUMED** - First Chairperson in the Chair

**(i) The Supplementary Appropriation (No. 2) Bill (National Assembly Bill No.15 of 2018)**

Bill reported with amendments;

Motion made and Question proposed-

Mover Reported-

THAT, the House does agree with the Committee in the said Bill with amendments  
(*Chairperson, Budget and Appropriations Committee*)

Question proposed;

Debate arising;

Question put and agreed to.

Mover moved Third reading;

THAT, the Supplementary Appropriation (No. 2) Bill (National Assembly Bill No.15 of 2018) be now read a Third Time

(*Chairperson, Budget and Appropriations Committee*)

Question put and agreed to.

Bill read a Third Time and **passed**.

**(ii) The Equalization Fund Appropriation Bill (National Assembly Bill No.16 of 2018)**

Bill reported without amendments;

Motion made and Question proposed-

THAT, the House do agree with the Committee in the said Bill without amendments  
(*Chairperson, Budget and Appropriations Committee*)

Motion made and Question proposed-

Question put and agreed to.

Mover moved Third reading;

THAT, the Equalization Fund Appropriation Bill (National Assembly Bill No.16 of 2018) be now read a Third Time

*(Chairperson, Budget and Appropriations Committee)*

Question put and agreed to.

Bill read a Third Time and **passed**.

**14. MOTION - DEBATE ON THE PRESIDENT’S ADDRESS - DAY 2**

THAT, pursuant to the provisions of Standing Order 24(6), the thanks of this House be recorded for the exposition of public policy contained in the Address of H.E. the President delivered in Parliament on Wednesday, May 02, 2018 and further notes the following Reports submitted by the President in fulfillment of the provisions of Articles 132(1)(c) and 240(7) of the Constitution, laid on the Table of the House on Thursday, May 03, 2018-

- a) Report on the Measures Taken and Progress Achieved in the Realization of National Values and Principles of Governance;
- b) Report on the Progress made in fulfillment of the International Obligations of the Republic; and,
- c) The Annual Report to Parliament on the State of National Security.

*(Leader of the Majority Party)*

Resumption of debate interrupted on Thursday, May 3, 2018 morning sitting.

Debate arising;

Debate to resume during the next sitting.

And the time being two minutes past seven O’clock, the Third Chairperson interrupted the Proceedings and adjourned the House without Question put pursuant to the Standing Orders.

**15. HOUSE ROSE** - at two minutes past Seven o’clock

**M E M O R A N D U M**

The Speaker will take the Chair on Tuesday, June 05, 2018 at 2.30 p.m.