



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – SECOND SESSION**

**NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, MAY 3, 2018 AT 9.30 A.M**

**ORDER OF BUSINESS**

1. The House assembled at half past nine O'clock.
2. The Proceedings were opened with Prayer.
3. **PRESIDING** – The Deputy Speaker

**4. PETITIONS**

The Member for Lamu County, Hon. Capt. Ruweida Mohamed Obo, MP presented a Petition regarding the lifting of ban on logging and harvesting of mangrove trees.

The Petition was referred to the relevant Departmental Committee pursuant to Standing Order 227(1).

**5. PAPERS LAID**

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

- a.)
  - i) The Address of His Excellency the President delivered on Wednesday, May 02, 2018.
  - ii) Report on Measures taken and Progress Achieved in the Realization of National Values and Principles of Governance by His Excellency Hon. Uhuru Kenyatta, C.G.H, President of the Republic of Kenya and Commander-in-Chief of the Defence Forces.
  - iii) Annual Report to Parliament on the State of National Security by His Excellency Hon. Uhuru Kenyatta, C.G.H, President of the Republic of Kenya and Commander-in-Chief of the Defence Forces.
  - iv) Report to Parliament on Progress Made in Fulfilling the International Obligations of the Republic of Kenya by His Excellency Hon. Uhuru Kenyatta, C.G.H, President of the Republic of Kenya and Commander-in-Chief of the Defence Forces.
  - v) The Budget summary for the fiscal year 2018/2019 and the supporting information from the National Treasury.

- vi) 2018/2019 Estimates of Revenue Grants and Loans of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019.
- vii) 2018/2019 Estimates of Recurrent Expenditure of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019-Volume I (Votes R1011- R1162).
- viii) 2018/2019 Estimates of Recurrent Expenditure of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019 – Volume II (Votes D1165 - D2151).
- ix) 2018/2019 Estimates of Development Expenditure of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019 – Volume I (Votes D1011 - D1081).
- x) 2018/2019 Estimates of Development Expenditure of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019 – Volume II (Votes D1091 - D1096).
- xi) 2018/2019 Estimates of Development Expenditure of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019 – Volume III (Votes D1107 - D2111).
- xii) 2018/2019 Programme Based Budget of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019.
- xiii) 2018/2019 Annex of Estimates of Revenue and Expenditure for State Corporations of the Government of Kenya for the Financial year ending 30<sup>th</sup> June, 2019 from the National Treasury and Ministry of Planning.
- xiv) 2018/2019 List of Projects by Programmes of the Government of Kenya for the year ending 30<sup>th</sup> June, 2019.
- xv) Submission of the Statutory Six (6) Months Preference and Reservation Report for the period July to December, 2017 - (*pursuant to Section 157 (12) and (13) of the Public Procurement and Asset Disposal Act, 2015*) by the Public Procurement and Assets Disposal Authority.

*(The Leader of the Majority Party)*

b.) Report of the Budget and Appropriations Committee on the Estimates of Revenue to and Expenditure from the Equalization Fund for financial year 2017/2018

*(Chairperson, Budget and Appropriations Committee)*

c.) Report of the Departmental Committee on Environment and Natural Resources on Forest Resources Management and Logging Activities in Kenya.

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

## **6. NOTICES OF MOTION –**

The following Notices of Motion were given –

(i) THAT, 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 fulfilment 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 fulfilment 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)*

(ii) 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.

*(Chairperson, Budget and Appropriations Committee)*

(iii) THAT, this House adopts the Report of the Departmental Committee on Environment and Natural Resources on Forest Resources Management and Logging Activities in Kenya.

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

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

Motion made and Question proposed -

THAT, notwithstanding the provisions of Standing Order 120, this House resolves to reduce the publication period of the Supplementary Appropriation (No.2) Bill (National Assembly Bill No. 15 of 2018) from 7 to 3 days.

*(Chairperson, Budget and Appropriations Committee)*

Debate Arising;

Mover Replied;

Question Put and Agreed to.

**8. MOTION - APPROVAL FOR RATIFICATION OF THE AFRICANCONTINENTAL FREE TRADE AREA (AFCFTA) AND THE COMESA- EAC-SADC TRIPARTITE FREE TRADE AREA (TFTA) AGREEMENTS**

THAT, this House adopts the Report of the Departmental Committee on Defence and Foreign Relations on the consideration of the African Continental Free Trade Area (AFCFTA); and, the Tripartite Free Trade Area (TFTA) Agreements, laid on the Table of the House on Thursday, April 26, 2018, and pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, approves the ratification of the African Continental Free Trade Area (AFCFTA); and, the COMESA-EAC-SADC Tripartite Free Trade Area (TFTA) Agreements.

*(Chairperson, Departmental Committee on Defence & Foreign Relations)*

Debate having been concluded on Thursday, April 26, 2018.

Question put and agreed to.

**9. MOTION – ESTABLISHMENT OF CIVIL REGISTRATION CENTRES IN EVERY CONSTITUENCY**

THAT, aware that every birth in Kenya must be registered by the Department of Civil Registration and documented through a Birth Certificate; further aware that subsequent registration of citizens and acquisition of documentation such as identity cards and passports, school admissions, registration of exams, and access to opportunities such as employment depends and relies on Birth Certificates; deeply concerned that the Department of Civil Registration Services has over time experienced backlogs in the issuance of Birth Certificates as a result of among other factors, inadequate personnel, unwillingness to embrace Information Communication and Technology (ICT), inadequate funding, and inadequate materials used in registration of persons; further deeply concerned that registration services are not easily accessible to majority of Kenyans owing to the few registration centers in place, this House urges the Government to consider establishing Civil Registration Centres in every Constituency and ensure full implementation of the Kenya Citizens and Foreign Nationals Management Service Act, 2011.

*(The Hon. Martha Wangari, M.P.)*

Debate having been concluded,  
Question put and agreed to.

**10. MOTION - CREATION OF WATER COLLECTION AND STORAGE MANAGEMENT SYSTEMS IN THE CITIES AND MAJOR TOWNS IN KENYA**

**THAT**, aware that the Fourth Schedule of the Constitution provides for the protection of the environment and natural resources and in particular water protection, securing sufficient residual water among others by the National Government; further aware that the existence of abundant water during rainy seasons goes to waste uncollected; deeply concerned about the destructive nature of the said excess water on roads, buildings and other infrastructure including loss of lives in the cities and major towns; cognizant of the fact that during dry periods, there is always rationing of water due to low water levels in the reservoirs that serve the cities and major towns; this House urges the Government to consider creating water collection and storage management systems in the cities and major towns in Kenya.

*(The Hon. George Kariuki GK, M.P.)*

Debate having been concluded;  
Question put and agreed to.

**11. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2017)**

Motion made and Question proposed -

**THAT**, this House do agree with the Report of the Committee of the Whole House on its consideration of the Physical Planning Bill (National Assembly Bill No. 34 of 2017).

*(The Leader of the Majority Party)*

Question put and agreed to

Order for Third Reading Read-

**THAT**, the Physical Planning Bill (National Assembly Bill No. 34 of 2017) be now read a **Third Time**

Question put and agreed to

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

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

Order for First Reading read;

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

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

**13. 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.

*(The Chairperson, Budget and Appropriations Committee)*

Debate arising.

Rising in his place on a Point of Order pursuant to the provisions of Standing Order 95, the Member for South Imenti Constituency (Hon. Kathuri Murungi) claimed to move 'that the mover be now called upon to reply.'

Question that the mover be now called upon to reply put and agreed to;

Mover replied

Question on the second reading deferred.

**14. MOTION – DEBATE ON THE PRESIDENT’S ADDRESS- (DAY 1)**

Motion made and Question proposed –

**THAT**, 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 fulfilment 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 fulfilment 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)*

Debate arising

Debate to resume during the next sitting.

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

15. **HOUSE ROSE** - at one O'clock.

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**MEMORANDUM**

The Speaker will take the Chair on  
Thursday, 3<sup>rd</sup> May, 2018 at 2.30 p.m.

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