

(No. 21)



(180)

REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (SIXTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

THURSDAY, MARCH 03, 2022 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. Questions and Statements

8*. THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILL NO. 8 OF 2022)

(The Chairperson, Budget and Appropriations Committee)

Second Reading

(Question to be put)

9*. THE PUBLIC DEBT MANAGEMENT AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2020)

(The Hon. Sakwa Bunyasi, M.P.)

Second Reading

(Question to be put)

10*. THE HIGHER EDUCATION LOANS BOARD (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 37 OF 2020)

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

Second Reading

(Question to be put)

11*. COMMITTEE OF THE WHOLE HOUSE

The Division of Revenue Bill (National Assembly Bill No. 8 of 2022)
(The Chairperson, Budget and Appropriations Committee)

12*. THE COFFEE BILL (SENATE BILL NO. 22 OF 2020)

(The Chairperson, Departmental Committee on Agriculture and Livestock)

Second Reading

(Resumption of debate interrupted on Tuesday, March 01, 2022)

13*. MOTION - REPORT ON THE PUBLIC FINANCE MANAGEMENT (NATIONAL ROADS TOLL FUND) REGULATIONS, 2021

(The Chairperson, Committee on Delegated Legislation)

THAT, this House **adopts** the Report of the Committee on Delegated Legislation on its consideration of the Public Finance Management (National Roads Toll Fund) Regulations, 2021, *laid on the Table of the House on Thursday, February 17, 2022*, and pursuant to the provisions of section 24 (4) of the Public Finance Management Act, 2012 and section 6A of the Public Roads Toll Act, approves the Public Finance Management (National Roads Toll Fund) Regulations, 2021 *published as Legal Notice No. 222 of 2021*.

14*. THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2021)

(The Chairperson, Select Committee on the National Government Constituencies Development Fund)

Second Reading

(Resumption of debate interrupted on Thursday, February 17, 2022)

15*. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) (No.3) BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2020)

(The Chairperson, Departmental Committee on Finance and National Planning)

Second Reading

16*. THE ELECTIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 41 OF 2021)

(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

17*. THE ELECTION CAMPAIGN FINANCING (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 37 OF 2021)

(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

18*. THE PUBLIC PROCUREMENT AND ASSET DISPOSAL (AMENDMENT) (No.2) BILL (NATIONAL ASSEMBLY BILL NO. 36 OF 2021)

(The Chairperson, Departmental Committee on Finance and National Planning)

Second Reading

19*. MOTION- REPORT ON STALLED AND/OR INCOMPLETE PROJECTS INITIATED THROUGH THE NG-CDF BUT FALLING UNDER THE COUNTY GOVERNMENT FUNCTIONS

(The Chairperson, Select Committee on National Government Constituencies Development Fund)

THAT, this House **adopts** the Report of the Select Committee on National Government Constituencies Development Fund on stalled and/or incomplete projects initiated through the NG-CDF but falling under the County Government functions, *laid on the Table of the House on Tuesday, August 17, 2021.*

20*. MOTION - ELEVENTH REPORT ON AUDITED FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR TWENTY-SIX (26) CONSTITUENCIES IN THE COAST REGION

(The Chairperson, Special Funds Accounts Committee)

THAT, this House **adopts** the Eleventh Report of the Special Funds Accounts Committee on Audited Financial Statements for the National Government Constituencies Development Fund for twenty–six (26) Constituencies in the Counties of Mombasa, Kilifi, Kwale, Taita Taveta, Lamu and Tana River for the Financial Years 2013/2014, 2014/2015 and 2015/2016, *laid on the Table of the House on Thursday, December 2, 2021.*

21*. MOTION - REPORT ON CONSIDERATION OF THE SPECIAL AUDIT REPORT ON UTILIZATION OF COVID-19 FUNDS BY THE KENYA MEDICAL SUPPLIES AUTHORITY

(The Chairperson, Public Investments Committee)

THAT, this House **adopts** the Report of the Public Investments Committee on its consideration of the Special Audit Report on Utilization of COVID-19 Funds by the Kenya Medical Supplies Authority, *laid on the Table of the House on Wednesday, September 22, 2021.*

Denotes Orders of the Day

N O T I C E S

LIMITATION OF DEBATE

The House resolved on Wednesday, February 2, 2022 as follows-

Limitation of Debate on Bills sponsored by Parties or Committees

- I. **THAT**, 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.

Limitation of Debate on Committee Reports

- II. **THAT**, each speech in a debate on **Committee Reports (except for Reports of Audit Committees)**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House for which limitation of time has not been specified, shall be limited as follows:- A maximum of two and a half hours, with not more than twenty (20) minutes for the Mover in moving and five (5) minutes for any other Member speaking, **including** the Chairperson of the relevant Committee (if the Committee Report is not moved by the Chairperson of the relevant Committee) **except** for the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each, and **THAT** ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and further **THAT** priority in speaking shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in **THAT** order.

ADJOURNMENT

III. NOTIFICATION OF RECESS (4th – 21st March, 2022)

Pursuant to the provisions of Standing Order 28(3) relating to the Calendar of the Assembly, and the resolution of the House of Wednesday, February 02, 2022, the Speaker notifies that upon the rise of the House today at the appointed time, regular sittings will resume on **Tuesday, March 22, 2022 at 2:30 p.m.**

(Thereafter, the House to adjourn without question put)

...../Notice Paper*

NOTICE PAPER

Tentative business for

Tuesday, March 22, 2022

(Published pursuant to Standing Order 38(1))

It is notified that the House Business Committee has approved the following *tentative* business to appear in the Order Paper for Tuesday, March 22, 2022-

- A. MOTION - REPORT ON THE FIRST SUPPLEMENTARY ESTIMATES FOR THE FY 2021/2022**
(The Chairperson, Budget and Appropriations Committee)
(Subject to tabling of Committee Report and Notice of Motion being given)
- B. THE ELECTIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 3 OF 2022)**
(The Leader of the Majority Party)

Second Reading
- C. THE HUDUMA BILL (NATIONAL ASSEMBLY BILL NO. 57 OF 2021)**
(The Leader of the Majority Party)

Second Reading
- D. THE CHILDREN BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2021)**
(The Leader of the Majority Party)

Second Reading
- E. THE NATIONAL ELECTRONIC SINGLE WINDOW SYSTEM BILL (NATIONAL ASSEMBLY BILL NO. 15 OF 2021)**
(The Leader of the Majority Party)

Second Reading
- F. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) (No.3) BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2020)**
(The Chairperson, Departmental Committee on Finance & National Planning)

Second Reading
- G. THE ELECTIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 41 OF 2021)**
(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

H. THE ELECTION CAMPAIGN FINANCING (AMENDMENT) BILL
(NATIONAL ASSEMBLY BILL NO. 37 OF 2021)

(The Chairperson, Constitutional Implementation Oversight Committee)

Second Reading

I. THE ADVOCATES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL
NO. 43 OF 2021)

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Second Reading



APPENDIX

NOTICE OF PETITIONS, QUESTIONS & STATEMENTS

ORDER NO.7 -QUESTIONS

It is notified that, pursuant to the provisions of Standing Order 42A (5), the following Members will ask **questions** for reply before the specified Committees-

QUE. NO.

ORDINARY QUESTIONS

055/2022 **The Member for Mathioya (Hon. Peter Kihara, MP) to ask the Cabinet Secretary for of Agriculture, Livestock and Fisheries: -**

- (i) Could the Cabinet Secretary explain why *M/s Macnut Farm Products* located in *Kairi* area, Mathioya Constituency which was awarded *tender no. MOALF I/ SDCD/ REG/ 03/2018- 2019* on 24th May 2019 for the supply of coconut and grafted cashewnuts seedlings to five Counties, *namely; Taita Taveta, Kwale, Kilifi, Lamu and Tharaka Nithi* and issued with five (5) local purchase orders (LPOs) on 23rd June 2019 worth twenty-seven million shillings out of a total of nine LPOs worth forty-four million shillings under the tender, is yet to be instructed to supply the said seedlings?
- (ii) Could the Cabinet Secretary state when the said farm will be instructed to supply the seedlings, which are still in the nurseries, in line with the said tender awarded?

(To be replied before the Departmental Committee on Agriculture and Livestock)

075/2022 **The Nominated Member (Hon. Dennitah Ghati, MP) to ask the Cabinet Secretary for Public Service, Gender, Senior Citizens Affairs and Special Programmes: -**

- (i) Could the Cabinet Secretary explain the status of construction of the *Nguruna Gender Based Violence and Women Centre* in *Nyabasi East Ward, Kuria East Constituency, Migori County*, which commenced in the 2016/2017 financial year?
- (ii) Could the Cabinet Secretary provide a breakdown of the total cost of construction of the said Centre, names of contractor(s), and how much has been paid to the contractor to date?
- (iii) When is the Centre expected to be completed?

(To be replied before the Departmental Committee on Labour and Social Welfare)

076/2022

The Member for Rarieda (Hon. (Dr.) Otiende Amollo, MP) to ask the Cabinet Secretary for Interior & Coordination of National Government: -

- (i) What action, if any, has the Cabinet Secretary taken against Kenya Coast Guard Service officers stationed at Mbita in Suba North Constituency and elsewhere around Lake Victoria, who are allegedly engaged in illegal economic activities in Kenya's territorial waters, including extorting, harassing and unlawfully obtaining money from fisherfolk and boat operators of *Luanda K'Otieno* Beach and other beaches in Rarieda Constituency?
- (ii) Could the Cabinet Secretary state the mechanisms, if any, that the Ministry has instituted under the Community Policing strategy to engage Beach Management Units (BMUs), which are the community-based institutions mandated to co-manage fisheries, to prevent such illegalities and harassment of fisherfolk in Rarieda Constituency?

(To be replied before the Departmental Committee on Administration and National Security)

079/2022

The Member for Alego Usonga (Hon. Samuel Atandi, MP) to ask the Cabinet Secretary for Interior and Coordination of National Government -

- (i) Could the Cabinet Secretary explain the causes of the increased insecurity in *Siaya Town, Siaya County* and its environs that has seen numerous cases of breakages in shops and homes, theft of properties, the killing of *Ms. Monica Anyango Wayodi* on the night of *11th February, 2022 at Pandi Estate in Siaya Town* and the shooting of a fifteen-year old girl on *22nd February, 2022 at Ngija Market*?
- (ii) Could the Cabinet Secretary state whether any investigations have been carried out into these cases of insecurity, and if so, what is the status of investigations and have any culprits been apprehended?
- (iii) What measures has the Ministry, particularly the security personnel in Siaya County, put in place to curb insecurity in said area?

(To be replied before the Departmental Committee on Administration and National Security)

The Member for Meru County (Hon. Bishop Kawira Mwangaza, MP) to ask the Cabinet Secretary for Sports, Culture and Heritage:

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- (i) Could the Cabinet Secretary state the steps taken to establish and support talent-nurturing facilities in the country, particularly in Meru Country?
- (ii) What measures has the Ministry put in place to improve the said facilities in the country to international standards?
- (iii) What steps has the Ministry taken to enhance the morale of talented artists in the fine arts field?

(To be replied before the Departmental Committee on Sports, Culture and Tourism)

ORDER NO.7 - STATEMENTS

It is **notified** that, pursuant to the provisions of Standing Order 44(2)(c) the following **Statement** will be requested -

No.	Subject	Member	Relevant Committee
1.	Introduction of tea harvesting machines in Nandi Hills Constituency	<i>Hon. Alfred Keter, MP (Nandi Hills)</i>	D.C. on Labour and Social Welfare
2.	Rise and rampant cases of sodomy in the Country	<i>Hon. Anthony Kiai, MP (Mukurweni)</i>	D.C. on Education and Research
