



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – FIRST SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, SEPTEMBER 8, 2022

1. The House assembled at Ten O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Acting Clerk

4. **COMMUNICATION FROM THE CHAIR**

Welcome address by the Acting Clerk

The Ag. Clerk of the National Assembly (Ms. Serah Kioko): Hon. Members-elect, you may be seated. Those standing, please, take your seats. Having looked at the number of Members-elect present in the House this morning, I can confirm that we have the requisite quorum necessary to transact the business before the House as set out under Article 121 of the Constitution of Kenya.

Hon. Members-elect, I have the following Communication to make: on behalf of the staff of the National Assembly and on my own behalf, I wish to welcome you all to this First Sitting of the National Assembly of the 13th Parliament. I take this opportunity to particularly welcome back all Members who have been re-elected from previous parliaments. I also extend a special welcome to the Members joining the National Assembly for the very first time.

Congratulations to you all on your election as Members of this August House. Hon. Members-elect, Standing Order No.3 of the National Assembly Standing Orders provides as follows:

3(1) On the first sitting of a new House pursuant to the President's notification under Article 126(2) of the Constitution, the Clerk shall—

(a) read the notification of the President as published in the Gazette;

(b) lay a list of the names of the persons elected as Members on the Table of the House; and

(c) administer the Oath or Affirmation of Office provided for in the Third Schedule to the Constitution to all Members-elect present in the House in the order set out in paragraph (3).

Hon. Members-elect, His Excellency the President of the Republic of Kenya and Commander-In-Chief of the Defence Forces, pursuant to the provisions of Article 126(2) of the Constitution, notified this First Sitting of the National Assembly of the 13th Parliament through a Gazette Notice No. 10527 of 5th September, 2022.

In accordance with the provisions of Standing Order No. 3 (1) (a), I now wish to read the Notification of His Excellency the President as published in the Gazette Notice dated 5th September 2022. I quote:

“In exercise of the powers conferred by Article 126(2) of the Constitution of Kenya Uhuru Kenyatta, President and Commander-in-Chief of the Kenya Defence Forces, appoint that the First Sitting of the National Assembly shall be held at the Main Parliament Buildings in the National Assembly Chamber on 8th September 2022 at 9.00 a.m.” Accordingly, Hon. Members- elect, this sitting is properly convened.

Hon. Members-elect, in accordance with the requirements of Standing Order No. 1(3) (b), I will now proceed to lay on the Table of the House, a list of the names of persons elected as Members to the National Assembly as published in the Kenya Gazette by the Independent Electoral and Boundaries Commission (IEBC) vide Gazette Notice No. 9948 of 23rd August 2022, Gazette Notice No. 10533 of 6th September 2022 and Gazette Notice No. 10537 of 7th September 2022.

Hon. Members-elect, it is notable that these Gazette Notices exclude the name of one person nominated under Article 97(1)(c) of the Constitution. The IEBC indicated in the Gazette Notice No. 10537 of 7th September 2022 that the slot is unallocated due to an interim restraining court order. This notwithstanding, I am guided by the provisions of Articles 121 and 124 (3) (a) of the Constitution providing for Quorum and the proceedings of the House respectively.

Permit me, Hon Members-elect, particularly to re-state the provisions of Article 124 (3) (a) of the Constitution, which is relevant in the circumstances and which provides as follows:

124 (3) The proceedings of either House are not invalid just because of—

(a) A vacancy in its membership.

I will now guide the House on the procedures to be followed in the Administration of Oath or Affirmation of Office. Standing Order No. 3 (3) requires the Clerk of the National Assembly to administer the oath or affirmation of office to Members of the House in alphabetical order using the following order of precedence:

(a) A Member-elect who has served in the House as –

- (i) Speaker.
- (ii) Leader of the Majority Party.
- (iii) Leader of the Minority Party.
- (iv) Deputy Speaker.

(b) Members-elect with the longest cumulative period of service in the National Assembly.

(c) Members-elect with the longest cumulative period of service in the National Assembly, Senate or the East African Legislative Assembly (EALA)

- (d) Members-elect with the longest cumulative period of service in the Senate.
- (e) Members-elect with the longest cumulative period of service in the East African Legislative Assembly (EALA) and,
- (f) All other Members-elect.

In this regard, Hon Members-elect, I would like to confirm that I have, in accordance with the above provisions, prepared the list containing names of all Members-elect as published by IEBC in the gazette notices I have referred to. I, therefore, direct the Deputy Clerk to lay on the Table of the House the list of Members-elect in the order of precedence prescribed under Standing Order No. 3(3).

Hon Members-elect, Standing Order No.3(2) provides that pursuant to Article 74 of the Constitution, no person shall assume or perform any functions of a Member before taking and subscribing to the oath or affirmation of office provided under paragraph (1).

Article 74 of the Constitution, which is actualised in the above Standing Order, states as follows:

“Before assuming a State office, acting in a State office, or performing any functions of a State office, a person shall take and subscribe to the oath or affirmation of office, in the manner and form prescribed by the Third Schedule or under an Act of Parliament.”

Hon. Members-elect, the office of a Member of Parliament is among those defined as a State office under Article 260 of the Constitution. As such, unless a person elected to this House takes and subscribes to the oath or affirmation of office prescribed by the Third Schedule of the Constitution, he or she cannot assume or perform any functions associated with the office of a Member of the National Assembly, including the functions of electing the Speaker and the Deputy Speaker, for purposes of today’s business. To this end, so as to comply with the provisions of Article 74 of the Constitution and Standing Order No.3(2), the first business of any new House is the swearing in of Members-elect.

Hon. Members-elect, I wish to emphasise that this is a sitting of the House. Therefore, all Members-elect are expected to be orderly and to follow the rules of procedure set out in the Standing Orders, which this House has passed, namely, the Speaker’s Rules, the established precedence, customs, procedures and traditions of the House. Members are, however, at liberty to sit freely as there are no reserved seats today. I shall now proceed to administer the oath or affirmation of office to all Members-elect present in the order of precedence set out under Standing Order No.3(3). In so doing, the name of each Member-elect will be called out, following which the Member-elect will proceed to the space between the Chair and the Table and indicate whether to take and subscribe to the oath or affirmation of office. After taking and subscribing to the oath or affirmation of office, the Member shall proceed to the designated area and subscribe to the oath or affirmation of office by signing the Oath or Affirmation Book.

Hon. Members-elect, we are now ready to commence the process. I will shortly ask the Deputy Clerk to call out the names of the Members-elect. However, after administering the oath or affirmation of office to the three Hon. Members-elect in the category of Standing Order No.3(a), that is the former Leader of the Majority Party, the former Leader

of the Minority Party and the former Deputy Speaker, I will seek the indulgence of the House to proceed to where Members-elect with disabilities are seated and administer the oath or affirmation of office to them from their seats before resuming with the sequence under paragraphs (b) to (f) of Standing Order No.3, as per the list distributed in the House. In the event that a Member-elect with disabilities is not present, I will accord priority to them when they come into the Chamber before the conclusion of the administration of the oath or affirmation of office.

5. **ADMINISTRATION OF OATH**

The Oath of Office was administered to:

1. Mr. Aden Bare Duale
2. Mr. John Mbadi Ng'ongo
3. Mr. Farah Maalim
4. Ms. Rose Museo Mumo
5. Mr. Joseph Samal Lomwa
6. Mr. Tim Wanyonyi Wetangula
7. Mr. Samwel Chumel Moroto
8. Mr. Adan Keynan Wehliye
9. Mr. Samuel Gonzi Rai
10. Mr. Abdi Yusuf Hassan
11. Mr. Shakeel Shabbir Ahmed
12. Mr. Festus Mwangi Kiunjuri
13. Mr. Joseph Lekuton
14. Mr. Kareke Mbiuki Japhet Miriti
15. Mr. Musa Sirma Cherutich
16. Mr. Raphael Wanjala Sauti Bitta
17. Mr. Rahim Dawood Abdul
18. Mr. Samuel Arama
19. Mr. Lemanken Aramat
20. Mr. David Kangongo Bowen
21. Mr. Bady Twalib Bady
22. Ms. Sabina Wanjiru Chege
23. Mr. James Mwangi Gakuya
24. Mr. Kiprono Samuel Chepkonga
25. Mr. Tom Joseph Kajwang' Francis
26. Mr. Fred Kapondi Chesebe
27. Mr. Charles Gumini Gimose
28. Mr. Moses Malulu Injendi
29. Mr. Anthony Kimani Ichung'wah
30. Mr. George Peter Opondo Kaluma
31. Mr. Elijah Memusi ole Kanchory
32. Mr. Jackson Kipkemoi Kosgei

33. Mr. David Njuguna Kiaraho
34. Ms. Jayne Wanjiru Njeri Kihara
35. Mr. Patrick Makau King'ola

36. Mr. Johana Ng'eno Kipyegon
37. Mr. Julius Melly Kibiwott

38. Mr. Harrison Garama Kombe
39. Ms. Sarah Korere Paulata
40. Mr. John Koyi Waluke
41. Mr. James Onyango K'Oyoo
42. Ms. Mishi Juma Hamisi Mboko
43. Mr. Benjamin Langat Kipkurui
44. Ms. Jessica Mbalu Nduku Kiko
45. Mr. Robert Mbui
46. Mr. Junet Sheikh Nuh Mohamed
47. Mr. Stephen Mutinda Mule
48. Dr. Makali Benson Mulu
49. Mr. Vincent Musyoka Musau
50. Ms. Rachael Kaki Nyamai
51. Mr. Naicca Manya Johnson
52. Mr. Daniel Epuyo Nanok
53. Dr. James Wambura Nyikal
54. Mr. Ferdinard Kevin Wanyonyi
55. Mr. David Pkosing
56. Dr. Christine Oduor Ombaka
57. Mr. Gideon Ochanda Ogolla
58. Mr Joshua Aduma Owuor
59. Dr Robert Pukose
60. Mr. Dido Ali Rasso
61. Mr Mathias Nyamabe Robi
62. Mr Bernard Masaka Shinali
63. Mr Daniel Wanyama Sitati
64. Mr Omar Mwinyi Shimbwa

65. Mr Oscar Kipchumba Sudi
66. Mr Julius Lekakeny Ole Sunkuli
67. Mr James Opiyo Wandayi
68. Mr. Emmanuel Wangwe
69. Ms. Liza Chepkorir Chelule
70. Ms. Martha Wangari Wanjira
71. Ms. Naisula Lesuuda Josephine
72. Ms. Alice Wahome Muthoni
73. Dr. Wilberforce Oundo Ojiambo
74. Ms. Wanjiku Muhia
75. Maj. (Rtd) Abdullahi Sheikh Bashir
76. Ms. Beatrice Adagala Kahai
77. Dr. Otiende Amollo Paul
78. Mr. Protus Ewesit Akujah
79. Mr. Miruka Alfah Ondieki
80. Mr. Rashid Juma Bedzimba

81. Mr. John Kiragu Chege
82. Mr. Samuel Kinuthia Gachobe

83. Mr. Joseph Gachoki Gitari
84. Mr. Samuel Onunga Atandi
85. Mr. Owen Yaa Baya

86. Mr. Salim Feisal Bader
87. Ms. Charity Kathambi Chepkwony
88. Mr. Mejjadonk Benjamin Gathiru
89. Ms. Faith Wairimu Gitau
90. Mr. Ali Wario Guyo
91. Mr. Kulow Maalim Hassan
92. Mr. Lawrence Mpuru Aburi
93. Mr. Said Buya Hiribae
94. Mr. Kagesi Ernest Ogesi Kivai
95. Mr. Robert Gichimu Githinji
96. Ms. Rozaah Akinyi Buyu
97. Dr. Lilian Achieng Gogo
98. Mr. Kalasinga Joseph Wekesa Simiyu Majimbo
99. Mr. George Macharia Kariuki GK
100. Mr. Joseph Mburu Kahangara
101. Ms. Joyce Kamene
102. Mr. Charles Kamuren
103. Mr. Joshua Chepyegon Kandie
104. Mr. Stephen Wachira Karani
105. Mr. Eric Muchangi Njiru Karemba
106. Ms. Irene Muthoni Kasalu
107. Mr. William Kassait Kamket
108. Mr. Paul Kahindi Katana
109. Mr. Justice Kipsang Kemei
110. Mr. Joshua Kivinda Kimilu
111. Mr. Simon King'ara Ng'ang'a
112. Mr. Moses Kirima Nguchine
113. Mr. Ken Chonga Kiti Richard
114. Mr. David Gikaria
115. Mr. Nelson Koech
116. Mr. Hilary Kosgei Kiplang'at
117. Mr. Zachary Thuku Kwenya
118. Mr. Jackson Lekumontare Lentoijoni
119. Mr. Peter Lochakapong
120. Mr. Maisori Kemero Marwa Kitayama
121. Mr. Caleb Amisi Luyai
122. Mr. Julius Musili Mawathe
123. Mr. Michael Mwangi Muchira
124. Mr. Nimrod Mbithuka Mbai
125. Ms. Lydia Haika Mnene Mizighi
126. Mr. Mohamed Ali Mohamed
127. Ms. Millie Grace Akoth Odhiambo

128. Mr. Innocent Obiri Momanyi
129. Mr. David Ouma Ochieng
130. Mr. Titus Khamala Mukhwana
131. Ms. Jerusha Momanyi Mongina
132. Ms. Elsie Busihile Muhanda
133. Mr. Fabian Kyule Muli
134. Mr. Gideon Mutemi Mulyungi
135. Mr. George Gitonga Murugara

136. Mr. Muthama Stanley Muiruri
137. Mr. Rindikiri Mugambi Murwithania
138. Mr. Geoffrey Makokha Odanga
139. Mr. John Kanyuithia Mutunga
140. Mr. Nicholas Tindi Mwale
141. Mr. Didmus Wekesa Barasa Mutua
142. Mr. Danson Mwashako Mwakuwona
143. Mr. David Mboni Mwalika
144. Ms. Janet Sitienei Jepkemboi
145. Mr. Peter Oscar Nabulindo
146. Mr. John Paul Mwirigi
147. Mr. Koimburi Ndung'u George
148. Ms. Alice Ng'ang'a Wambui
149. Mr. Charles Nguna Ngusya
150. Ms. Mary Njoroge Wamaua Waithira
151. Mr. Mark Nyamita Ogolla
152. Mr. Patrick Ntwiga Munene
153. Mr. Joash Nyamoko Nyamache
154. Ms. Edith Nyenze Vethi
155. Ms. Gertrude Mbeyu Mwanyanje
156. Mr. Nzambia Thuddeus Kathua
157. Mr. Paul Musyimi Nzengu
158. Mr. Tom Mboya Odege
159. Ms. Ruweida Mohamed Obo
160. Mr. Samson Ndindi Nyoro
161. Mr. Nicholas Ng'ikor Nixon Ngikolong
162. Mr. Erastus Kivasu Nzioka
163. Ms. Eve Akinyi Obara
164. Mr. Andrew Adipo Okuome
165. Mr. Okello Jared Odoyo
166. Mr. Elisha Ochieng' Odhiambo
167. Mr. Jeremiah Omboko Milemba
168. Mr. Edward Oku Kaunya
169. Mr. George Aladwa Omwera
170. Ms. Mary Emase Otucho
171. Mr. Babu Owino Paul Ongili
172. Mr. Silvanus Osoro Onyiego
173. Mr. John Walter Owino
174. Mr. Martin Peters Owino
175. Mr. Anthony Tom Oluoch
176. Mr. Joseph Maero Oyula
177. Ms. Esther Muthoni Passaris
178. Mr. George Sunkuyia Risa
179. Ms. Rahab Mukami Wachira

180. Mr. James Wamacukuru Githua Kamau
181. Mr. Kassim Tandaza Sawa
182. Mr. Gabriel Tongoyo Koshal
183. Mr. Paul Abuor
184. Ms. Gladys Jepkosgei Boss Shollei
185. Mr. Ibrahim Saney Abdi
186. Mr. Abdi Shurie Omar

187. Ms. Catherine Nanjala Wambilianga
188. Ms. Gathoni Wamuchomba
189. Mr. Adan Haji Yusuf
190. Mr. Charles Ong'ondo Were
191. Ms. Naomi Jillo Waqo
192. Mr. John Njuguna Wanjiku
193. Mr. Abdi Ali Abdi
194. Mr. Christopher Aseka Wangaya
195. Mr. John Kiarie Waweru
196. Ms. Beatrice Kadeveresia Elachi
197. Mr. Joseph Kipkosgei Tonui
198. Mr. Brighton Leonard Yegon
199. Francis Kuria Kimani
200. Mr. Khamis Chome Abdi
201. Ms. Florence Jematiah Sergon
202. Mr. Hussein Weytan Mohamed Abdirahman
203. Mr. Joshua Mbithi Mwalyo
204. Mr. Adow Mohammed Aden
205. Mr. Mohamed Abdi Abdirahman
206. Ms. Donya Dorice Aburi
207. Mr. Abdisirat Khalif Ali
208. Ms. Amina Dika Abdullahi
209. Mr. Patrick Simiyu Barasa
210. Mr. Nolfason Obadiah Barongo
211. Mr. Hussein Barre Abdi
212. Mr. Robert Ngui Basil
213. Mr. Maurice Kakai Bisau
214. Mr. John Okano Bwire
215. Ms. Mumina Gollo Bonaya
216. Mr. Peter Francis Masara
217. Mr. Paul Kibichy Biego
218. Ms. Ruth Adhiambo Odinga Busia
219. Ms. Phylis Jepkemoi Bartoo
220. Ms. Jeptoo Caroline Ng'elechei
221. Mr. Paul Chebor Kibet
222. Mr. Mangale Chiforomodo Munga
223. Mr. Joseph Hamisi Denar
224. Mr. Joseph Emathe Namuar
225. Mr. George Gachagua N
226. Mr. Edwin Gichuki Mugo
227. Mr. Joseph Chererot Kimutai
228. Ms. Zamzam Mohammed Chimba
229. Ms. Pamela Njeru Njoki Double N
230. Mr. Yusuf Mohamed Farah
231. Mr. John Gichohi Kaguchia Philip

232. Mr. Adhe Guyo Wario
233. Mr. Clive Ombane Gisairo
234. Mr. Abdul Ebrahim Haro
235. Mr. Fredrick Lusuli Ikana
236. Mr. Joseph Wainaina Iraya
237. Prof. Guyo Waqo Jaldesa
238. Mr. Jhanda Zaheer
239. Mr. Kakuta Maimai Hamisi
240. Ms. Suleka Hulbale Harun
241. Ms. Dorothy Muthoni Ikiara
242. Dr. Shadrack Mwiti Ithinji
243. Ms. Fatuma Abdi Jehow
244. Ms. Jane Wangechi Kagiri
245. Mr. Gabriel Gathuka Kagombe
246. Mr. Eric Mwangi Kahugu
247. Ms. Elizabeth Karambu Kailemia
248. Mr. Ronald Kamwiko Karauri
249. Mr. Kiili Daniel Karitho
250. Ms. Beatrice Chepng'eno Kemei
251. Mr. Phelix Odiwour Khodhe
252. Mr. Peter Irungu Kihungi
253. Ms. Suzanne Ndunge Kiamba
254. Mr. Richard Cheruiyot Kilel
255. Mr. Joseph Kipkoros Makilap
256. Mr. David Kiplagat
257. Mr. Kitilai Ole Ntutu
258. Mr. Reuben Kipng'ok, Kiborek
259. Mr. Alfred Kiprono Mutai
260. Mr. Abraham Kirwa Kipsang
261. Ms. Marianne Kitany Jebet
262. Mr. Bernard Kitur Kibor
263. Mr. Victor Koech Kipngetich
264. Mr. Kibet Komingoi Kirui
265. Mr. Anthony Kibagendi
266. Mr. Adams Kipsanai Korir
267. Mr. Yakub Adow Kuno
268. Ms. Pauline Lenguris
269. Mr. Letipila Dominic Eli
270. Mr. Clement Logova Sloya
271. Mr. Mohamed Soud Machele
272. Mr. Gideon Kipkoech Kimaiyo
273. Mr. Elijah Njore Njoroge Kururia
274. Mr. Josses Kiptoo Kosgey Lelmengit
275. Ms. Linet Chepkorir Toto
276. Mr. Lotee Titus
277. Mr. Julius Taitumu M'Anaiba
278. Ms. Betty Njeri Maina
279. Ms. Jane Maina Njeri
280. Mr. Amos Maina Mwago
281. Ms. Mary Maingi
282. Mr. John Okwisia Makali
283. Mr. Charles Onchoke Mamwacha
284. Dr. Daniel Manduku Ogwoka

285. Ms. Monica Muthoni Marubu
286. Ms. Fatuma Hamisi Masito
287. Mr. Duncan Maina Mathenge
288. Ms. Amina Laura Mnyazi
289. Mr. Abdikadir Hussein Mohamed
290. Mr. Aden Mohammed Daudi
291. Ms. Irene Mayaka Nyakerario
292. Mr. Japheth Mokaya Nyakundi
293. Ms. Irene Mrembo Njoki
294. Mr. Innocent Mugabe Maino
295. Ms. Cynthia Muge Jepkosgei
296. Ms. Umulkher Harun Mohamed
297. Ms. Fatuma Zinabu Mohammed
298. Mr. John Gitonga Mukunji Mukunji
299. Mr. Geoffrey Mulanya Ekesa
300. Mr. Stephen M. Mogaka
301. Mr. Caleb Mule Mutiso
302. Mr. Anthony Mupe Kenga
303. Mr. Joseph Munyoro Kamau
304. Mr. John Murumba Chikati
305. Mr. Eckomas Mutuse Mwengi
306. Ms. Ann Wanjiku Mugo Muratha
307. Mr. Edward Muriu Wakili
308. Mr. Augustine Mwafrika Kamande
309. Mr. Geoffrey Wandeto Mwangi
310. Ms. Teresia Mwangi Wanjiru
311. Mr. Mark Samuel Muriithi Mwenje
312. Mr. Nabwera Nabii Daraja
313. Mr. Paul Nabuin Ekwom
314. Mr. Bernard Muriuki Nebart
315. Dr. John Namoit Ariko
316. Mr. Onesmus Ngogoyo Nguro
317. Ms. Catherine Nakhabi Omanyoo
318. Mr. Joshua Oron Odongo
319. Mr. Patrick Osero Kibagendi
320. Ms. Cecilia Asinyen Ngitit
321. Mr. Caroli Omondi
322. Mr. Peter Ochieng Orero
323. Mr. Osogo Bensouda Joyce Atieno
324. Mr. Dick Oyugi Maungu
325. Mr. Geoffrey Kariuki Kiringa Ruku
326. Mr. Julius Kipletting Rutto
327. Ms. Agnes Mantaine Pareyio
328. Mr. Parashina Samuel Sakimba
329. Mr. Peter Kalerwa Salasya
330. Ms. Leah Sankaire Sopiato
331. Mr. Peter Shake Mbogho
332. Mr. Francis Kipyegon arap Sigei
333. Ms. Umul Ker Kassim Sheikh
334. Ms. Amina Siyad Udgoon
335. Ms. Lilian Siyoi Chebet
336. Ms. Rebecca Noonaiishi Tonkei

- 337. Mr. Timothy Toroitich Kipchumba
- 338. Mr. Kenneth Kazungu Tungule Charo
- 339. Mr. Antony Wainaina Njoroge
- 340. Mr. Michael Wainaina Wambugu
- 341. Mr. Nelson Jack Wamboka
- 342. Mr. John Waithaka Machua
- 343. Mr. Wanyonyi Martin Pepela
- 344. Mr. Farah Yakub Salah
- 345. Mr. Richard Yegon Kipkemoi
- 346. Ms. Rael Kasiwai Chepkemoi
- 347. Ms. Susan Ngugi Nduyo

6. ELECTION OF THE SPEAKER

COMMUNICATION FROM THE CHAIRElection of Speaker

The Ag. Clerk, Mrs Serah Kioko issued the following Communication:

Article 106 (2)(a) of the Constitution of Kenya provides that the Office of the Speaker shall become vacant when a new House of Parliament first meets after a General Election. In this regard, the Office of the Speaker of the National Assembly became vacant at the commencement of today's Sitting being the First Sitting of a new House of Parliament after the General Election.

Hon. Members, Standing Order No.4 provides that a Speaker shall be elected when the House first meets after a General Election and before the House proceeds with the dispatch of any other business, except the administration of the Oath or Affirmation of Office to Members-elect present.

In accordance with the provisions of the National Assembly Standing Orders, the following procedural requirements ought to be fulfilled before the election of the Speaker is conducted: (i) Standing Order 5 (1)(a) requires the Clerk to notify the public of a vacancy in the Office of the Speaker of the National Assembly by notice in the gazette and to invite interested persons to submit their nomination papers for election to the Office of the Speaker.

In this regard, Hon. Members, I did notify the public and invited interested persons to submit nomination papers for election to the Office of the Speaker vide Gazette Notice No.10529 dated 5th September 2022. Further, Hon. Members, on 6th September 2022. I did publicize the declaration of vacancy by advertisement in three local dailies of nation-wide circulation and also extended the invitation to interested persons to submit their nomination papers for the election to the Office of the Speaker of the National Assembly. (ii) Standing Order 5 (1)(b) requires the Clerk to also designate the place and period for receipt of nomination papers.

In this regard, Hon. Members, I appointed Wednesday, 7th September 2022 as the day for receipt of nomination papers and designated the place for the receipt of the papers. Further, in keeping with the requirements of Standing Order 5(4), I also maintained a register for purpose of collection and receipt of nomination papers. (iii) Pursuant to Standing Order 5(5), immediately upon the close of the nomination period last evening, I publicized and made available to all Members-elect a list showing all qualified candidates for election to the Office of the Speaker of the National Assembly, and copies of the Curriculum Vitae (CV) of all qualified candidates were also availed.

Hon. Members, the following 37 persons collected nomination papers from my office between Monday, 5th September 2022 at 2.30 p.m. and Wednesday, 7th September 2022 at 12.30 pm:

1. Isaac Alouch Polo Alouchier
2. Jared Oluoch Oundo
3. Dr. Noah Winja
4. Moses Masika Wetangula
5. Stephen Kalonzo Musyoka
6. Gideon Kiplangat Cheruiyot.
7. Gilbert Kipngetich
8. David Mwaure Waihiga
9. Daniel Wanyonyi Opilo
10. Timothy Ayieko Olingo
11. Marshall Mong'are
12. William Wachira Mwaniki
13. Isaac Wangengi Wainaina
14. Samuel Nyachwaya Nyamao
15. Kelvin Mabeta Nyamari.
16. Dorothy Kemunto Nyangori
17. Matthew Eric Deya Okong'o
18. Orina Jephnei Nyakwama.
19. Joshua Kipkemoi Boit
20. Thiangeta Fredrick Mukaria
21. Dr. Mbi Kavindu
22. Peter O Nyananga
23. Jinani Nzioki Mbiuva
24. Omari Dhambi
25. Samuel Mwangangi Nzamalu
26. Stanley Muindi Maasai
27. Kenneth Otiato Marende
28. Miriti Joseph Mulindu.
29. George Gitanu Thiong'o
30. David Gikabi Mwangangi
31. Danson Gathuthi
32. Nabiswa Brian
33. Katukei K Romanos.
34. Amos Otieno Ochuka.
35. Fredrick Otieno Gaya.
36. Gathii Irungu.
37. Joseph Mijire Gaku

By the close of the nomination period on Wednesday, 7th September 2022 at 8.30 pm, the following 19 persons had returned to the Clerk their respective nomination papers for election as Speaker of the National Assembly:

1. Dr Noah Winja
2. Moses Masika Wetangula
3. Gideon kiplangat cheruiyot
4. Timothy Ayieko Olingo
5. Marshall Mong'are
6. William Wachira Mwaniki
7. Isaac Wangengi Wainaina
8. Kelvin Mabeta Nyamari
9. Dorothy Kemunto Nyangori
10. Matthew Eric Deya Okong'o

Joshua Kipkemoi Boit

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- 11.
12. Thiangeta Fredrick Mukaria
13. Dr. Mbi Kavindu
14. Jinani Nzioki Mbiuva
15. Samuel Mwangangi Nzamalu
16. Kenneth Otiato Marende
17. George Gitanu Thiong'o
18. David Gikabi Mwangangi
19. Danson Gathuthi Karaya

Hon Members, I also wish to notify the House that I also received a letter from one Mr. Omari Dhambi dated 7th September 2022 withdrawing his candidature for election as Speaker of the National Assembly. I wish to report that Mr. Isaac Aluoch Polo Aluochier, one of the persons who collected nomination papers, did not return the completed form. However, he appeared before the Clerk and verbally withdrew his candidature. The following 15 persons who returned their nominations papers did not qualify as candidates for election as Speaker of the National Assembly. This is because their nomination papers were not accompanied by names and signatures of 20 Members in support of their respective candidatures as required by Standing Order 53.

1. Dr. Noah Winja
2. Gideon Kiplangat Cheruiyot
3. Timothy Ayieko Olingo
4. Marshall Mong'are
5. William Wachira Mwaniki
6. Isaac Wangengi Wainaina
7. Kelvin Mabeti Nyamari
8. Dorothy Kemunto Nyangori
9. Joshua Kipkemoi Boit
10. Dr. Mbi Kavindu
11. Jinani Nzioki Mbiuva
12. Samuel Mwangangi Nzamalu
13. George Gitanu Thiong'o
14. David Gikabi Mwangangi
15. Danson Gathuthi Karaya

Hon Members, you recall that at the close of the nomination period yesterday evening, I did notify Hon Members of the two candidates qualified to participate in the election of the Speaker of the National Assembly. In my notification I stated that my office was in the process of verifying the documentation submitted in support of two other applicants namely; Thiangeta Fredrick Mukaria and Mr Matthew Eric Deya Okong'o. Hon Members, I wish to inform the House that the verification of documents submitted by the two applicants against the copies of identification documents available at my office by the various Members who purported to have supported the candidature for today's election revealed glaring anomalies. With regard to the nomination paper returned by Mr Thiangeta Fredrick Mukaria, it was noted that the Kenya National Identification numbers appended to the names of several Hon Members are at variance with the information officially available by Hon Members to Parliament as part of their biodata.

Similarly, it was noted that the nomination papers returned by Mr. Matthew Eric Deya appended signatures purported to belong to several Hon Members that did not tally with the signatures recognized by my office from the biodata forms signed by the affected Members. Indeed, I have to date since received written complaints from a number of the affected Members regarding falsification of their support to the two candidates. In particular, Hon

Members have disowned their purported endorsement of the said candidates. As at the time of this Communication, I have on record formal protest from the following Members:

1. Hon. Kimani Ichung'wah,
2. Hon. Beatrice Adagala,
3. Hon. Mohammed Ali Mohammed,
4. Hon. Mary Wamaua,
5. Hon. John Mutunga,
6. Hon. Githua Wamacukuru,
7. Hon. Samwel Moroto,
8. Hon. (Dr.) Robert Pukose,
9. Hon. Jane Kihara,
10. Hon. Julius Melly,
11. Hon. Wanjiku Muhia,
12. Hon. Charity Kathambi,
13. Hon. Paul Mwirigi, and
14. Hon. David Gikaria.

Hon. Members, in light of the above cited anomalies and the form of protest received from Members, I have disqualified the two persons from contesting in the election for the Speaker scheduled for today, 8th September 2022. Cognisant of the fact that the wilful submission of documents containing misleading, falsified or fraudulent information for use in proceedings of a very crucial nature by this House may constitute a criminal offence, I have formally requested the Directorate of Criminal Investigations (DCI) to investigate the circumstances under which the documents were submitted and take appropriate steps thereafter.

Hon. Members, pursuant to the provisions of Article 106 of the Constitution of Kenya and Standing Order 5 of the National Assembly, out of the 19 persons who completed and returned their nomination papers, the following two persons qualified as candidates for election as Speaker of the National Assembly:

- (i) Kenneth Otiato Marende;
- (ii) Moses Masika Wetang'ula

Standing Order 6 provides as follows regarding the voting procedure where more than one candidate qualifies to stand for election as the Speaker:

- (i) The election of the Speaker shall be by secret ballot.
- (ii) The Clerk shall, at the commencement of each ballot, cause the ballot box, empty and unlocked, to be displayed to the House and shall, in the presence of the House, lock the box, which shall thereafter be kept in the full view of the House until the conclusion of the ballot.

Hon. Members, we shall shortly proceed to issue ballot papers to you, which will be issued by officers to each Member in the manner I will guide. When your name is called, you will receive one ballot paper at the Table and proceed to the voting booth. Mark your ballot paper and proceed to cast your vote. For clarity, a Member who wishes to vote shall mark his or her ballot paper by placing a visible mark in the box provided for beside the name of the preferred candidate as a Member wishes to vote for. Thereafter, the Member should fold the marked ballot paper before leaving the booth and deposit the folded ballot paper in the ballot box.

A Member, who in the process of voting has marked his or her paper in error, may by returning it to the Clerk, obtain another ballot paper in its place. The initial ballot paper marked in error shall be marked cancelled and destroyed by the Clerk. Hon. Members, when it appears to the Clerk that all Members present in the House and who wish to vote have voted and deposited their ballot papers in the ballot box, the Clerk shall unlock the box, examine the ballot papers, and having rejected those unmarked or spoilt, report to the House the result of the ballot. May I also notify you that after the Clerk has unlocked the ballot box, a Member who

has not already recorded his or her vote, shall not be entitled to do so. The verification and counting of ballots shall take place in the presence of Members appointed as agents or representatives by the candidates. For clarity, each candidate is allowed a maximum of one agent or representative, for the purpose of the ballot.

In line with the requirements of Standing Order 7 (1), a person shall not be elected as Speaker unless supported by votes of two-thirds of all Hon. Members. The House is reminded that this

two-thirds threshold is not a constitutional requirement but a procedural step to ease election of a Speaker on the first round of the ballot. The procedural threshold applies only to the first round of voting and does not affect the quorum required for the commencement and continuation of the sitting and the election.

I now wish to direct the Chief Serjeant-at-Arms to open the ballot box and display it to Hon. Members.

I thank you very much”.

Thereupon the House proceeded to elect the Speaker. Voting commenced. After end of voting, the ballots were counted.

The Results of election of Speaker were as follows –

<u>Name</u>	<u>Dates</u>
Hon. Moses Masika Wetang’ula	- 215
Hon. Kenneth Otiato Marende	- 130
Spoilt ballots	- 1

There being no candidate attaining votes the two-thirds of all Members, as required under Standing Order No.71 as read together with Standing Order No.13(3), the Ag. Clerk directed that the House proceed to conduct a second round of election in order to determine the winner. Before the conduct of the second round of election the Hon. Kenneth Otiato Marende conceded defeat for the position of Speaker.

The Ag. Clerk thereupon declared Hon. Moses Masika Wetang’ula, duly elected as the Speaker of the National Assembly in the 13th Parliament.

7.ADMINISTRATION OF OATH

The Ag. Clerk administered the Oath of Office to –

Hon. Moses Masika Wetang’ula, **Speaker of the National Assembly**

8. SUBMISSION OF THE SPEAKER TO THE WILL OF THE HOUSE

The Speaker conveyed the following Communication –

“Hon. Members, the Ag. Clerk of the National Assembly, distinguished guests, ladies and gentlemen, I wish to express my heartfelt gratitude to the Hon. Members here assembled for the high honour that you have bestowed upon me by electing me as the Speaker of this august House.

I accept and submit to your will and I am ready to serve as the eighth Speaker of the National Assembly since our Independence. I commend all the citizens who expressed interest in becoming your Speaker, by formally returning their nomination papers, and laud the efforts of my worthy opponent in today’s election, Hon. Kenneth Otiato Marende, who also happens to be one of my distinguished predecessors having served as the sixth Speaker. My other distinguished predecessors include Sir Humphrey Slade, Hon. Fredrick Mbiti Gideon Mati, Hon. Moses Kiprono arap Keino, Hon. (Prof) Kimetet arap Ng’eno, Hon. Kausai Francis Xavier ole Kaparo, and my immediate predecessor, Hon. Justin Bedan Njoka Muturi. I am eternally humbled and extremely privileged to now occupy this hallowed seat.

Hon. Members, when I look at you and visualise the gruelling campaigns you have all undergone, I must say that I am proud of all of you for ultimately making it to this House, a dream for everybody. I commend you.

I am delighted to note that over 55 per cent of Members of the last Parliament have been re-elected. Of this category, 24 served in previous Parliaments. Your re-election demonstrates the confidence that the citizenry has in the leaders that they elect to this House. Spurred by this, we should, therefore, be confident that if we are true to our Oaths or Affirmations of Office and responsive to the needs of our people, who are the sovereign, this will always be the people’s House.

Allow me at this point to single out and congratulate part of the leadership of the last and previous Parliaments who have made it back to this House. They include Hon. Aden Duale, who was the Leader of the Majority Party in the 11th Parliament and the larger part of the 12th Parliament. My felicitations also go to Hon. John Mbadi, the immediate former Leader of the Minority Party and the former Deputy Leader of the Minority Party, Hon. Robert Mbui. Permit me to recognise Hon. Farah Maalim, who served as Deputy Speaker in the 10th Parliament. My congratulations also extend to Hon. Emmanuel Wangwe, the immediate former Whip of the Majority Party, Hon. Junet Mohammed, the immediate former Whip of the Minority Party, and Hon. Jessica Mbalu, a former member of the Presidium. I welcome you back to the service of this House.

Hon. Members, the National Assembly of the 11th Parliament had 68 female Members. That number increased to 76 in the last Parliament. Today, the 13th Parliament has seen the number rise to 82, with 29 women having been elected to represent single-member constituencies. This increase is a significant step towards achieving the aspiration of gender parity in representation as desired by our Constitution. I wish to single out Hon. Millie Odhiambo, who is now serving her fourth consecutive term. I salute you, Member for Suba North, for your resilience and continued service to our nation. Particular mention also goes out to Hon. Linet ‘Toto’ Chepkorir, Member for Bomet County, who at the age of 24 is the youngest Member of the 13th Parliament. Mheshimiwa, you are a great inspiration to youthful leaders of this country and we wish you well. I am also reminded of the premium that our society now places on the leadership qualities of persons with disabilities (PWDs) when I see seated in this chamber Hon. Timothy Wanyonyi Wetang’ula, my younger sibling and a leader in his own right. He now commences his third consecutive term as a Member of Parliament. He is ably joined by Hon. Rose Museo, serving her third term; Hon. Joseph Samal Lomwa, who was here before and has come back for a second term; Hon. Jackson Kipkemoi Kosgei and Hon. Martin Pepela

Wanyonyi. You are a great inspiration and a beacon of inclusive leadership in our great country despite the odds.

Hon. Members, I also do recognise and acknowledge Hon. Samuel Moroto, Hon. Adan Keynan and Hon. Gonzi Rai, who are currently embarking on their fifth terms, thus becoming what we refer to in parliamentary parlance as the 'fathers of the House'. Their parliamentary experience shall enrich deliberations and output of this House.

Hon. Members, for those who served in the 12th Parliament, you will recall that the Standing Orders were reviewed before the final adjournment of the House. Notably, the Standing Orders now allow for co-sponsorship of legislative proposals and Bills by Members. Members of this House shall also be able to co-sponsor Bills with senators and vice versa, where an identified Member shall be in charge of steering debate on a Senate Bill in this House. This, in my view, is a progressive addition to the procedures of the House. Hon. Members, the revision of the

Standing Orders in the 12th Parliament also increased the number of the Committees of the House. New Committees include the Diaspora Affairs and Migrant Workers Committee, the Public Petition Committee, the Public Debt and Privatisation Committee and the Decentralised Funds Accounts Committee. These changes and many others to the Standing Orders shall strengthen and streamline the workings of Parliament. My predecessor, Hon. Justin Muturi, in his acceptance speech after being reelected as Speaker for the 12th Parliament, undertook to implement a paperless system in the House. This was in line with the Strategic Pillar Four of the Parliamentary Service Commission Strategic Plan, 2019-2030, on the implementation of an e-Parliament by automating and digitising all systems and processes. In this regard, I urge you all to be friends with electronic gadgets in this House and in the committees.

Speaking of Hon. Justin Muturi, what many of you may not know is that he is not just my predecessor, he was my roommate at the University of Nairobi, at the School of Law. He was also my classmate. He is my age mate and a long-time friend. We made our debut in the 7th Parliament together. We were appointed earlier in our years as magistrates on the same date. Indeed, I do not know whether to call it fate, sheer coincidence or maybe it is God's plan, but whatever it is, our paths in life have always met, and today, they meet again. Although once in a while we have found ourselves in different political sides, our friendship with Hon. Muturi goes back many years. I am, therefore, honoured today to take over from my dear friend.

Hon. Members, Hon. Justin Muturi shall be remembered for the great legacy and reforms he leaves behind and you do not have to look further, just look around. Members who have previously served in this House can attest to this. Members of the 13th Parliament shall move into the new modern offices in the tall brown building you may have seen at the corner of the Parliamentary Square. A project that was well executed under Hon. Muturi's leadership. As the Chairperson of the Parliamentary Service Commission (PSC), he has left behind an excellent and professional PSC. His communications and rulings on various constitutional practices and procedural matters were landmark, novel and rich in jurisprudence. I could go on and on, but all I can say is that he did a great job for this House and this country.

Hon. Members, I am particularly honoured that for the first time in the history of Parliament, Hon. Justin Muturi has also set a precedent through a symbolic and formal handover process that you just witnessed when I was declared the Speaker. This is not only honourable, but it is an act that shall remind us for a long time of his great leadership style. The symbolic handover process by a speaker should, indeed, be part of the traditions of this House and it is a practice we should carry on. Having said this, join me now in applauding the former Speaker of this House, Hon. Justin Muturi.

Hon. Members, the author Gary Levy in the book *Speakers of the Canadian House of Commons* notes that presiding officers in the Commonwealth customary relinquish their rights to participate in debates. Put differently, despite the title, a speaker does not speak, but allows Members to speak, and presides over debates in the House. I am aware that the Constitution precludes the Speaker from voting on any Question proposed for decision in the House, but as your Speaker, I will let my work speak for me. In this 13th Parliament, I undertake to prioritise two key issues. These are: Enhancing public trust in this House and the institution of Parliament, and nurturing and upholding comity between our two Houses, and also between the National Assembly and other arms of Government, with particular attention to our Judiciary, which has often appealed for reasonable consideration by the legislature.

Hon. Members, the Constitution states that the authority that has been a subject assigned to you and I under oath is a “public trust”. Hubert Humphrey Jr., the 38th Vice President of United States of America is quoted to have stated that “anyone who has ever been elected to public office understands that one commodity above all others, namely, the trust and confidence of the people is fundamental in maintaining a free and open political system.” In assuming our respective offices in this House, we are under a constitutional obligation to discharge our mandate in a manner befitting the offices that we have been entrusted to hold. As your Speaker, I undertake to strengthen public trust in the institution of Parliament. I will be keen to midwife through the PSC live broadcast of committee proceedings and the full operationalisation of Bunge TV channels to highlight the work done by this House and its Members. In addition to the live broadcast of chamber proceedings, I will support efforts to further actualise the provisions of Article 119 of the Constitution 2010 on petitions made to the House, by adequately facilitating the work of the new Public Petitions Committee. To my mind, ensuring meaningful access to the House will, like a transparent glass, make Parliament more visible, disrobed of the mystery that people might perceive of its processes.

Hon. Members, my second assurance to this House is that I will actively maintain comity with other constitutional bodies, promote consultation and cultivate healthy relations within the bounds of our Constitution and our governing statutes. In the exercise of our oversight function over State offices and public bodies, I will strive to ensure that all material information necessary for the work of Parliament is availed in a timely fashion by the persons in the national Executive ultimately responsible to this House. I shall strictly enforce the requirement enshrined under Article 153(3) and (4) of the Constitution 2010 which requires cabinet secretaries to attend before the committee of the House to exhaustively answer questions and give full and regular reports on matters under their control.

Indeed, as some of you may be aware, I served in this House as a Member from the 7th Parliament, and I, therefore, fully understand what it is to be one of you. I have also been a Senator, and hence fully understand what it is to be a sibling. I have served in the Executive as a minister and assistant minister in different portfolios. I have led various reforms, to the rules of procedure of this House, during the 7th Parliament, and was the head of the delegation of the African, Caribbean and Pacific European Union (ACPEU) joint assemblies, and internationally, I will continue building on the long and rich relationship we have, not just with the ACPEU, but also the East African Legislative Assembly (EALA), the Pan African Parliament, regional integration bodies, the Commonwealth Parliamentary Association, and the International Parliamentary Union.

Hon. Members, it will suffice to mention that the Standing Orders you enjoy using today with the Committee system were drafted by yours truly, the late Hon. Bonaya Godana, Hon. Julius Sunkuli – whom I believe has been re-elected to this House – and Hon. Bishop Kimani, the then Member of Parliament from Nakuru.

Hon Members, I have worn many hats, but one of the greatest leadership lessons I carry with me to date is that a leader is a servant of the people. I live by the great words of the 22nd and 24th President of the United States of America (USA), Stephen Grover Cleveland, who served between 1885 to 1889 and 1893 to 1897. He once said, “Office holders are the agents of the people not their masters”. These words always ring true to me and hence moving on, I will be your servant and your agent. My eyes shall be keen to see and listen to all of you. My office will not be an ivory tower; it will be accessible to all of you. I undertake to be impartial and promise to see to it that you are able to effectively discharge your constitutional mandate. I am fully confident of building on the past successes of this House and charting new paths that will lead us to more glory, and maintain this House as the pride of all Kenyans.

Hon. Members, I wish to inform you that the National Assembly has organised an induction retreat for all Members of this House which will take place from 18th to 24th September, 2022, at a venue to be communicated in due course. This retreat will be a great opportunity for you to thoroughly acquaint yourselves with your mandate, parliamentary processes, the secrets and tools that will give you a head-start in serving your electorate. I encourage you to attend all the sessions.

Hon. Members, I wish to commend the acting Clerk of the National Assembly and her able team of officers for the successful conduct of the pre-swearing-in orientation last month. The Ag. Clerk has informed me that more than 95 per cent of the Members turned up for this exercise.

This is a clear sign of your passion to discharge your constitutional mandate, and I encourage all of you to maintain that enthusiasm to serve our people.

Hon. Members, as I conclude, I unequivocally submit myself to the collective will of this House and reiterate my singular desire to serve with impartiality, fidelity to the Constitution and the Laws of this land; our Standing Orders, practices, precedence and traditions of this House.

I thank you all. God bless Kenya, God Bless our Parliament”.

8. ELECTION OF DEPUTY SPEAKER

The Ag. Clerk gave the following communication –

“Honourable Members,

His Excellency the President of the Republic of Kenya and the Commander in Chief of the Armed Forces of the Kenya Defence Forces, notified this First Sitting of the National Assembly of the 13th Parliament vide Gazette Notice No.10527 of 2022 dated 5th September, 2022.

Pursuant to the provisions of Article 106(2)(a) of the Constitution, the Office of the Deputy Speaker of the National Assembly became vacant when the previous holder, as a Member of this House, vacated the office under Article 103 of the Constitution.

Hon. Speaker, Hon. Members, in exercise of the powers conferred by Standing Order No. 3, I notified the general public of a vacancy in the Office of the Deputy Speaker of the National Assembly vide Gazette Notice No.10530 dated 5th September 2022. I additionally, publicised the declaration of the vacancy by advertisement in three newspapers of national circulation. In the notice and in the advertisement, I invited interested persons who qualified to be elected as Deputy Speaker of the National Assembly in accordance with the Constitution to submit their nomination papers for election as Deputy Speaker of the National Assembly. The following seven persons collected the nomination papers from the office of the Clerk of the National Assembly between Monday, 5th September, 2022 and Wednesday, 7th September, 2022:

1. Mr. Robert Gichimu Githinji
2. Mr. Farah Maalim
3. Ms. Gladys Jepkosgei Boss
4. Mr. Farah Yusuf Mohamed
5. Mr. Moses Nguchine Kirima
6. Mr. Paul Otiende Amollo
7. Mr. George Peter Opondo Kaluma

Hon. Speaker, as per the Gazette Notice and the advertisement, a person who collected nomination papers was required to submit the completed nomination papers together with their curriculum vitae and the relevant supporting documents to the Clerk of the

National Assembly in Committee Room No. 7, Main Parliament Building not later than 8.30 p.m. on Wednesday, 7th September, 2022. The Office of the Clerk of the National Assembly remained open on Monday, 5th September, 2022, from 2.30 p.m. to 8.30 p.m.; on Tuesday, 6th September, 2022, from 7.00 a.m. to 8.30 p.m.; and Wednesday, 7th September, 2022, from 8.00 a.m. to 8.30 p.m. for purposes of both collection and return of nomination papers.

Hon. Speaker and Hon. Members, at the close of the nomination period, the following three persons had submitted their nomination papers for election as Deputy Speaker of the National Assembly; the Hon. Farah Maalim, the Hon. Gladys Jepkosgei Boss and the Hon. George Peter Opondo Kaluma.

Further, Hon. Speaker, I wish to notify the House that I received a letter from the Hon. Dr. Otiende Amollo dated 7th September, 2022, conveying the withdrawal of his candidature for election as the Deputy Speaker of the National Assembly. Pursuant to the provisions of Article 106 of the Constitution and Standing Order No. 5 of the National Assembly's' Standing Orders, the three Members who returned their nomination papers qualified as candidates for election to the office of the Deputy Speaker of the National Assembly are the

Hon. Farah Maalim, the Hon. Gladys Jepkosgei Boss, and the Hon. George Peter Opondo Kaluma.

Accordingly, Hon. Speaker, I published and made available to all Hon. Members the list showing the three Members who qualified as candidates for election as the Deputy Speaker of the National Assembly in the ballot to be conducted during the third business of the First Sitting of the House. Hon. Speaker, I wish also to notify the House that, I have since received a letter from the Hon. George Peter Opondo Kaluma dated today, 8th September, 2022, conveying the withdrawal of his candidature for election as Deputy Speaker of the National Assembly. The

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decision, therefore, compels me to invoke the provisions of Standing Order No. 8 on withdrawal of a candidate. It provides that:

“A candidate may, by written notice to the Clerk, withdraw his or her name before a ballot is started, and in the event of such withdrawal, the Clerk shall cross-out the name of that candidate off any ballot papers issued for that or any subsequent ballot.”

Accordingly, Hon. Speaker, I would therefore like to request that the name of the Hon. George Peter Opondo Kaluma be crossed-out before the issuance of the ballot papers for the election.

The provisions of Standing Order No. 13(3) provide as follows:

“The procedure of electing a Deputy Speaker, shall with necessary modifications, be the same as that prescribed for the election of the Speaker.”

Hon. Speaker, for the record, Standing Order No. 6 provides as follows with regard to the voting procedure where more than one candidate qualifies to stand for election as Speaker.

“(1) The election of Speaker shall be by secret ballot.

(2) The Clerk shall, at the commencement of each ballot, cause the ballot box, empty and unlocked to be displayed to the House and shall, in the presence of the House lock the box, which shall thereafter be kept in the full view of the House until the conclusion of the ballot.” In this regard, each Hon. Member will be issued with one ballot paper at the Table and proceed to mark his or her vote at the voting booths. Ballots shall be issued by the officers to Members on either side of the House. A Member who wishes to vote shall mark his or her ballot paper by placing a visible mark in the space provided besides the name of the candidate he or she wishes to vote for. Thereafter, the Member should fold the marked ballot paper before leaving the booth and deposit it in the ballot box. A Member who, before conclusion of the ballot, has marked his or her paper in error may, by returning it to the Clerk, obtain another in its place. The first ballot paper shall be marked cancelled and shall be destroyed.

Hon. Members, when it appears to me that all Members who are present and who wish to vote have deposited their ballot papers in the ballot box, I shall unlock the box, examine the ballot papers and having rejected those unmarked or spoilt, report the result of the ballot. May I also notify Hon. Members that a Member who shall not already have recorded his or her vote after I have unlocked the ballot box shall not be entitled to do so. Counting of the ballots shall take place in the presence of all Members and Members appointed as agents or representatives by the candidates. Each candidate is allowed a maximum of one agent for purposes of the ballot.

Hon. Speaker, in line with the requirements of Standing Order No.7(1), a person shall not

be elected as Deputy Speaker unless he or she is supported in the ballot by the votes of two-thirds of all Members during the first round. I would like to remind the House that this two-thirds threshold is not a constitutional requirement, as I had said earlier, and it was never the intention of the framers of the Constitution to say that it has to be two-thirds. Otherwise, it should have been clearly stated. It is a procedural step to ease the

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election of a Deputy Speaker in the first round of the ballot. Therefore, pursuant to provisions of Standing Order No.7 (2), in the event that no candidate is supported by the votes of two-thirds of all the Members after the first round of voting, the candidate

who receives the highest number of votes, and the candidate who receives the next highest number of votes shall alone stand for election in the second round. The candidate who receives the highest number of votes in the second round shall stand elected as Deputy Speaker.

Hon. Speaker, I wish to remind the House that this particular voting is by secret ballot. Members are not allowed to display their marked ballots to the House, the galleries or any other person. If it is brought to the attention of the Returning Officer that a Member has displayed his or her ballot paper, it will be considered a spoilt vote. Members of the media fraternity are also reminded to observe Rule 3(c) of the Broadcasting Rules, which provides that wide shots of the Chamber shall be used during voting and division and no shot shall be taken so as to show the manner in which a Member has voted in any secret ballot.

Hon. Members, we have set the voting booths next to the Dispatch Table. There are four voting booths on each side of the Table. Members on the right side of the Speaker will cast their ballot in the voting booth on that side of the Table, and vice versa.

Having explained the voting procedure, I now wish to ask the Chief Serjeant-at-Arms to go forward to open the ballot box and display it to Hon. Members.

Hon. Members, you have witnessed for yourselves that the ballot boxes are empty. I will now request the Chief Serjeant-at-Arms to close and lock the ballot boxes.

Voting commenced. After end of voting, the ballots were counted.

Results of the voting were as follows –

Hon. Farah Maalim	-	139
Hon. Gladys Boss	-	198
Total valid cast votes	-	337
Spoilt ballots	-	1
Abstention	-	0
Total cast votes	-	338

There being no candidate attaining votes the f two-thirds of all Members, as required under Standing Order No.71 as read together with Standing Order No.13(3), the Ag. Clerk directed that the House proceed to conduct a second round of election in order to determine the winner.

Hon. Farah Maalim conceded defeat for the position of Deputy Speaker.

The Speaker thereupon declared Hon. Gladys Jepkosgei Boss, Woman Representative for Uasin Gishu County, duly elected as the Deputy Speaker of the National Assembly in the 13th Parliament.

8.ADMINISTRATION OF OATH

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The Speaker administered the Oath of Office to –

Hon. Gladys Jepkosgei Boss,, **Deputy Speaker of the National Assembly**

And the time being twenty-four minutes to Ten O'clock, the Speaker interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

9. **HOUSE ROSE** - at twenty-four minutes to Ten O'clock

M E M O R A N D U M

The Speaker will take the Chair on a Date to be announced

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