



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (SECOND SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, FEBRUARY 15, 2023 AT 9.30 A.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\*. PROCEDURAL MOTION – LIMITATION OF DEBATE ON BILLS  
SPONSORED BY PARTIES OR  
COMMITTEES**

(The Leader of the Majority Party)

**THAT**, pursuant to the provisions of Standing Order 97(1), this House **orders** 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** 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 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.

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**9\*. PROCEDURAL MOTION – LIMITATION OF DEBATE ON INDIVIDUAL MEMBERS’ BILLS  
(The Leader of the Majority Party)**

**THAT**, pursuant to the provisions of Standing Order 97(1), this House **orders** that each speech in a debate on **Bills NOT sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows: A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of 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; and that priority in speaking 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.

**10\*. PROCEDURAL MOTION – LIMITATION OF DEBATE ON MOTIONS  
(The Leader of the Majority Party)**

**THAT**, pursuant to the provisions of Standing Order 97(1), this House **orders** that each speech in a debate on any **Motion, including a Special motion** be limited in the following manner: A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each 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 (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking 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.

**11\*. PROCEDURAL MOTION – LIMITATION OF DEBATE ON REPORTS OF AUDIT COMMITTEES  
(The Leader of the Majority Party)**

**THAT**, pursuant to the provisions of Standing Order 97(1), this House **orders** that each speech in debate on **Reports of Audit Committees** be limited as follows: A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, 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 (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

**12\*. PROCEDURAL MOTION – LIMITATION OF DEBATE ON OTHER COMMITTEE REPORTS**

(The Leader of the Majority Party)

**THAT**, pursuant to the provisions of Standing Order 97(1), this House **orders** that each speech in a debate on **Other Committee Reports**, 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 Leader of the Majority Party and the Leader of the Minority Party and the Chairperson of the relevant Committee (if the Committee Report is not moved by the Chairperson of the relevant Committee), 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.

**13\*. PROCEDURAL MOTION – LIMITATION OF DEBATE ON THE ADDRESS BY THE PRESIDENT**

(The Leader of the Majority Party)

**THAT**, noting that Standing Order 24(6) provides that debate on a Motion on the Address by the President shall be limited to not more than four sitting days, and pursuant to the provisions of Standing Order 97(1), this House **orders** that debate on a Motion on the Address by H.E. the President under Article 132(1)(a) of the Constitution shall be limited as follows: A maximum of thirty (30) minutes for the Mover in moving, twenty (20) minutes for the Leader of the Minority Party, and ten (10) minutes each to the Chairperson of the Departmental Committee on Justice & Legal Affairs to speak on the report submitted under Article 132(1)(c)(i) of the Constitution relating to the *realisation of the national values*; the Chairperson of the Departmental Committee on Defence, Intelligence & Foreign Relations to speak on the report submitted under Article 132(1)(c)(iii) of the Constitution relating to the *progress made in fulfilling the international obligations of the Republic*; and the Chairperson of the Departmental Committee on Administration & Internal Affairs to speak on the report submitted under Article 240(7) of the Constitution relating to the *state of the security of the Country*; and five (5) minutes for any other Member speaking, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply.

**14\*. THE LAND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 40 OF 2022)**

(The Hon. Simon King'ara, M.P.)

First Reading

**15\*. THE PENSIONS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2022)**

(The Hon. Didmus Barasa, M.P.)

First Reading

16\*. MOTION – GENERAL DEBATE ON THE PROPOSAL TO PARLIAMENT TO CONSIDER AMENDING THE CONSTITUTION AND THE STANDING ORDERS

(The Leader of the Majority Party)

**THAT**, noting the contents of a Memorandum submitted to Parliament by His Excellency the President asking Parliament to consider initiating amendments to the Constitution; **Acknowledging that**, actualization of the proposals which relate to, *inter alia*, the composition of Parliament as provided for in Articles 97 and 98 of the Constitution in order to attain the two-thirds gender principle, the creation of the office of Leader of Official Opposition in Parliament, and the inclusion of various funds in the Constitution, would necessitate amendment to the Constitution, while the restructuring of parliamentary oversight to allow for Cabinet Secretaries to appear before the Houses of Parliament to respond to Questions by Members would require the amendment of Standing Orders; **Further acknowledging that**, the Speaker, vide a Notification issued on 9<sup>th</sup> December 2022 referred the matters raised in the Memorandum to the *Departmental Committee on Justice and Legal Affairs* with regard to proposals relating to the implementation of the Two-Thirds Gender Principle and the establishment of the Office of the Leader of Official Opposition; *The Joint Parliamentary Ad Hoc Committee* with regard to proposals to amend the Constitution to entrench the Constituency Development, Senate Oversight and National Government Affirmative Action Funds; and *The Procedure & House Rules Committee* with regard to proposals to amend the Standing Orders to strengthen parliamentary oversight of the Executive, so as to facilitate public participation pursuant to Article 118 of the Constitution; **NOW THEREFORE**, pursuant to the provisions of Articles 1(2) and 95(2) of the Constitution, this House **notes, considers and makes general comments** on the proposals contained in the Memorandum by the His Excellency the President.

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**\*Denotes Orders of the Day\***

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# **NOTICE PAPER**

## **Tentative business for**

**Wednesday (Afternoon), February 15, 2023**

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*(Published pursuant to Standing Order 38(1))*

It is notified that the following business is *tentatively* scheduled to appear in the Order Paper for Wednesday (Afternoon), February 15, 2023 –

- A. **PROCEDURAL MOTION – LIMITATION OF DEBATE ON SESSIONAL PAPERS**  
(The Leader of the Majority Party)
- B. **PROCEDURAL MOTION – LIMITATION OF DEBATE ON REPORTS OF CONSTITUTIONAL COMMISSIONS AND INDEPENDENT OFFICES**  
(The Leader of the Majority Party)
- C. **PROCEDURAL MOTION – LIMITATION OF DEBATE ON THE ANNUAL ESTIMATES AND COMMITTEE OF SUPPLY**  
(The Leader of the Majority Party)
- D. **PROCEDURAL MOTION – LIMITATION OF DEBATE ON CONSIDERATION OF SENATE AMENDMENTS TO BILLS ORIGINATING IN THE NATIONAL ASSEMBLY**  
(The Leader of the Majority Party)
- E. **PROCEDURAL MOTION – CONSIDERATION OF BUSINESS RECEIVED DURING THE RECESS PERIODS**  
(The Leader of the Majority Party)
- F. **THE NATIONAL TRANSPORT AND SAFETY AUTHORITY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 43 OF 2022)**  
(The Hon. Simon King'ara, M.P.)  
First Reading
- G. **THE CANCER PREVENTION AND CONTROL (AMENDMENT) (No. 2) BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2022)**  
(The Hon. Abdul Dawood, M.P.)  
First Reading
- H. **MOTION – APPROVAL OF THE CALENDAR OF THE HOUSE FOR THE SECOND SESSION (2023)**  
(The Leader of the Majority Party)

I. MOTION – GENERAL DEBATE ON THE PROPOSAL TO AMEND  
THE CONSTITUTION AND THE STANDING ORDERS  
(The Leader of the Majority Party)

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