



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, APRIL 19, 2023 (MORNING SITTING)

1. The House assembled at Thirty Minutes past Nine O'clock in the morning
2. The Proceedings were opened with Prayer
3. **Presiding** – Hon. Gladys B. Shollei, MGH, MP (Deputy Speaker)
4. **PAPERS**

The following papers were laid on the Table of the House:-

1. Annual Report and Financial Statements of the University of Eldoret for the Financial Year ended June 30, 2020;
2. Audited Financial Statements of the Public Service Commission for the year ended 30th June, 2021;
3. Bi-Annual Report of the Commission on Administrative Justice for the period January – June, 2022;
4. Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30th June 2022: -
 - a) Street Families Rehabilitation Trust Fund – State Department for Social Protection;
 - b) Mombasa-Nairobi-Addis Ababa Road Corridor Project Phase III (Turbi-Moyale) – Kenya National Highways Authority;
 - c) Eastern Africa Regional Transport, Trade and Development Facilitation Project – Kenya National Highways Authority;
 - d) Horn of Africa Gateway Development Project - State Department for Transport;
 - e) Olkaria-Lessos-Kisumu Transmission Lines Construction Project - Kenya Electricity Transmission Company Limited;
 - f) Public Debt Management Support Project – National Treasury;
 - g) Uwezo Fund;
 - h) State Department for Sports;
 - i) Ethiopia-Kenya Electricity Highway Project – Kenya Electricity Transmission Company Limited;
 - j) The National Assistance Trust Fund – State Department for Social Protection;
 - k) Public Service Commission;
 - l) Revenue Statements of the Ministry of Petroleum and Mining;

- m) State Department for Housing and Urban Development;
- n) Secondary Education Quality Improvement Project – Teachers Service Commission;
- o) Rural Electrification in Five Regions Project – Rural Electrification and Renewable Energy Corporation;
- p) Kenya Petroleum Technical Assistance Project (- Ministry of Petroleum and Mining;
- q) Kenya Electricity Modernization Project – Ministry of Energy;
- r) Kenya Electricity Modernization Project – Rural Electrification and Renewable Energy Corporation;
- s) State Department for Correctional Services;
- t) State Department for Post Training and Skills Development;
- u) Prison Farms Revolving Fund;
- v) National Land Commission Housing Scheme Fund;
- w) Kenya Symbiocity Programme – Council of Governors;
- x) Scrap Metal Council;
- y) Covid-19 Health Emergency Response Project– Ministry of Health; and
- z) National Land Commission.

(The Deputy Leader of the Majority Party)

5. **MOTION – REDUCTION OF COST OF ELECTRICITY IN THE COUNTRY**

Motion made and Question proposed:-

THAT, aware that the cost of electricity has been at an all-time high affecting the cost of living and doing business; acknowledging that, the Kenya Power and Lighting Company PLC (Kenya Power) procures electricity from the Kenya Electricity Generating Company PLC (KenGen), a government-owned company, and from Independent Power Producers (IPPs); recognizing that, Kenyan Power has entered into Power Purchase Agreements (PPAs) with both KenGen and the IPPs and procures power from them at unregulated rates; noting that, there is need to regulate all IPPs in the country and publicize their locations, stakeholders, directors, management and their addresses and agreements entered into with Kenya Power; cognizant that, recommendations from past taskforce reports relating to power purchase and rates have not been implemented; deeply concerned that, Kenya Power has in the past procured a larger quantity of power from the IPPs at a greater cost, rather than from KenGen, leading to higher cost of power; cognizant of the fact that, there is need to put in place policies, strategies and regulatory measures for better planning to moderate the cost of electricity and enable access to energy by all particularly in the manufacturing sector to ease the cost of production and doing business; this House therefore resolves that:

- (i) the Departmental Committee on Energy undertakes an inquiry into the operations of Kenya Power in relation to agreements entered into with IPPs, factors affecting the cost of electricity, including over-reliance on IPPs against available renewable and other energy sources, and measures to reduce it and submits a report to the House within one hundred and twenty (120) days;
- (ii) in the meantime, the Ministry and Kenya Power **should not** enter into new contracts with any IPPs until the House makes a resolution on the matter;
- (iii) informed by the reports of previous task forces on the matter, the Ministry engages in negotiations with power producers with a view to reducing the cost of power; and

- (iv) the Ministry and Kenya Power develop suitable strategies for engagements with the IPPs, in order to provide relief for electricity consumers and ensure the long-term viability and sustainability of the energy sector.

(The Hon. Jane Kagiri, M.P. -22.03.2023)

Debate on the Motion having been concluded on 12.04.2023;

Question put and agreed to:

6. **MOTION – REGULATION OF THE BETTING INDUSTRY**

Motion made and Question proposed:-

THAT, aware that, the Betting, Lotteries and Gaming Act, Cap 131 Laws of Kenya provides for the regulation of the gambling industry including the control of betting, lotteries and gaming in the country; further aware that, there is an emerging trend of media houses offering their audiences platforms to participate in betting through lottery-style games, trivia shows, polls, contests and other SMS based gaming; concerned that the trend was initially perceived as a harmless form of entertainment and audience engagement but has since developed into a problem within our communities leading to many Kenyans getting addicted to this form of gambling and that has led to lots of loss; further concerned that, there are numerous negative effects of this trend including financial ruin, family breakups, high truancy in schools resulting in high school dropout rates and in some cases, suicide; noting that, these games target individuals who can least afford to lose money, mainly the elderly, the youth and low- income earners; cognizant that the Government has the responsibility of protecting citizens from negative social trends including gambling and that the proliferation of these games is a violation of the Betting, Lotteries and Gaming Act; now therefore, **this House urges** the National Government through the relevant Ministries and agencies to –

- (i) regulate the running of lotteries and any other forms of betting disguised as polls, contests and other SMS-based gaming by media houses; and
- (ii) ensure strict operationalization of the Betting, Lotteries and Gaming Act and increase control and oversight of the betting industry.

(The Hon. Duncan Mathenge, M.P. -12.04.2023)

Debate interrupted on Wednesday, April 12, 2023 resumed;

Motion made and Question proposed:

THAT, the Motion be amended by deleting the word '**urges**' appearing after the words '**this House**' and substituting thereof with the words 'resolves that'.

(Hon. Mary Maingi, M.P.)

No debate arising on the amendment.

Question on the amendment put and agreed to.

Debate on Motion as amended commenced;

[Change of Chair from the Deputy Speaker to Hon. David Ochieng, MP.]

Debate on Motion as amended concluded;

Mover replied;

Question deferred.

7. **THE HEALTH (AMENDMENT) (No. 2) BILL (NATIONAL ASSEMBLY BILL NO. 42 OF 2022)**

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

Second Reading

Order deferred on request of the Member.

8. **THE NATIONAL TRANSPORT AND SAFETY AUTHORITY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 43 OF 2022)**

Motion made and Question proposed:-

THAT, the National Transport and Safety Authority (Amendment) Bill (National Assembly Bill No. 43 of 2022) be read a Second Time.

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

Debate arising;

(Change of Chair from Hon. David Ochieng, MP to Hon. (Dr.) Rachel Nyamai, MP)

(Change of Chair from Hon. (Dr.) Rachel Nyamai, MP to Hon. David Ochieng, MP)

And the time being One O'clock, the Second Chairperson of Committees interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

9. **HOUSE ROSE** - at One O'clock

MEMORANDUM

The Speaker will take the Chair-
Today, Wednesday, April 19, 2023 at 2.30pm

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