



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – SECOND SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, APRIL 13, 2023**

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Honourable Speaker
4. **COMMUNICATION FROM THE CHAIR**  
The Speaker issued the following Communication from the Chair -

**Removal of the Hon. Sabina Chege, MP, from the position of the Deputy Minority Whip**

**“Honourable Members,** I wish to inform you that I received a letter from the Leader of Minority Party, the Hon. Opiyo Wandayi, MP, dated 6<sup>th</sup> April, 2023 conveying the decision of the Minority Party to remove the Hon. Sabina Chege, MP, as the Deputy Minority Whip. Attached to the letter, are the minutes of the Azimio La Umoja One Kenya Coalition, National Assembly parliamentary group meeting held on 6<sup>th</sup> April, 2023 and the names and signatures of the Members who attended the meeting.

**Honourable Members,** Standing Order 20A(4) provides that a decision of a parliamentary party replacing its whip or deputy whip shall be communicated to the Speaker in writing and in the case of the Minority Party, by the Leader of the Minority Party on behalf of the Minority Party. Further, Standing Order 20A (5) provides that the Speaker shall, as soon as practicable following receipt of the decision of the Party, convey the information to the assembled House, if the House is sitting, or notify Members if the House is not sitting.

**Honourable Members,** I also wish to notify the House that, on 15<sup>th</sup> February, 2023, I received a letter from the Member for Nakuru Town West Constituency, Hon. Samuel Arama under the signature of “Jubilee Parliamentary Party Whip”, seeking the recognition of the Jubilee Party as a Parliamentary Party in accordance with the Standing Orders. The Hon. Member also sought my guidance on a number of other matters.

In the letter, the Member sought my guidance on the implications of Article 36 of the Constitution (*on Freedom of Association*), Article 38 (*on Political Rights*) and Article 259 (*on*

*Construing of the Constitution*) as read together with the provisions of the Political Parties Act, 2011 and the Standing Orders of the House, with respect to privileges and rights of the Members of the Jubilee Party who are Members of this House.

He also requested that the Jubilee Party, which currently has twenty-eight (28) Members, be recognized as a Parliamentary Party with accruing rights, privileges and benefits enjoyed by parliamentary parties in keeping with the requirements of the Standing Orders.

**Honourable Members**, as you may further be aware, there has been uncertainty on the leadership of the Jubilee Party in light of several letters that I have received from Hon. Jeremiah Kioni, the Secretary-General of the Jubilee Party. In the letters, the Hon. Jeremiah Kioni has severally appointed a number of Members in this House to various leadership positions including the Member for Nakuru Town West Constituency, Hon. Samuel Arama, who he claimed to have been appointed as the Party Whip and Hon. Sarah Korere, the Member for Laikipia North Constituency as the Deputy Whip, outside the coalition framework.

**Honourable Members**, in light of the foregoing, you will agree with me that the issues raised by the myriad of letters are conflicting and indeed weighty. In this regard and without prejudice to the exercise of the right of the Minority Party entrenched under Standing Order 20A(4), I will now allow the House to make general comments on this matter so that Hon. Members may give their views on the issues therein, which I may consider in making my conveyance on the removal of the Deputy Whip of the Minority Party in the National Assembly.

I thank you!"

## 5. **PAPERS LAID**

The following Papers were laid on the Table of the House –

Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30th June 2022: -

- a) State Department for Development of the Arid and Semi-Arid Lands (ASALs);
- b) Kenya Off-Grid Solar Access Project for underserved counties (IDA CR. No.6135-KE) – Ministry of Energy and SNV Netherlands Development Organization;
- c) Roads 2000 Phase Two Project (AFD Credit No. CKE 101201B, Credit No. CKE 104601J and Credit No. CKE 1094011 M)– Kenya Rural Roads Authority;
- d) Green Zones Development Support Project Phase II (Credit No.P.KE-AAD-005)– Kenya Forest Service;
- e) Integrated Programme to Build Resilience to Climate Change and Adaptive Capacity of Vulnerable Communities in Kenya – National Environment Management Authority;
- f) Global Fund – to contribute to achieving vision 2030 through Universal Access to Comprehensive HIV Prevention, Treatment and Care (NFM 2) Program – KEN-H-TNT, GA 1547 — the National Treasury;
- g) Enable Youth Kenya Program (ADF Loan No.2100150038895) – State Department for Crop Development and Agricultural Research;

- h) Agricultural Sector Development Support Programme II (SIDA Grant No.51110109) – State Department for Crop Development and Agricultural Research;
- i) Support to the Technical and Vocational Education Training and Entrepreneurship (TVETE Project Phase III) (Loan No. 2100150042254) – State Department for Vocational and Technical Training;
- j) Support to Roads Sector Policy: 10<sup>th</sup> EDF Rural Roads Rehabilitation Project in Kenya (Agreement No.KE/FED/023/-571) – Kenya Rural Roads Authority;
- k) Eastern and Southern Africa Higher Education Centres of Excellence (ACE II) Project (Credit No.5798-KE) – State Department for University Education and Research;
- l) Coastal Region Water Security and Climate Resilience Project (IDA Credit No.5543-KE) – Ministry of Water, Sanitation and Irrigation;
- m) Water and Sanitation Development Project (IDA Credit No.6029/6030-KE) – Ministry of Water, Sanitation and Irrigation;
- n) Programme for Legal Empowerment and AID Delivery (Grant Number KE/FED/2018/397-591) – State Law Office and Department of Justice;
- o) Multinational Kenya-Tanzania Power Interconnection Project (Kenyan Component) (ADF Loan No.2100150032846) – Kenya Electricity Transmission Company Limited;
- p) Bagamoyo-Horohoro Lunga Lunga-Malindi Road Project (Phase I) ID No: PZI-DBO-129 - Kenya National Highways Authority;
- q) Kenya Informal Settlement Improvement Project No. P113542 Credit No.4873KE – State Department for Housing and Urban Development;
- r) Second Informal Settlements Improvement Project No. P167814 Credit No. 6759KE – State Department for Housing and Urban Development;
- s) Promotion of Youth Employment and Vocational Training in Kenya (TVET Phase 1) Project Loan Reference: BMZ No.2016 67 211 & BMZ No.2016 65 298 and Project Grant Reference No.1930 05 527 – State Department for Vocational Training and Technical Training;
- t) Secondary Education Quality Improvement Project (Credit No.61380-KE) – State Department for Early Learning and Basic Education;
- u) Kenya Development Response to Displacement Impacts Project (|KRDIP) IDA Credit No.6021-KE and Grant No.TFOA 7762-KE – State Department for Development of Arid and Semi-Arid Lands;
- v) Establishment of Kenya Advanced Institute of Science and Technology Project No KEN-4 – Ministry of Education – State Department for University Education and Research;
- w) Mombasa-Mariakani Highway Project (LOT I – Mombasa -Kwa Jomvu) – Kenya National Highways Authority;
- x) State Department for Industrialization;
- y) Independent Policing Oversight Authority; and
- z) Veterinary Services Development Fund.

*(The Leader of the Majority Party)*

**6. STATEMENTS**

- a) Statement by the Leader of the Majority Party (*Pursuant to Standing Order 44(2) (a)*);
- b) General Statement by the Member for Buuri, the Hon. Mugambi Rindikiri, MP regarding the participation of Kenya Parliament in the 13th Plenary Assembly of the Forum of Parliament of the Member States of the International Conference on the Great Lakes Region (FP-ICGLR) in Juba, the Republic of South Sudan (*Subject to Speaker's approval*).

**Deferred Statement**

- Response to Statement by the Hon. Cynthia Muge, MP (Nandi County) was deferred to Tuesday, April 18, 2023.

**7. MOTION – RATIFICATION OF THE AFRICAN UNION TREATY FOR THE ESTABLISHMENT OF THE AFRICAN MEDICINES AGENCY (AMA)**

**THAT**, this House **notes** the Reports of the Kenya Delegations to the 144<sup>th</sup> and 145<sup>th</sup> Assemblies of the Inter-Parliamentary Union and related Meetings, held in Nusa Dua, Indonesia from 20<sup>th</sup> to 24<sup>th</sup> March, 2022 and in Kigali, Rwanda from 11<sup>th</sup> to 15<sup>th</sup> October 2022, *laid on the Table of the House on Tuesday, 7<sup>th</sup> March 2023 and Thursday, 2<sup>nd</sup> March 2023, respectively.*

*(The Chairperson, Departmental Committee on Health)*

Question put and agreed to.

**8. MOTION –REPORTS OF THE 144TH & 145TH ASSEMBLIES OF THE INTER-PARLIAMENTARY UNION (IPU)**

**THAT**, this House **notes** the Reports of the Kenya Delegations to the 144<sup>th</sup> and 145<sup>th</sup> Assemblies of the Inter-Parliamentary Union and related Meetings, held in Nusa Dua, Indonesia from 20<sup>th</sup> to 24<sup>th</sup> March, 2022 and in Kigali, Rwanda from 11<sup>th</sup> to 15<sup>th</sup> October 2022, *laid on the Table of the House on Tuesday, 7<sup>th</sup> March 2023 and Thursday, 2<sup>nd</sup> March 2023, respectively.*

*(Member of the Kenya Delegations to the 144<sup>th</sup> & 145<sup>th</sup> Assemblies of the IPU)*

Question put and agreed to.

*(Change of Chair from the Hon. Speaker to the First Chairperson of Committees)*

**9. THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 37 OF 2022)**

*(The Chairperson, Procedure and House Rules Committee)*

First Reading

Bill read a First Time and committed to the relevant Departmental Committee pursuant to the Standing Orders.

10. **THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2022)**

(The Chairperson, Procedure and House Rules Committee)  
First Reading

Bill read a First Time and committed to the relevant Departmental Committee pursuant to the Standing Orders.

*(Change of Chair from the Hon. Speaker to First Chairperson of Committees)*

11. **SPECIAL MOTION - CONSIDERATION OF NOMINEE FOR APPOINTMENT AS CHAIRPERSON OF THE KENYA FISH MARKETING AUTHORITY**

Motion made and question proposed –

**THAT**, taking into consideration the findings of the Departmental Committee on Blue Economy, Water and Irrigation in its Report on the vetting of a nominee for the appointment as the Chairperson of the Kenya Fish Marketing Authority, *laid on the Table of the House on Wednesday, 12<sup>th</sup> April 2023* and pursuant to the provisions of section 201(1)(a) and (2) of the Fisheries Management and Development Act, 2016 and section 8(1) of the Public Appointments (Parliamentary Approval) Act, 2011, this House **approves** the appointment of **Hon. Martin Otieno Ogindo** as the Chairperson of the Kenya Fish Marketing Authority.

Debate arising;

*(Change of Chair from the First Chairperson of Committees to the Third Committees of Committees)*

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

12. **HOUSE ROSE** - at seven o'clock

**M E M O R A N D U M**

The Speaker will take the Chair  
on Tuesday, April 18, 2023 at 2.30pm

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