



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, AUGUST 03, 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: -

On the Annual General Meeting of the Commonwealth Parliamentary Association (CPA) Kenya Branch

“Honourable Members,

The Commonwealth Parliamentary Association (CPA) is an international organization that brings together parliamentarians from over 180 parliaments and legislatures of countries and territories within the Commonwealth community. The Association was established in 1911, making it one of the oldest and most significant parliamentary associations in the world.

The CPA's main objectives are to promote parliamentary democracy, provide a platform for parliamentarians and parliamentary staff to exchange ideas and best practices, and foster cooperation among member countries. The Association is committed to upholding the values of the Commonwealth, including democratic governance, respect for human rights, equality, and the rule of law.

Honourable Members, the CPA Constitution provides for the establishment of Branches and the Members of the Legislature in which a Branch is formed, are entitled to become Members of the Branch. In this regard, Membership is open to all Members of the National Assembly and the Senate on payment of the applicable subscription fees. The Affairs of each Branch are managed by an Executive Committee and the Parliament of Kenya is one such Branch.

Honourable Members, Members of Parliament who wish to become Members of the CPA are required to pay a subscription fee of Kshs. 4000/-, for life membership and Kshs. 1000/-, for annual membership, to the Branch payable before January each year. The fee is deducted from the Member's emoluments, upon acceptance, by completing a Membership form, which Members may pick at the Main Reception and return the completed forms to the office of the Clerk of the National Assembly **by 7.00 p.m. on Tuesday, 8th August 2023.**

Further, **Honourable Members,** in accordance with the Rules of the CPA-Kenya Branch, the Branch is required to hold the Annual General Meeting to among other things, hold elections of Members of the Executive Committee. For this purpose, the Joint Presidents, who are the two Speakers of the Houses of Parliament, have convened a meeting on **Thursday, 10th August 2023 at 10.00 a.m. in the National Assembly Chamber.**

The elected Members of the Executive Committee will have the responsibility of steering the Branch toward achieving the objectives of the Association. The Executive Committee Members will be elected based on their expertise and dedication to the principles of the Association. It is therefore essential, to elect individuals who can represent the interests of Kenya and contribute meaningfully to the CPA's collective efforts in promoting democracy, good governance, and respect for human rights.

Honourable Members, the available slots are twelve (12) to be shared on ratio of 3:5, between the Senate and the National Assembly. In this regard, five (5) Members will be drawn from the Senate and Seven (7) will be drawn from the National Assembly. Interested Members should be Members of the Association and only duly registered Members will be eligible to participate in the elections.

Honourable Members, I therefore, take this opportunity to bring this matter to your attention and invite interested Members to tender their applications for election to the Executive Committee through writing to the **Office of the Clerk by or before Tuesday, 8th August 2023**. I thank you."

5. PAPERS

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

- a) Business transacted by the East African Legislative Assembly (EALA) at the 4th Meeting of the 1st Session of the 5th Assembly from 11th - 23rd June, 2023 in Arusha, Tanzania –
 - (i) The Supplementary Budget of the East African Community for the Financial Year 2022/2023;
 - (ii) The East African Community Supplementary Appropriation Bill, 2023;
 - (iii) The East African Community Supplementary Appropriation Bill, (No.2) 2023;
 - (iv) The East African Community Appropriation Bill, 2023;
 - (v) Report of the Committee on General Purpose on the EAC Supplementary Appropriation (No.1) and (No.2) Bills;
 - (vi) Report of the Committee on General Purpose on the East African Community Budget Estimates for Revenue and Expenditure for FY 2023/2024;
 - (vii) Report of the Committee on Legal, Rules and Privileges on the oversight activity on implementation of the Protocols and Laws Governing EAC Institutions;
 - (viii) Report of the Committee on Communication, Trade and Investment on the oversight activity on Civil Aviation Safety and Security Oversight Agency;
 - (ix) Report of the Committee on Legal, Rules and Privileges on consideration of the proposal to amend Rule 80(6) of the Rules of Procedure of the East African Legislative Assembly;
 - (x) Report of the Committee on Accounts on the oversight activity to assess the programmes and performances of the East African Health Research Commission;
 - (xi) Report of the Committee on Regional Affairs and Conflict Resolution on the oversight activity to assess the progress made in the development of the EAC Refugee Management Policy;
 - (xii) A Resolution of the Assembly urging the Council of Ministers and the partner States to enhance the effective participation of Women and Youth in Business and to equip them to take advantage of the opportunities under the AfCFTA;
 - (xiii) A Resolution of the Assembly to reinstate the pending Bills of the 4th Assembly into the 5th Assembly;

- (xiv) A Resolution of the Assembly recommending to the Council of Ministers and Partner States to use Local Currencies in all transactions in the East African Community region to boost trade;
 - (xv) A Resolution of the Assembly to support the East African Pamoja Bid to host the 2027 African Cup of Nations in the East African Community Region;
 - (xvi) A Resolution of the Assembly urging the Council of Ministers and the Partner States to fast-track the implementation of the 2014 Malabo Declaration on Accelerated Agriculture Growth and Transformation for Shared Prosperity and Improved Livelihoods; and
 - (xvii) A Resolution of the Assembly condemning the attack by the Allied Democratic Forces (ADF) on Lhubirira Secondary School, Kasese District, in the Republic of Uganda and in the Town of Kasindi in North Kivu.
- b) Report of the National Constituencies Development Fund Board (NG-CDF) for the Fourth Quarter of Financial Year 2022/2023.
(Hon. Naomi Waqo – Deputy Majority Party Whip)
- c) Report of the Departmental Committee on Health on its consideration of the Cancer Prevention and Control (Amendment) (No.2) Bill (National Assembly Bill No. 45 of 2022)
(Chairperson, Departmental Committee on Health)
- d) Report of the Departmental Committee on Agriculture and Livestock on its consideration of the Food and Feed Safety Control Co-ordination (National Assembly Bill No. 21 of 2023).
- e) Report of the Departmental Committee on Report of the Departmental Committee on Agriculture and Livestock on the Attendance to the 171st Session of the Food and Agriculture Organization (FAO) Council held from 5th To 9th December 2022 in Rome, Italy.
(Chairperson, Departmental Committee on Agriculture & Livestock)
- f) Schedule of Budget Ceilings for Constituencies for the Financial Year 2023/2024
(Chairperson, Select Committee on National Government Constituencies Development Fund)

6. NOTICES OF MOTION

The following Notice of Motion was given by the Member for Kericho County (Hon. Beatrice Kemei) –

On Provision of appropriate access to markets in the Country

THAT, aware that, the Kenya Roads Act, 2007 mandates the various road authorities to, among other functions, control roads and road reserves, and access to roadside developments; **further aware that,** market centres are ordinarily constructed along road developments across the country; **noting that,** due to improper planning, some of the marketplaces have no access roads leading buyers and traders to encroach on the roads and road reserves; **further noting that,** there have been instances of accidents leading to multiple deaths due to this unregulated use of road development; **appreciating that,** proper access roads to market places would ease access by buyers and thereby avert accidents due to the converging of traders and buyers on roadsides, thus enhancing road safety and service delivery while providing opportunities for economic engagement for the traders; now therefore, this House **resolves** that the Government,

through the Ministry of Roads & Transport, develops a framework to ensure that where market centres exist along road developments, appropriate access is provided including service lanes and access roads.

7. NOTICE OF MOTION – ADJOURNMENT OF THE HOUSE TO DISCUSS A DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE REGARDING THE SECURITY SITUATION IN TURKANA EAST CONSTITUENCY AND THE NORTHERN RIFT REGION

Rising in his place pursuant to provisions of Standing Order 33, the Member for Turkana East (Hon. Nicholas Ngikor) sought leave to move the adjournment of the House for purposes of discussing a definite matter of urgent national importance regarding the security situation in Turkana East Constituency and the Northern Rift Region.

And there being not less than twenty other Members rising in their places in support of the adjournment Motion;

Thereupon the Speaker directed that the House adjourn at 5.30p.m. during the same sitting to discuss the matter.

8. STATEMENT PURSUANT TO STANDING ORDER 44(2)(c)

The following Statements were sought –

- a) the Member for Likoni (Hon. Mishi Mboko) requested for a Statement from the Chairperson of the Departmental Committee on Transport & Infrastructure regarding management of Likoni and Mtongwe Ferry Services; and
- b) the Member for South Mugirango (Hon. Sylvanus Osoro) requested for a Statement from the Chairperson, Departmental Committee on Finance & National Planning on the effect of Stay of Application of EAC CET rates on revenue collection for 2022-2023.

9. STATEMENT PURSUANT TO STANDING ORDER 259D(2)(b)

Pursuant to the provisions of Standing Order 259D(2)(a), the Member for Kesses (Hon. Julius Rutto) reported to the House the demise of the former Member for Eldoret South Constituency, Hon. (Dr.) Joseph Kiptiony arap Misoi. *[Tributes of the House recorded]*

10. RESPONSE TO STATEMENT PURSUANT TO STANDING ORDER 44(2)(c)

Pursuant to the provisions of Standing Order 44(2)(c), the Leader of the Majority Party issued a response to a Statement regarding activities of a foreign data collecting company, “World Coin”.

- *The Speaker directed that the Cabinet Secretary for Ministry of Interior & National Coordination and the Cabinet Secretary for Ministry of Information, Communications & the Digital Economy appear on Wednesday, 9th August 2023 to respond to the matters on the floor of the House.*

11. STATEMENT PURSUANT TO STANDING ORDER 44(2)(c)

Pursuant to the provisions of Standing Order 44(2)(a), the Majority Party Whip issued a Statement regarding the business of the House for the week commencing Tuesday, August 08, 2023.

12. MOTION – INQUIRY INTO THE MAIZE FLOUR SUBSIDY PROGRAMME FOR THE

FINANCIAL YEAR 2022/2023

Motion made and Question Proposed;

THAT, this House **adopts** the Report of the Departmental Committee on Agriculture and Livestock on its inquiry into the Maize flour subsidy Programme for the Financial Year 2022/23, *laid on the Table of the House on Wednesday, 7th June, 2023.*

(Chairperson, Departmental Committee on Agriculture & Livestock)

(Change of Chair from Honourable Speaker to the Second Chairperson of Committees)

Debate arising;

Rising in her place on a Point of Order pursuant to Standing Order 95, the Member for Elgeyo Marakwet (Hon. Caroline Ng'elechei) claimed to move 'That, the Mover be called upon to reply,' And the Chair acceding to the claim;

Question put and agreed to.

Mover to reply.

13. ADJOURNMENT MOTION ON A MATTER OF URGENT NATIONAL IMPORTANCE REGARDING INSECURITY IN TURKANA EAST CONSTITUENCY AND THE LARGER NORTH RIFT REGION

Motion made –

THAT, this House do now adjourn to discuss a definite matter of national importance regarding the security situation in Turkana East Constituency and the Northern Rift Region.

(Hon. Nicholas Ngikor)

Debate arising;

(Change of Chair from Second Chairperson of Committees to Fifth Chairperson of Committees)

And the time being twelve minutes past seven O'clock, the Fifth Chairperson adjourned the House without Question put pursuant to the Standing Orders.

14. HOUSE ROSE - at twelve minutes past seven O'clock

MEMORANDUM

The Speaker will take the Chair on,
Tuesday, August 08, 2023 at 2.30 p.m.

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