



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**TUESDAY, APRIL 30, 2024 AT 2.30 P.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 – RESOLUTION TO HOLD A THURSDAY MORNING SITTING**  
(The Leader of the Majority Party)

**THAT**, pursuant to the provisions of Standing Order 30(3)(c), this House resolves to hold a **Morning** Sitting on **Thursday, 2<sup>nd</sup> May 2024**, commencing at 9.30 am for purposes of considering priority Business ahead of the long recess.

- 9\*. **MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON CONSIDERATION OF SENATE AMENDMENTS TO THE WATER (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 33 OF 2023)**  
(The Leader of the Majority Party)

**THAT**, this House do agree with the Report of the Committee of the Whole House on its consideration of the **Senate Amendments** to the Water (Amendment) Bill (National Assembly Bill No. 33 of 2023).

*(Question to be put)*

10\*. MOTION: 025/2023 – PROVIDING A SAFETY NET FOR CAREGIVERS OF PERSONS WITH SEVERE DISABILITIES

(The Hon. Dorothy Ikiara, M.P.)

**THAT**, aware that, Article 21(3) of the Constitution provides that all State Organs have the duty to address the needs of vulnerable groups within the society; further aware that the persons with severe disabilities cash transfer programme (PWSD-CT) is one of the four cash transfer programmes implemented by the government as part of the overall social protection interventions; noting that caregivers undertaking the immense responsibility of providing daily care and assistance to persons with severe disabilities (PWSD) are oftentimes the immediate family members of the PWSD; concerned that, this causes a disproportionate burden on these families as persons who would otherwise be engaged in gainful employment or other activities to provide for the families are limited by these immense responsibilities; further concerned that, this loss of income opportunities and resources exacerbates the challenges faced by these families; cognizant that, the government ought to take action to recognize the invaluable contributions of caregivers and support them in caring for individuals with severe disabilities; now therefore, this House **resolves** that the Government, through the Ministry of Labour & Social Protection, recognizes primary caregivers of persons with severe disabilities (PWSD) as a distinct category requiring social protection and support, and further, develops and implements a cash transfer programme for these primary caregivers.

*(Question to be put)*

11\*. MOTION: 041/2023 – ESTABLISHMENT OF A PRIORITY BOARDING PROTOCOL FOR KENYA DEFENCE FORCES AND KENYA SPECIAL FORCES PERSONNEL ON LOCAL AIRLINES

(The Hon. (Capt.) Ruweida Obo, M.P.)

**THAT**, aware that, Article 239 provides for the National Security Organs, including the Kenya Defence Forces; further aware that, the Kenya Defence and Kenya Special Forces play an indispensable role in promoting and safeguarding national security in accordance with the Constitution; recognizing that, members of the Forces face life-threatening risks as they carry out their duties to protect our citizens, particularly in high-risk and volatile areas; noting that there is currently no token of appreciation for the remarkable dedication, service and sacrifices made by the Kenya Defence and Special Forces; acknowledging that it is important to accord special privileges and honours to our military and veteran personnel, akin to the practice observed in other countries including being allowed to access services like banking hall and boarding of flights ahead of the general public; further acknowledging that this practice would not only instill a sense of pride among the Kenya Defence and Kenya Special Forces personnel, but also enhance their morale and motivation, thereby boosting their performance and commitment to our national security; cognizant of the fact that there exists no national policy or framework to facilitate the implementation of such a practice; **now therefore, this House urges**

...../11\*(Cont'd)

that the National Government, through the Ministry of Roads and Transport, encourages local airlines to establish a priority boarding protocol for the Kenya Defence and Kenya Special Forces personnel which grants them the privilege to board local aircrafts before the general public.

*(Question to be put)*

**12\*. COMMITTEE OF THE WHOLE HOUSE**

- (i) The County Licensing (Uniform Procedures) Bill (Senate Bill No. 9 of 2022)  
(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)
- (ii) The Independent Electoral and Boundaries Commission (Amendment) Bill (National Assembly Bill No. 10 of 2024)  
(The Leader of the Majority Party and the Leader of the Minority Party)

**13\*. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 67 OF 2023)**

(The Leader of the Majority Party)

Second Reading

*(Resumption of debate interrupted on Thursday, April 25, 2024)*

**14\*. THE LAND LAWS (AMENDMENT) (No. 2) BILL (NATIONAL ASSEMBLY BILL NO. 76 OF 2023)**

(The Leader of the Majority Party)

Second Reading

**15\*. MOTION— REPORTS OF THE AUDITOR-GENERAL ON THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR NINE CONSTITUENCIES IN BUNGOMA COUNTY**

(The Chairperson, Decentralized Funds Accounts Committee)

**THAT**, this House **adopts** the Report of the Decentralized Funds Accounts Committee on its consideration of the Reports of the Auditor-General on the Financial Statements for the National Government Constituencies Development Fund for nine Constituencies in Bungoma County for Financial Years 2013/2014, 2014/2015 and 2015/2016, *laid on the Table of the House on Thursday, 7<sup>th</sup> March 2024.*

**16\*. MOTION – REPORTS OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS OF SPECIFIED STATE CORPORATIONS**

(The Chairperson, Public Investments Committee on Social Services, Administration and Agriculture)

**THAT**, this House **adopts** the Second Report of the Public Investments Committee on Social Services, Administration and Agriculture on its consideration of the Reports of the Auditor-General on the Financial Statements of the Kenya Medical Training College for Financial Years 2017/2018 to 2020/2021; the Kenyatta University Teaching Referral and Research Hospital for Financial Years 2019/2020; the Kenya Medical Research Institute for Financial Years 2012/2013 and 2013/2014; the Kenya Medical Laboratory Technicians and Technologists Board for Financial Years 2014/2015 to 2020/2021; and the Kenya Medical Practitioners and Dentists Council for Financial Years 2017/2018 to 2020/2021, *laid on the Table of the House on Thursday, 22<sup>nd</sup> February 2024.*

**17\*. MOTION – PUBLIC PETITION ON FUNDS SPENT CONTRARY TO THE PROVISIONS OF ARTICLE 223 OF THE CONSTITUTION**

(The Chairperson, Public Petitions Committee)

**THAT**, this House **adopts** the Report of the Public Petitions Committee on its consideration of Public Petition No. 4 of 2022 regarding Funds Spent by the National Government Contrary to the Provisions of Article 223 of the Constitution, *laid on the Table of the House on Tuesday, 12<sup>th</sup> March 2024.*

**18\*. MOTION – ENHANCING REPORTING OF PARLIAMENTARY BUSINESS ON ONLINE PLATFORMS**

(The Chairperson, Committee on Parliamentary Broadcasting and Library)

**THAT**, this House **adopts** the Report of the Select Committee on Parliamentary Broadcasting and Library on Enhancing Reporting of Parliamentary Business on Online Platforms, *laid on the Table of the House on Wednesday, 4<sup>th</sup> October 2023.*

**19\*. MOTION – INSPECTION VISIT TO SEMI-AUTONOMOUS INSTITUTIONS OF THE EAST AFRICAN COMMUNITY IN UGANDA**

(The Chairperson, Committee on Regional Integration)

**THAT**, this House **adopts** the Report of the Committee on Regional Integration on its consideration of the Inspection Visit to the Semi-autonomous Institutions of the East African Community in Uganda, *laid on the Table of the House on Wednesday, 29<sup>th</sup> November 2023.*

**20\*. MOTION – IMPLEMENTATION STATUS OF REPORTS ON PETITIONS AND RESOLUTIONS PASSED BY THE HOUSE**

(The Chairperson, Committee on Implementation)

**THAT**, this House **adopts** the Report of the Select Committee on Implementation on its consideration of the First Report on Implementation Status of Reports on Petitions and Resolutions passed by the House, *laid on the Table of the House on Thursday, 26<sup>th</sup> October 2023.*

**21\*. MOTION – ALLEGED UNFAIR TRADE PRACTICES BY FOREIGN INVESTORS IN KENYA**

(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)

**THAT**, this House **adopts** the Report of the Departmental Committee on Trade, Industry and Cooperatives on the Inquiry into Alleged Unfair Trade Practices by Foreign Investors in Kenya, *laid on the Table of the House on Thursday, 7<sup>th</sup> March 2024.*

**22\*. MOTION – INQUIRY INTO THE MAIZE FLOUR SUBSIDY PROGRAMME FOR THE FINANCIAL YEAR 2022/2023**

(The Chairperson, Departmental Committee on Agriculture and Livestock)

**THAT**, this House **adopts** the Second Report of the Departmental Committee on Agriculture and Livestock on the inquiry into the maize flour subsidy programme for the Financial Year 2022/2023, *laid on the Table of the House on Tuesday, 27<sup>th</sup> February 2024.*

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

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**NOTICES**

**I. THE COUNTY LICENSING (UNIFORM PROCEDURES) BILL (SENATE BILL NO. 9 OF 2022)**

Notice is given that the Chairperson of the Departmental Committee on Trade, Industry and Cooperatives intends to move the following amendments to the County Licensing (Uniform Procedure) Bill, 2022 at the Committee Stage—

**CLAUSE 2**

**THAT**, Clause 2 of the Bill be amended—

- (a) in the definition of “Cabinet Secretary” by deleting the word “licensing” and substituting therefor the word “trade”;
- (b) by deleting the definition of “County Executive Committee Member”; and
- (c) by deleting the definition of “licensing authority” and substituting therefor the following new definition—
- (d) “licensing authority” means a County Licensing Board established by a county government under section 7.

**CLAUSE 4**

**THAT**, Clause 4 of the Bill be amended—

- (a) by renumbering the existing provision as sub clause (1); and
- (b) by inserting the following new sub-clause immediately after sub-clause (1) —
  - “(2) A licensing authority shall, in considering an application for a licence to carry out business which is ordinarily regulated by a professional body, undertake due diligence to ascertain whether the applicant is duly qualified and licensed to undertake such business.”

**CLAUSE 5**

**THAT**, Clause 5 of the Bill be amended by inserting the words “including making specific provisions to ease the application process for persons with disabilities” immediately after the word “licence” appearing in paragraph (a).

**CLAUSE 6**

**THAT**, Clause 6 of the Bill be amended—

- (a) in paragraph (a) by inserting the word “distributors” immediately after the word “suppliers”;
- (b) by deleting paragraph “(c)” and substituting therefor the following new paragraph —

“(c) consult the relevant government entity responsible for standards in order to ensure that quality of goods produced and services delivered are of high standard”;

(c) by inserting the following new paragraph immediately after paragraph (f)—

“(g) ensure that it does not prejudice national economic policies, economic activities across county boundaries or the national mobility of goods, services, capital or labour in line with Article 209(5) of the Constitution.”

### CLAUSE 7

**THAT**, Clause 7 of the Bill be amended—

(a) by inserting following new sub clauses immediately after sub-clause (1)—

“(1A) Each county government shall establish a board to be known as the County Licensing Board to perform the function of granting, amending, renewing, restoring and replacing of licences under subsection (1).

(1B) A County Licensing Board established under this section shall comprise—

- (a) the Director for the time being responsible for matters relating to revenue in the county government, who shall be the Chairperson;
- (b) the Director for the time being responsible for matters relating to trade in the county government;
- (c) the Deputy County Commissioner in charge of the specific subcounty where the licence is to be issued;
- (d) a representative of persons with disabilities who shall be nominated by the National Council for Persons with Disabilities from among persons with disabilities trading within the county; and
- (e) a subcounty administrator responsible for the specific county where the licence is to be issued.

(1C) The Cabinet Secretary shall make regulations to give effect to the provisions of this section including—

- (a) the conduct and regulation of the business and affairs of the County Licensing Board;
- (b) the appointment of persons under subsection (3)(c) and (e) on a rotational and need basis depending on the subcounty where a licence is to be issued;
- (c) the appointment of the persons appointed under subsection (3)(d);
- (d) remuneration of Board Members;
- (e) staff of the Board.

- (b) by inserting following new sub-clauses immediately after sub-clause (2)—
- “(2A) The mechanisms referred to under subsection (2) and the platforms to facilitate electronic application of a licence shall be designed while taking into account the needs of persons with disabilities.”

### **CLAUSE 9**

**THAT**, Clause 9 of the Bill be amended by deleting sub clause (2) and substituting therefor the following new sub-clauses—

“(2) A notice under subsection (1) shall be made within three days of receipt of the application and shall specify the person to whom such information shall be submitted.”

“(2A) An applicant shall be granted a period of seven days to furnish the information requested in the notice specified under subsection (1).”

### **CLAUSE 10**

**THAT**, Clause 10 of the Bill be amended in sub clause (1) by inserting the words “and timely” immediately after the words “provide sufficient” appearing in paragraph(c).

### **CLAUSE 11**

**THAT**, Clause 11 of the Bill be amended by deleting sub-clause (1) and substituting therefor the following new sub-clause —

“(1) A licensing authority shall, where the respective legislation requires an application to be advertised, publish a notice of the application in at least three of the following platforms—

- (a) one daily newspaper of wide circulation within the county;
- (b) in one local radio station;
- (c) a designated public notice board at the county, ward and village levels;
- (d) official website or social media platform.

### **CLAUSE 14**

**THAT**, Clause 14 of the Bill be amended in paragraph (a) by deleting the word “unconditionally”.

### **CLAUSE 15**

**THAT**, Clause 15 of the Bill be amended in sub clause (1) by inserting the words “in writing” immediately after the words “inform the applicant”.



**CLAUSE 17**

**THAT**, Clause 17 of the Bill be amended —

(a) in sub clause (2) by deleting the words “and for the period stipulated in the licence “appearing immediately after the words “date of licence it renews”

(b) by inserting the following new sub clause immediately after subclause (2)—

“(2A) A licence shall be valid for the period stipulated in the licence:

Provided that a licence issued to a business intending to operate for one year or more shall be valid for one year from the date of issue”

**CLAUSE 19**

**THAT**, the Bill be amended by deleting Clause 19.

**CLAUSE 20**

**THAT**, Clause 20 of the Bill be amended—

(a) in sub clause (1) by inserting the following new paragraphs immediately after paragraph (c) —

“(d) obtains a licence fraudulently;

(e) operates a different business from that which it is licenced to operate”;

(b) by inserting the following new-sub clauses immediately after sub clause (1)—

“(2) A licensing authority shall issue a fourteen (14) days’ notice to a licensee before cancelling a licence under subsection (1)(a), (b), (d) and (e).

(3) Each county government shall establish a committee to undertake the review of a decision to cancel a licence.

“(4) The committee established under subsection (2) shall comprise—  
the County Executive Committee Member for the time being responsible for matters finance;

(a) the County Executive Committee Member for the time being responsible for trade;

(b) two representatives from the Chamber of Commerce;

(c) the County Commissioner; and

(d) the County Attorney.

**CLAUSE 24**

**THAT**, Clause 24 of the Bill be amended —

(a) in sub-clause (2) by inserting the following words immediately after the words “respective county” —

“taking into consideration the following factors—

- a) nature and scope of the licensed activity;
- b) economic considerations;
- c) administrative and regulatory costs;
- d) public interest, and resource utilization; and
- e) special interest groups.

(b) by inserting the following new sub-clause immediately after sub-clause (2)

—

(2A) Pursuant to Article 209(5) of the Constitution, the Council of Governors shall establish strategies and guidelines for —

- (a) harmonisation of licensing regulations, procedures, requirements and fee structures to ensure freedom of transit of goods and provision of services across various counties;
- (b) the progressive development of systems, including inter-county integrated digital platforms, to facilitate exchange of information, coordination and implement harmonised licensing to facilitate transit of goods and provision of services across various counties.

(c) in sub-clause (4) by deleting paragraph (b).

**CLAUSE 29**

**THAT**, Clause 29 of the Bill be amended—

- (a) in sub clause (1) by deleting the word “may” and substituting therefor the word “shall”; and
- (b) in sub clause (2) by deleting the word “may” and substituting therefor the word “shall”.

**II. THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 10 OF 2024)**

1) Notice is given that the Chairperson of the Departmental Committee on Justice and Legal Affairs intends to move the following amendments to the Independent Electoral and Boundaries Commission (Amendment) Bill, 2024 at the Committee Stage—

**CLAUSE 2**

**THAT**, Clause 2 of the Bill be amended by inserting the following new paragraph immediately after paragraph (e)—

“(f) by inserting the following new definition in proper alphabetical sequence—

“parliamentary party” means a party or coalition of parties consisting of not less than five percent of the membership of the National Assembly;

**CLAUSE 5**

**THAT**, Clause 5 of the Bill be amended by deleting the proposed new subsection (4) and substituting therefor the following subsection—

“(4) The secretary shall hold office for a single term of six years and shall not be eligible for re-appointment.”

**CLAUSE 6**

**THAT**, the Bill be amended by deleting Clause 6 and substituting therefor the following new Clause—

Insertion of a new s. 24A in Cap. 7C.

**6.** The principal Act is amended by inserting the following new section immediately after section 24—

Review of conduct of general election.

**24A.**(1) The Commission shall, after every general election, review its operations and make the necessary changes required to make its operations more efficient, effective, transparent and accountable.

(2) The review shall be completed within eighteen months after every general election and the Commission shall publish the report in the Gazette and submit the report to Parliament.

**CLAUSE 7**

**THAT**, the Bill be amended by deleting Clause 7 and substituting therefor the following new Clause—

Insertion of a new  
PART IIIA in  
Cap. 7C.

**8.** The principal Act is amended by inserting the following new Part immediately after section 24—

**PART IIIA—DELIMITATION OF ELECTORAL  
UNITS**

Procedure for  
delimitation of  
electoral  
boundaries.

**24B.** (1) The Commission shall discharge its mandate of the delimitation of boundaries of constituencies and wards in accordance with the Constitution, this Act and any other law.

(2) Subject to the Constitution, matters to be addressed in the delimitation of electoral boundaries are—

- (a) review of the names and boundaries of constituencies;
- (b) review of the number, names and boundaries of wards;
- (c) re-distribution of wards affected by any changes in the boundaries of constituencies; and
- (d) ensuring that the number of inhabitants in each constituency and ward is as nearly as possible, equal to the population quota as provided for by Article 89(5) of the Constitution and that such a process—
  - (i) allows for variation of margin of not more than the limits provided under Article 89(6) of the Constitution in relation to cities, sparsely populated areas and other areas;
  - (ii) takes into account the provisions of Article 89(7)(b) of the Constitution that provides for the progressive realization of the requirement that the number of inhabitants in each constituency and ward to be as nearly as possible, equal to the population quota for the purposes of the each review;
  - (iii) is subject to the use of enumerated national census figures.

(3) The Commission shall prepare and publish a preliminary report outlining—

- (a) the proposed delimitation of boundaries for constituencies and wards; and
- (b) the specific geographical demographical details relating to such delimitation; and

(4) The Commission shall ensure that the preliminary report is made available to the public for a period of thirty days and invite representations from the public on the proposals contained in the report during that period.

(5) Upon the expiry of the period provided in subsection (4), the Commission shall, within fourteen days, review the proposed delimitation of boundaries considering the views received and submit the revised preliminary report to the Parliamentary Committee.

(6) The Parliamentary Committee shall, within fourteen days of receipt of the revised preliminary report, table the report in the National Assembly together with its recommendations.

(7) The National Assembly shall, within fourteen days of the tabling of the revised preliminary report, consider the report and forward its recommendations to the Commission.

(8) Within fourteen days of the expiry of the period provided for in subsection (7), the Commission shall upon receipt and considerations of the National Assembly and representations from the public, prepare the final report for publication in the Gazette.

(9) Where the National Assembly fails to make recommendations within the period specified in subsection (7), the Commission shall publish its report in accordance with subsection (8).

(10) A person who, being responsible for the publication in the Gazette of the final report submitted under this subsection fails to publish the report within the time required by the Commission after the report has been submitted to that person, commits an offence and is liable to imprisonment for a term of one year.

(11) Notwithstanding any other written law, where the final report is not published in accordance with the provisions of subsection (9) the Commission shall, within seven days of the submission of the said report, cause the report to be published in at least two dailies of national circulation and such publication shall have effect as if it were done in the Gazette.

(12) Subject to this section, the provisions set out in the Fifth Schedule shall apply during the process of delimitation of electoral units.

### **NEW CLAUSE 7**

**THAT**, the Bill be amended by inserting the following new Clause immediately after Clause 7—

Repeal of section  
36 of Cap, 7C.

**7A.** The principal Act is amended by repealing section 36.

### **CLAUSE 8**

**THAT**, Clause 8 of the Bill be amended in paragraph (a)—

- (a) by renumbering subparagraph (i) as subparagraph (ii);
- (b) by renumbering subparagraph (ii) as subparagraph (iii);
- (c) by renumbering subparagraph (iii) as subparagraph (iv);
- (d) by inserting the following new subparagraph immediately before subparagraph (ii)—
  - (i) by deleting the word “seven” appearing immediately after the words “consisting of” appearing in sub-paragraph (1) and substituting therefor the word “nine”;
- (e) by inserting the following new subparagraph immediately after subparagraph (iv)—
  - (v) by inserting the following new subparagraph immediately after subparagraph (6)—

“(7) The Parliamentary Service Commission shall provide for and meet the expenditure of the selection panel.”

**CLAUSE 11**

**THAT**, the Bill be amended by deleting Clause 11 and substituting therefor the following new Clause—

Saving and  
transition.

**11.** Upon the commencement of this Act—

- (a) the selection panel existing immediately before the commencement of this Act shall stand dissolved but—
  - (i) the members of that panel may be nominated to serve in any subsequent panel; and
  - (ii) nothing done by that panel for purposes of executing its functions shall, if done in good faith, render any member of that panel personally liable for any action, claim or demand
- (b) The respective nominating bodies under paragraph 1(2)(b), (c), (d) and (e) of the First Schedule to the principal Act shall within fourteen days from the date of commencement of this Act submit the names of their nominees to the Parliamentary Service Commission for transmission to the President for appointment to the selection panel under the Act;
- (c) the President shall, within seven days of receipt of the names of the nominees under paragraph 1(2) of the First Schedule to the principal Act from the Parliamentary Service Commission, appoint a selection panel for the purpose of appointment of the chairperson and members of the Commission; and
- (d) a person holding the office of the secretary of the Independent Electoral and Boundaries Commission shall continue in office for the remainder of the unexpired period of their term.

2) Notice is given that the Member for Kinangop (Hon. Zachary Thuku) intends to move the following amendments to the Independent Electoral and Boundaries Commission (Amendment) Bill, 2024 at the Committee Stage—

**CLAUSE 3**

**THAT**, the Bill be amended by deleting Clause 3 and substituting therefor the following new Clause—

Amendment of section 6 of Cap. 7C.

**3.** The principal Act is amended by deleting section 6 and substituting the following new section—

Qualification for appointment as chairperson or member of the Commission.

**6.** A person is qualified for appointment as a chairperson or member of the Commission if the person—

- (a) holds a degree from a recognized university;
- (b) has proven relevant experience in any of the following fields—
  - (i) electoral matters;
  - (ii) management;
  - (iii) finance;
  - (iv) governance;
  - (v) public administration;
  - (vi) law;
  - (vii) information and communication technology; and
  - (viii) accounting.
- (c) meets the requirements of Chapter Six of the Constitution.

**CLAUSE 5**

**THAT**, Clause 5 of the Bill be amended by deleting the proposed new subsection (4) and substituting therefor the following new subsection—

(4) The secretary shall hold office for a term of six years and shall not be eligible for re-appointment.



**CLAUSE 6**

**THAT**, the Bill be amended by deleting Clause 6 and substituting therefore the following new Clause—

Insertion of  
new section  
24A in Cap. 7.

**6.** The principal Act is amended inserting the following new section immediately after section 24—

Review of  
conduct of  
general election.

**24A.** (1) The Commission shall appoint an independent committee to review the operations of the Commission after a general election.

(2) The independent committee under subsection (1) shall consist of—

(a) two persons nominated by the Parliamentary Service Commission representing the majority party or coalition of parties and minority party or coalition of parties;

(b) three persons nominated by the Political Parties Liaison Committee of whom—

(i) one shall be from a party other than a parliamentary party or coalition of parties;

(ii) one shall be from a parliamentary party of coalition of parties forming the national government;

(iii) one shall be from a parliamentary party or coalition of parties not forming the national government;

(c) two persons nominated by the Association of Professional Societies in East Africa;

(d) two persons nominated by the Inter-Religious Council of Kenya.

(3) A person is qualified for appointment as a member of the independent committee under subsection (1) if the person—

- (a) is a citizen of Kenya;
- (b) holds a degree from a university recognized in Kenya; and
- (c) meets the requirements of Chapter Six of the Constitution.

(4) The respective nominating bodies under subsection (2) shall, within three months after a general election, submit the names of their nominees to Commission for appointment.

(5) The review shall be completed within one year after a general election and the independent committee shall submit the report to the Commission.

(6) The Commission shall, within seven days of receipt of the report, publish the report in the *Gazette* and submit the report to Parliament.

(7) The Commission shall provide the secretariat services and facilities required by the independent committee in the performance of its functions.

**CLAUSE 8**

**THAT**, the Bill be amended by deleting Clause 8 and substituting therefor the following new Clause—

Amendment of  
the First  
Schedule in  
Cap. 7C..

**8.** The First Schedule to the Principal Act is amended—

- (a) in paragraph 1—

- (i) by deleting the word “seven” appearing immediately after the words “consisting of” appearing in sub-paragraph (1) and substituting therefor the word “nine”;
- (ii) by deleting sub-paragraph (2) and substituting therefor the following new sub-paragraph—
  - (2) The selection panel shall consist of—
    - (a) two persons nominated by the Parliamentary Service Commission representing the majority party or coalition of parties and minority party or coalition of parties;
    - (b) three parties nominated by Political Parties Liaison Committee of whom—
      - (i) one shall be from a party other than a parliamentary party or coalition of parties;
      - (ii) one shall be from a parliamentary party of coalition of parties forming the national government;
      - (iii) one shall be from a parliamentary party or coalition of parties not forming the national government;
    - (c) two persons nominated by the Association of Professional Societies in East Africa;
    - (d) two persons nominated by the Inter-Religious Council of Kenya.
- (iii) inserting the following new sub-paragraphs immediately after sub-paragraph (2A)—

(2B) The respective nominating bodies shall select the nominees for appointment through a competitive and transparent process.

(2B) In nominating the persons under paragraph (2), the respective nominating bodies shall ensure that not more than two-thirds of the nominees are of the same gender.

- (iv) in sub-paragraph (3), by deleting the words “sub-paragraphs (2)(b) and (c)” and substituting therefor the words “sub-paragraphs (2)(b), (c) and (d)”;
- (b) by deleting paragraph 6 and substituting therefor the following new paragraph—

6. Dissolution of selection panel

(1) The selection panel shall finalize the recruitment exercise within ninety days of its appointment and forward the names of the nominees to the President and shall thereafter stand dissolved.



## **LIMITATION OF DEBATE**

The House resolved on Wednesday, February 14, 2024 as follows—

### **Limitation of Debate on Motions**

- III.** THAT, each speech in a debate on any **Motion, including a Special motion** shall be limited as follows: 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.

### **Limitation of Debate on Bills sponsored by Parties or Committees**

- IV.** 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** shall 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 shall 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.

### **Limitation of Debate on Audit Committee Reports**

- V.** 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.

### **Limitation of Debate on Other Committee Reports**

- VI.** 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.



# **NOTICE PAPER I**

## **Tentative business for**

**Thursday, (Morning) May 02, 2024**

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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 Thursday, (Morning) May 02, 2024 –

*(Subject to approval of a Resolution to hold a Thursday Morning Sitting)*

### **A. COMMITTEE OF THE WHOLE HOUSE**

- (i) The County Licensing (Uniform Procedures) Bill (Senate Bill No. 9 of 2022)  
(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)
- (ii) The Independent Electoral and Boundaries Commission (Amendment) Bill (National Assembly Bill No. 10 of 2024)  
(The Leader of the Majority Party and the Leader of the Minority Party)

*(If not concluded on Tuesday, April 30, 2024)*

### **B. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 67 OF 2023)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Tuesday, April 30, 2024)*

### **C. THE LAND LAWS (AMENDMENT) (No. 2) BILL (NATIONAL ASSEMBLY BILL NO. 76 OF 2023)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Tuesday, April 30, 2024)*

### **D. MOTION – REPORTS OF THE AUDITOR-GENERAL ON THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR NINE CONSTITUENCIES IN BUNGOMA COUNTY**

(The Chairperson, Decentralized Funds Accounts Committee)

*(If not concluded on Tuesday, April 30, 2024)*

### **E. MOTION – REPORTS OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS OF SPECIFIED STATE CORPORATIONS**

(The Chairperson, Public Investments Committee on Social Services, Administration and Agriculture)

*(If not concluded on Tuesday, April 30, 2024)*

**F. MOTION – PUBLIC PETITION ON FUNDS SPENT CONTRARY TO THE PROVISIONS OF ARTICLE 223 OF THE CONSTITUTION**

(The Chairperson, Public Petitions Committee)

*(If not concluded on Tuesday, April 30, 2024)*

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# **NOTICE PAPER II**

## **Tentative business for**

**Thursday, (Afternoon) May 02, 2024**

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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 Thursday, (Morning) May 02, 2024 –

**A. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 67 OF 2023)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Thursday, May 02, 2024 – Morning Sitting)*

**B. THE LAND LAWS (AMENDMENT) (No. 2) BILL (NATIONAL ASSEMBLY BILL NO. 76 OF 2023)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Thursday, May 02, 2024 – Morning Sitting)*

**C. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE NATIONAL LAND COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 43 OF 2023)**

(The Hon. Owen Baya, M.P.)

*(Question to be put and Third Reading)*

**D. COMMITTEE OF THE WHOLE HOUSE**

- (i) The National Land Commission (Amendment) Bill (National Assembly Bill No. 43 of 2023)

(The Hon. Owen Baya, M.P.)

*(Subject to recommittal)*

- (ii) The Kenya Drugs Authority Bill (National Assembly Bill No. 54 of 2022)

(The Hon. (Dr.) Robert Pukose, M.P.)

*(To resume from Clause 23)*

**E. MOTION – REPORTS OF THE AUDITOR-GENERAL ON THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND FOR NINE CONSTITUENCIES IN BUNGOMA COUNTY**

(The Chairperson, Decentralized Funds Accounts Committee)

*(If not concluded on Thursday, May 02, 2024 – Morning Sitting)*

- F. **MOTION** – **REPORTS OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS OF SPECIFIED STATE CORPORATIONS**  
(The Chairperson, Public Investments Committee on Social Services, Administration and Agriculture)  
*(If not concluded on Thursday, May 02, 2024 – Morning Sitting)*
- G. **MOTION** – **PUBLIC PETITION ON FUNDS SPENT CONTRARY TO THE PROVISIONS OF ARTICLE 223 OF THE CONSTITUTION**  
(The Chairperson, Public Petitions Committee)  
*(If not concluded on Thursday, May 02, 2024 – Morning Sitting)*
- H. **MOTION** – **ENHANCING REPORTING OF PARLIAMENTARY BUSINESS ON ONLINE PLATFORMS**  
(The Chairperson, Committee on Parliamentary Broadcasting and Library)  
*(If not concluded on Tuesday, April 30, 2024)*
- I. **MOTION** – **INSPECTION VISIT TO SEMI-AUTONOMOUS INSTITUTIONS OF THE EAST AFRICAN COMMUNITY IN UGANDA**  
(The Chairperson, Committee on Regional Integration)  
*(If not concluded on Tuesday, April 30, 2024)*
- J. **MOTION** – **IMPLEMENTATION STATUS OF REPORTS ON PETITIONS AND RESOLUTIONS PASSED BY THE HOUSE**  
(The Chairperson, Committee on Implementation)  
*(If not concluded on Tuesday, April 30, 2024)*
- K. **MOTION** – **ALLEGED UNFAIR TRADE PRACTICES BY FOREIGN INVESTORS IN KENYA**  
(The Chairperson, Departmental Committee on Trade, Industry and Cooperatives)  
*(If not concluded on Tuesday, April 30, 2024)*
- L. **MOTION** – **INQUIRY INTO THE MAIZE FLOUR SUBSIDY PROGRAMME FOR THE FINANCIAL YEAR 2022/2023**  
(The Chairperson, Departmental Committee Agriculture and Livestock)  
*(If not concluded on Tuesday, April 30, 2024)*

**M. ADJOURNMENT OF THE HOUSE IN ACCORDANCE WITH THE CALENDAR**

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# **APPENDIX**

## **NOTICE OF PETITIONS, QUESTIONS & STATEMENTS**

### **ORDER NO. 7 - STATEMENTS**

It is **notified** that, pursuant to the provisions of Standing Order 44(2)(c), the following Statements will be:

(i) requested—

<b>No.</b>	<b>Subject</b>	<b>Member</b>	<b>Relevant Committee</b>
1.	Delay of the <i>Maendeleo ya Wanawake</i> Elections	<i>Hon. Marianne Kitany, MP (Aldai)</i>	Administration and Internal Security
2.	Circumstances surrounding the death of a specified person	<i>Hon. Gideon Mulyungi, MP (Mwingi Central)</i>	Administration and Internal Security

(ii) responded to—

<b>No.</b>	<b>Subject</b>	<b>Member</b>	<b>Relevant Committee</b>
1.	Mysterious death of <i>Ms. Peris Karimi Mugeru</i>	<i>Hon. George Murugara, MP (Tharaka)</i>	Administration and Internal Security
2.	Disappearance of <i>Mr. Omar Mahamed Nur</i>	<i>Hon. Adan Keynan, MP (Eldas)</i>	Administration and Internal Security
3.	Status of preparedness of Northern Kenya pastoralists in curbing the impacts of climate change the government intervention for pastoralists due to climate change	<i>Hon. Joseph Lekuton, MP (Laisamis)</i>	Environment, Forestry and Mining