



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – THIRD SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, FEBRUARY 29, 2024 AT 2.30 P.M. (AFTERNOON SITTING)**

1. The House assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **Presiding** – the Honourable Deputy Speaker.
4. **PETITIONS**

The Speaker conveyed the following Petition-

**Enactment of Legislation on development of Irrigation Infrastructure**

**Honourable Members**, Article 119 of the Constitution accords any person the right to petition Parliament to consider any matter within its authority. Further, Standing Order 225(2) (b) requires the Speaker to report to the House any Petition other than those presented by a Member.

In this regard, **Honourable Members**, I wish to report to the House that my office has received a petition from one *Hon. Boniface Gatobu*, of P.O. Box 18812-00100, Nairobi on behalf of Shining Hope for communities (SHOFCO) a non-governmental organization that supports poor communities living in urban and rural areas regarding *Enactment of Legislation on Irrigation Infrastructure*.

The Petitioner states that according to the Kenya Economic Survey of 2022 by the Kenya National Bureau of Statistics, the agricultural sector contributed 22.4% of Kenya's GDP.

The Petitioner further states that *Kenya Kwanza Manifesto* appreciated the significance of the agricultural sector and has committed to inject Kshs. 250 Billion over the next five (5) years to boost the sector. In addition, he notes that two third of Kenya's land mass requires irrigation but only 4% is actually irrigated.

The Petitioner notes that to address the above stated problem, the Government proposes shifting focus from large dams to household/community water projects, with emphasis on harvesting and recycling.

**Honourable Members**, the Petitioner thus prays that this House intervenes to amend the Irrigation Act (No. 14 of 2019), the Kenya Roads Board Act (No. 7 of 1999) and the Road Maintenance Levy Fund Act (No. 9 of 1993) with a view to-

- (a) changing the 'Road Maintenance Levy Fund' to 'Infrastructure Development and Maintenance Levy Fund' and provide that part of the Fund shall be employed to develop irrigation infrastructure in all parts of Kenya; and,
- (b) providing that the National Irrigation Authority shall be allocated funds from the 'Infrastructure Development and Maintenance Levy Fund' which shall be allocated equally to all the 290 constituencies to fund and develop various irrigation projects in the Country.

**Honourable Members**, having established that the matter raised in the Petition is well within the authority of this House, and further that the matters raised in the Petition are not pending before any court of law, constitutional or legal body, I hereby commit the Petition to the Public Petitions Committee for consideration pursuant to Standing Order 208A.

The Committee is required to consider the Petition and report its findings to the House and to the Petitioner in accordance with Standing Order 227(2). **I thank you.**

## 5. **PAPERS**

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

- a) Annual Report and Audited Financial Statements for financial year 2022/2023 for the Teachers Service Commission;
- b) Reports of the Auditor-General and Financial Statements for the year ended 30th June, 2023 and the certificates therein in respect of:
  - (i) State Department for Correctional Services;
  - (ii) State Department for Trade;
  - (iii) State Department for Higher Education and Research;
  - (iv) State Department for Technical, Vocational Education and Training;
  - (v) State Department for Interior and Citizen Services;
  - (vi) State Department for Foreign Affairs;
  - (vii) State Department for Post Training and Skills Development;
  - (viii) State Department for Social Protection and Senior Citizen Affairs;
  - (ix) State Department for Crop Development;
  - (x) State Department for Early Learning and Basic Education;
  - (xi) Receiver of Revenue Statements – State Department for Mining;
  - (xii) State Officers House Mortgage Scheme Fund – State Department for Housing and Urban Development;
  - (xiii) Independent Electoral and Boundaries Commission Staff Mortgage and Car Loan Scheme;
  - (xiv) Office of the Controller of Budget Staff Mortgage Scheme;
  - (xv) National Land Commission Housing Scheme Fund;
  - (xvi) Office of the Controller of Budget;
  - (xvii) North Eastern National Polytechnic;
  - (xviii) The Executive Office of the Deputy President;
  - (xix) National Security Telecommunications Services;
  - (xx) Veterinary Services Development Fund;
  - (xxi) Ministry of Health;
  - (xxii) Coffee Cherry Advance Revolving Fund;
  - (xxiii) National Cohesion and Integration Commission;

- (xxiv) Ministry of Foreign Affairs;
  - (xxv) Kenya Space Agency; and
  - (xxvi) Government Clearing Agency Fund.
- (Deputy Majority Party Whip)*

- c) Reports of the Departmental Committee on Transport & Infrastructure on—
- (i) Its consideration of the National Transport and Safety Authority (Amendment) Bill (National Assembly Bills No. 36 of 2023);
  - (ii) Attendance to the International Civil Aviation Organization (ICAO) Implementation Support Symposium 2023 Conference held from 30<sup>th</sup> May to 1<sup>st</sup> June 2023 in Seoul, South Korea; and
  - (iii) A Study Visit to France from 18<sup>th</sup> to 22<sup>nd</sup> June 2023.

*(Chairperson, Departmental Committee on Transport & Infrastructure)*

- d) Report of the Public Debt and Privatization Committee on its consideration of the 2024 Medium-Term Debt Management Strategy

*(Chairperson, Public Debt & Privatization Committee)*

## 6. NOTICES OF MOTION

The following Notices of Motion were given –

(i) **Consideration of the 2024 Medium-Term Debt Management Strategy**

**THAT**, this House adopts the Report of the Public Debt and Privatization Committee on its consideration of the 2024 Medium-Term Debt Management Strategy, *laid on the Table of the House on Thursday, 29<sup>th</sup> February 2024* and pursuant to the provisions of section 15(4) of the Public Finance Management Act, 2012 and Standing Order 232A (7) and (8) –

- (i) approves the 2024 Medium-Term Debt Management Strategy; and
- (ii) makes the Policy and Financial Resolutions contained in the Report.

*(Chairperson, Public Debt & Privatization Committee)*

(ii) **Supporting and promoting local Fertilizer-Manufacturing Industries**

**THAT, aware that**, the Fertilizer and Animal Foodstuff Act, 2015 provides for the regulation of fertilizer importation in the country; **further aware that**, the Fertilizer and Animal Foodstuffs Board regulates the fertilizer and animal foodstuffs industry including the manufacture and production of fertilizers; **noting that**, the country currently relies heavily on imported fertilizer due to inadequate local production capacity; **further noting that**, the low local production leads to high costs for farmers, reducing their profits and results in an unhealthy reliance on imported fertilizer; **concerned that**, this scenario threatens the country's food security in case of supply disruptions and discourages local production; **recognizing that** local fertilizer production could lead to improved fertilizer quality, increased crop yields and a reduction in environmental harm caused by the use of substandard fertilizers; **recalling that** the country has the potential to produce fertilizer that could meet the country's domestic demand and also supply the regional market; **further recognizing that** there is need for the government to work with local producers to develop high quality fertilizer tailored to the needs of Kenyan farmers and crops; now therefore **this**

**House resolves that** the National Government through the Ministry of Agriculture and Livestock Development, supports and promotes local fertilizer manufacturing industries by investing in research and development to bolster the domestic fertilizer manufacturing sector.

*(Hon. Samuel Atandi)*

**7. STATEMENTS PURSUANT TO STANDING ORDER 44(2)(c)**

Pursuant to the provisions of Standing Order 44(2)(c), the following Statements were requested—

- a) The Member for Emuhaya (Hon. Omboko Milemba) requested for a Statement from the Chairperson Departmental Committee on Finance & National Planning regarding delay in establishment of the Board of Trustees of the Public Service Superannuation Scheme (PSSS).
- b) The Member for Kitutu Masaba (Hon. Clive Gisairo) requested for a Statement from the Chairperson Departmental Committee on Administration & National Security regarding demise of a police officer while on duty outside the country.
- c) The Member for Runyenjes (Hon. Eric Muchangi) requested for a Statement from the Chairperson Departmental Committee on Trade, Industry & Cooperatives regarding delayed payment to coffee and dairy farmers by cooperatives in Embu County.

**8. RESPONSES TO STATEMENTS PURSUANT TO STANDING ORDER 44(2)(c)**

Pursuant to the provisions of Standing Order 44(2)(c), the following Statements were responded to—

- (i) The Chairperson of the Departmental Committee on Education issued a response to a Statement requested by Hon. Wilberforce Oundo regarding the report on the status of Universities and Colleges Placement application process as at 28<sup>th</sup> February 2024.
- (ii) The Chairperson of the Departmental Committee on Transport & Infrastructure issued a response to a Statement requested by the Member for Kajiado North (Hon. Onesmus Ngogoyo) regarding the status of launched road projects in Kajiado North Constituency.

**9. STATEMENT PURSUANT TO STANDING ORDER 44(2)(a)**

Pursuant to the provisions of Standing Order 44(2)(a), the Leader of the Majority Party issued a Statement regarding the business of the House for the week commencing Tuesday, 5<sup>th</sup> March 2024.

**10. THE EMPLOYMENT (AMENDMENT) BILL (SENATE BILL NO. 11 OF 2022)**

Order for Second Reading read;

Motion made and Question proposed;

**THAT**, the Employment (Amendment) Bill (Senate Bill No. 11 of 2022) be now read a Second Time.

*(Chairperson, Departmental Committee on Labour)*

Debate interrupted on Wednesday, February 28, 2024 (Afternoon Sitting) resumed;

Rising in his place on a Point of Order pursuant to Standing Order 95, the Member for Ainabkoi (Hon. Samuel Chepkonga) claimed to move that the Mover be called upon to reply;  
And the Speaker declined the claim;

Debate continued;

Putting of the Question deferred pursuant to Standing Order 53(3).

11. **THE NATURAL RESOURCES (BENEFIT SHARING) BILL (SENATE BILL NO. 6 OF 2022)**

Order for Second Reading read;

Order Read and deferred.

12. **THE NATIONAL DISASTER RISK MANAGEMENT BILL (NATIONAL ASSEMBLY BILL NO. 24 OF 2023)**

Order for Second Reading read;

Order Read and deferred.

13. **THE PETITIONS TO PARLIAMENT (PROCEDURE) (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 51 OF 2022)**

Order for Second Reading Read;

Motion made and Question proposed;

**THAT**, the Parliament (Procedure) (Amendment) Bill (National Assembly Bill No. 51 of 2022) be now read a Second Time.

*(Hon. David Ochieng, M.P, Member Procedure and House Rules Committee-29.02.2024)*

Debate arising;

Mover replied;

Putting of the Question deferred pursuant to Standing Order 53(3).

14. **THE REGIONAL DEVELOPMENT AUTHORITIES BILL (NATIONAL ASSEMBLY BILL NO.7 OF 2023)**

Order for Second Reading read;

Order Read and deferred.

15. COMPLIANCE TO ARTICLE 54(2) OF THE CONSTITUTION REGARDING EMPLOYMENT OF PERSONS WITH DISABILITIES IN PUBLIC INSTITUTIONS

Order Read and deferred.

16. REPORT OF THE AUDITOR-GENERAL ON FINANCIAL STATEMENTS OF SELECTED STATE CORPORATION

Order Read and deferred.

And the time being three Minutes to Six O'clock, the Fourth Chairperson adjourned the House without Question put pursuant to the Standing Orders.

17. HOUSE ROSE - Three Minutes to Six O'clock.

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

The Speaker will take the Chair on,  
Tuesday, March 05, 2024 at 02.30 p.m.

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