



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – SECOND SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, AUGUST 16, 2023 (MORNING SITTING)**

1. The House assembled at thirty minutes past Nine O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – The First Chairperson of Committees
4. **Quorum at Commencement of the House**

There being no Quorum present at the commencement of the House, the First Chairperson of Committees ordered the Quorum Bell to be rung for ten minutes; And, the Quorum having been attained within the ten minutes, business commenced.

5. **QUESTIONS**

The following Questions were asked-

- (i) Question No. 334/2023 by the Member for Malava Constituency (Hon. Malulu Injendi, MP) regarding lack of microphones in courtrooms. Question to be responded to by the Judicial Commission before the Departmental Committee on Justice and Legal Affairs.
- (ii) Question No. 365/2023 by the Member for Matuga Constituency (Hon. Tandaza Kassim, MP) regarding compensation of persons affected by construction of the Dongo Kundu Bypass Project. Question to be responded to by the National Land Commission before the Departmental Committee on Lands.

The following Question was deferred-

- (i) Question No. 369/2023 by the Member for Turkana North Constituency (Hon. Paul Nabuin, MP) regarding transfer of Mr. Emuria Moses Ebong'on by the Teachers Service Commission.

6. **MOTION** – **ESTABLISHMENT OF A NATIONAL CANCER PREVENTION AND CONTROL FUND**

(The Hon. Timothy Toroitich, M.P.)

Order deferred.

7. **MOTION** – **DEVELOPMENT AND IMPLEMENTATION OF A CHILDCARE PROGRAMME FOR CHILDREN WHOSE PARENTS ARE IN LAWFUL CUSTODY**

(The Hon. Brighton Yegon, M.P.)

Order deferred.

**8. MOTION – NATIONAL POLICY ON DEWORMING OF SCHOOL-GOING CHILDREN**

Motion made and Question proposed-

**THAT**, aware that, Article 43(1)(a) of the Constitution provides that every person has the right to the highest attainable standard of health including the right to health care services; further aware that, the relationship between health and education plays a significant role in school attendance rates; concerned that, the negative effects of poor sanitation, such as parasite infestations, particularly among school children lead to anaemia, stunted-growth and other salient problems which in turn lead to low school attendance and impact education standards; recognizing that, according to research, school-based deworming is one of the most cost-effective interventions that provides a huge range of holistic and social benefits, such as increased school attendance and healthier kids who do better in school, while utilizing already-existing school structures in administering deworming treatments to school pupils; recalling that, previous programmes conducted by the Ministry of Health in partnership with a non-governmental organization called *Evidence Action* have only been piloted in a few selected counties and that the deworming efforts have been uncoordinated and dependent on external support with no clear policy or budgetary framework; now therefore, this House **urges** that the National Government, through the Ministry of Health, develops a national policy on deworming school-going children as a crucial part of mainstreaming of healthcare access in the Country.

*(The Hon. Machua Waithaka, M.P. -09.08.2023)*

Debate having been concluded on Wednesday, August 9, 2023 (Morning Sitting);

Mover replied;

Question deferred.

**9. MOTION – PUBLIC HEALTH CONCERNS AT LANG'ATA CEMETERY**

Motion made and Question proposed-

**THAT**, aware that, Article 42 of the Constitution provides for the right of every person to a clean and healthy environment; further aware that, Article 69 of the Constitution obligates the State to ensure sustainable utilization of the environment and natural resources including land; recognizing that, the Fourth Schedule to the Constitution assigns to the national government the function of land planning including the general principles of land planning and the coordination of the planning by counties, as well as matters of health policy; further recognizing that, there is ongoing public outcry regarding the neglect of Lang'ata public cemetery was declared full close to two decades ago; concerned that, this matter has been left unaddressed and poses a significant health risks to the public; deeply concerned that, this situation has led to overcrowding and double-allocation of burial sites with bodies being buried in shallow graves leading to frequent uncovering by wild animals from the nearby national park; further concerned that, this has caused untold anguish, pain and suffering to bereaved families, and psychological torment to the neighbouring community; now therefore, this House **urges** the National Government through the Ministry of Health to urgently conduct an assessment of the public health risks posed by the continued use of the Lang'ata Cemetery, and to institute mitigatory measures and collaborate with other stakeholders, including the Nairobi City County Government, to identify suitable alternative land for use as a cemetery.

*(The Hon. Phelix Odiwuor, M.P.)*

Debate arising;

[Change of the Chair from the First Chairperson of Committees (Hon. Martha Wangari, MP) to the Second Chairperson of Committees (Hon. David Ochieng, MP)]

Debate concluded;

Mover replied;

Question deferred.

**10. MOTION - DEVELOPMENT AND IMPLEMENTATION OF A PROGRAMME FOR VOLUNTARY REGULARIZATION OF LAND OCCUPIED BY SQUATTERS FOR A PRESCRIBED PERIOD**

Motion made and Question proposed-

**THAT**, aware that, lack of access to ownership of productive assets, in particular to land is one of the very serious sources of economic and social insecurity for Kenyans; further aware that many communities particularly, in rural income dwellers, the only way of accessing land to put up their dwellings has been to take up residence on land that is unfit for human habitation; aware that, the Bill of Rights in Chapter Four of the Constitution guarantees every citizen the right to adequate housing and reasonable standards of sanitation; noting that, there are very many squatters who have settled on land that belongs to either absentee landlords, un-adjudicated land, public land or community land for long periods of times, with some disputed while others are undisputed; concerned that, the issue of land settlement in many urban areas particularly in the informal settlements has remained unresolved, with numerous persons remaining squatters; further aware that, section 7 of the Limitation of Actions Act, 2010 provides for the right to claim for settlement on certain land after the prescribed period; recognizing the need for the Ministry of Lands to hasten the process of identifying parcels of land occupied by squatters where there are no disputes from any party(s); this House **resolves** that the Government develops and implements a policy for voluntary regularization of land occupied by squatters for a prescribed period, including negotiations for financial settlements across the country to address the challenges facing the said squatters.

*(The Hon. Mark Mwenje, M.P.)*

Debate arising;

Debate concluded;

Mover replied;

Question deferred.

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

**11. HOUSE ROSE -** at seven minutes past One O'clock,

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

The Speaker will take the Chair today  
Wednesday, August 16, 2023 at 2.30 p.m.