



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – THIRD SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, APRIL 17, 2024

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 that the Quorum Bell be rung for ten minutes.

And, Quorum not having been attained within the ten minutes, the First Chairperson ordered that the Bell be rung for an additional five minutes.

And, Quorum having been attained within the additional five minutes, business commenced.

5. **COMMUNICATION FROM THE CHAIR**

The First Chairperson of Committees issued the following Communication—

Recognition of a Delegation from the Africa Youth Leadership

“Honourable Members, allow me to recognize in the Speaker’s Gallery, Africa Youth Leadership Forum from Starehe Constituency, Nairobi County.

On your own behalf and of the House, we welcome you to observe the proceedings of the House.”

6. **PETITIONS**

Pursuant to the provisions of Standing Order 225, the Member for Nairobi City County (Hon. Esther Passaris, MP) presented a Petition on behalf of concerned citizens regarding amendment of the Penal Code to provide for the offense of sextortion.

Petition referred to the Public Petitions Committee pursuant to Standing Order 227.

7. **PAPERS**

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

- (i) Reports of the Auditor-General and Financial Statements of Kenya Institute of Curriculum Development Mortgage & Car Loan Scheme for the years ended 30th June 2021, 30th June 2022 and 30th June 2023 and the certificates therein;

- (ii) Reports of the Auditor-General and Financial Statements of National Cereals and Produce Board Car Loan Fund for the years ended 30th June 2022 and 30th June 2023 and the certificates therein;
- (iii) Report of the Auditor-General and Financial Statements of the Consolidated Bank of Kenya for the year ended 31st December, 2023;
- (iv) Reports of the Auditor-General and Financial Statements for the year ended 30th June, 2023 in respect of:
 - a) Water Services Regulatory Board;
 - b) National Environment Tribunal;
 - c) Development Bank of Kenya Limited;
 - d) Kenya National Commission for UNESCO;
 - e) Kenya National Innovation Agency;
 - f) Tourism Research Institute;
 - g) Kenya Veterinary Vaccines Production Institute;
 - h) Kipchabo Tea Factory;
 - i) Moi Teaching and Referral Hospital (MTRH);
 - j) Mosoriot Teachers Training College;
 - k) Laikipia University;
 - l) National Employment Authority;
 - m) Golf Hotel Limited;
 - n) Kenya Agricultural and Livestock Research Organization;
 - o) Tea Board of Kenya;
 - p) Kenya Roads Board Fund;
 - q) Moi University; and
 - r) Institute of Human Resource Management.

(Deputy Whip of the Majority Party)

8. NOTICES OF MOTION

The following Notice of Motion was given –

Adjournment of the House on a Definite Matter of Urgent National Importance regarding Surge of Road Accidents in the Country

THAT, pursuant to Standing Order 33(1), this House do adjourn for purposes of discussing a definite matter of urgent national importance regarding the surge of road accidents in the country.

Honourable Speaker, pursuant to Standing Order 33(1), I rise to seek leave for adjournment of the House to discuss a definite matter of urgent national importance regarding the surge of road accidents in the country.

Honourable Speaker, the National Transport and Safety Authority (NTSA) recently released a report providing statistical data on the current road safety situation of the country. According to the report, 7,198 Kenyans have been involved in road accidents within the last three months of 2024 marking a significant rise of accidents compared to the same period in 2023. It is disheartening that at least 1,189 lives were tragically lost in the accidents.

Honourable Speaker, these statistics highlight the troubling state of road safety in the country, and which require urgent intervention. While acknowledging efforts made by the Ministry of Transport in the last two days, much more is needed to be done including full implementation of traffic laws and policies to ensure road safety.

Honourable Speaker, it is against this background that I seek leave for the adjournment of the House to discuss this matter of great national concern with a view to exploring possible and lasting solutions.

I thank you, Honourable Speaker.

(Hon. Oscar Nabulindo, MP)

And, there being more than twenty Members rising in their places in support of the Adjournment Motion pursuant to Standing Order 33(3) the First Chairperson of Committees directed that the Motion be moved and deliberated on immediately after the business appearing as Order No. 9 on the Order Paper (namely, Committee of the Whole House on the Assisted Reproductive Technology Bill, 2022) or at 1200hrs, whichever would come earlier.

9. QUESTIONS

The following Question was asked pursuant to Standing Order 44(2)(c) –

Question Number 123/2024 by the Member for Kisii County (Hon. Dorice Donya, MP) regarding criteria used by the Ethics and Anti-Corruption Commission in undertaking authentication of academic certificates of Kisii County Government staff.

(Question for written response by the Ethics and Anti-Corruption Commission replied before the Departmental Committee on Justice and Legal Affairs)

10. STATEMENTS

Pursuant to the provisions of Standing Order 44(2)(c), the Member for Kisii County (Hon. Dorice Donya, M.P.) requested for a Statement regarding rampant killings in Kisii County. The Chair referred the Statement to the Departmental Committee on Administration and Internal Affairs.

(Statements referred to the relevant committee for Response)

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

Motion having been made and Question proposed—

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.

(The Hon. Dorothy Ikiara – 13.03.2024)

Debate interrupted on Wednesday, March 20, 2024 (Morning Sitting) resumed;

Debate concluded;

Mover replied;

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

12. COMMITTEE OF THE WHOLE HOUSE -THE ASSISTED REPRODUCTIVE TECHNOLOGY BILL (NATIONAL ASSEMBLY BILL NO. 61 OF 2022)

Rising in his place on a Point of Order pursuant to the provisions of Standing Order 131, the Member for Homa Bay Town (Hon. Peter Kaluma, MP) claimed to move that consideration of The Assisted Reproductive Technology Bill (National Assembly Bill No. 61 of 2022) in Committee of the Whole House be deferred to allow for harmonization of the various amendments proposed to the Bill.

The Member cited the numerous amendments to the Bill contained on the Order Paper, as well as the implications of some amendments on key Constitutional provisions, as the basis for his request for deferment of the Order.

And, the Chairperson, having allowed various Members to comment on the request, including the Sponsor of the Bill as well as the Chairperson of the Departmental Committee on Health, acceded to the request.

Consideration of the Bill in Committee of the Whole House deferred.

13. ADJOURNMENT OF THE HOUSE ON A DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE REGARDING THE SURGE OF ROAD ACCIDENTS IN THE COUNTRY

Motion made–

THAT, pursuant to Standing Order 33(1), this House do adjourn for purposes of discussing a definite matter of urgent national importance regarding the surge of road accidents in the country.

(Hon. Oscar Nabulindo, MP)

Debate arising;

(Change of Chair from the First Chairperson of Committees to the Sixth Chairperson of Committees)

And the time being One O'clock, the Sixth Chairperson interrupted debate and adjourned the House without Question put pursuant to the Standing Orders.

14. HOUSE ROSE - at One O'clock.

MEMORANDUM

The Speaker will take the Chair on
Wednesday, April 17, 2023 at 2.30pm

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