

NATIONAL ASSEMBLY

OFFICIAL REPORT

Thursday, 31st August 2017

Twelfth Parliament - First Session - First Day

*(Twelfth Parliament convened by notification
vide Legal Notice No.219 of 23.8.2017)*

*The National Assembly met at 9.00 a.m. at
Parliament Buildings on Thursday, 31st August 2017,
it being the first day of the first meeting of this National Assembly.*

*[The proceedings were opened with a prayer read by the
Clerk of the National Assembly (Mr. Michael Sialai)]*

(Several Hon. Members walked into the Chamber)

The Clerk of the National Assembly (Mr. Sialai): Be seated, Hon. Members. Hon. Members, I wish to confirm that there is quorum in the House; the quorum being 50 Members in the National Assembly. I ask officers at the Table to call the next Order.

COMMUNICATION FROM THE CHAIR

WELCOME ADDRESS BY THE CLERK

The Clerk of the National Assembly (Mr. Sialai): May I ask the Members who are approaching the Chair to sit down. Please, take your seats.

Hon. Members, on behalf of the staff of the Kenya National Assembly and on my own behalf, I wish to congratulate you all on your election as Members of this august House.

(Applause)

I further wish to welcome you to this first Sitting of the National Assembly of the Twelfth Parliament and take this opportunity to welcome back all Members who served in previous Parliaments and have been re-elected.

(Applause)

I also extend a special welcome to the Members joining us in the National Assembly for the very first time.

Hon. Members, pursuant to Article 126(2) of the Constitution of Kenya, His Excellency the President of the Republic of Kenya and Commander-in-Chief of the Kenya Defence Forces

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notified this first Sitting of the National Assembly of the Twelfth Parliament vide Legal Notice No.219 of 2017 dated 23rd August 2017. I wish to read the notification from His Excellency the President.

“Notice is given that pursuant to Article 126(2) of the Constitution of Kenya, I, Uhuru Kenyatta, President of the Republic of Kenya and Commander-in-Chief of the Defence Forces, give notice that the first Sitting of the Twelfth Parliament – The National Assembly, shall be held at the main Parliament Buildings in the National Assembly Chamber, Nairobi, on Thursday 31st August 2017 at 2.30 p.m.”

Hon. Members, the commencement of this Sitting was subsequently amended through a corrigenda published in the *Kenya Gazette* Supplement No.132 of 2017 dated 25th August 2017 to change the time from 2.30 p.m. to 9.00 a.m. in order to align it with the requirement of Standing Order No.3(7) which provides as follows:

“Notwithstanding Standing Order No.30 on hours of sitting, on the day when the election of Speaker is to be conducted after a general election, the sitting of the House shall be commenced at 9.00 a.m.” Accordingly, Hon. Members, this Sitting is hereby convened.

Hon. Members, with regard to the business of today’s sitting, Standing Order No.3 (1)(b) requires the Clerk of the National Assembly to first lay a list of names of persons elected as Members of the National Assembly on the Table of the House. When we say elected, we mean from the 290 constituencies, the 47 county constituencies and the 12 nominated Members of Parliament. I confirm that I have prepared the list containing the names of all persons elected as I have explained as Members of the National Assembly save for the Member for Kitutu Chache South Constituency, where as you are aware, elections were not held in that constituency in the last general elections. I, therefore, direct the Senior Deputy Clerk Mr. J.N. Mwangi to lay the said list on the Table of the House.

PAPER LAID

The following Paper was laid on the Table:

List of Hon. Members of the House

(Several Hon. Members walked into the Chamber)

The Clerk of the National Assembly (Mr. Sialai): I wish to allow the Members coming in to take their seats so that we can continue with the Communication. Hon. Members, have your seats.

Hon. Members, Article 74 of the Constitution provides that before assuming a State office, acting in a State office, or performing any functions of a State office, a person shall take and subscribe the oath or affirmation of office in the manner and form prescribed by the Third Schedule or under an Act of Parliament. As you are aware, Hon. Members, the office of a Member of Parliament is among those defined as a State office under Article 260 of the Constitution. As such, unless a person elected to this House takes and subscribes the oath prescribed by the Third Schedule of the Constitution, he or she shall not assume or perform any functions associated with the office of a Member of the National Assembly including the election of the Speaker and Deputy Speaker for the purposes of today’s sitting. Accordingly, Hon.

Members, in order to comply with the provisions of the Constitution, the first substantive business of a new House is the swearing in of Members of Parliament.

Hon. Members, Standing Order No.3 (2) obliges the Clerk of the National Assembly to administer the oath or affirmation of office to Members of the House in alphabetical order in the following order of precedence:

- (a) Members with the longest cumulative period of service in the Assembly;
- (b) Members with the longest cumulative period of service in the National Assembly and the Senate;
- (c) Longest cumulative period of service in the Senate; and,
- (d) all other Members.

Hon. Members, for the convenience of the House, I wish to start to administer the oath beginning with Members living with disabilities who, for one reason or the other, may not be able to approach the Chair, and thereafter, proceed as per the list distributed to Members. I wish to remind Members that this is a sitting of the House and, therefore, Members are expected to be orderly in their conduct and follow the rules of procedure as per our Standing Orders, established precedent, customs, procedures and traditions. I am sure the fathers and mothers of the House will show the new Members how things are done here.

Hon. Members, I now seek the indulgence of the House to proceed to swear in Members living with disability from their seats. I had asked the clerks to show us where they are if they are already in the Chamber so that we can administer the oath or affirmation of office. I shall, thereafter, proceed as I have said and the list will be read out from here.

In the event a Member living with disability is not present right now, I shall give priority to him as and when he comes into the Chamber before the conclusion of the administration of oath or affirmation of office. I can see Hon. Wanyonyi Wetangula has come in front.

Hon. Member: On a point of order!

(Loud consultations)

The Clerk of the National Assembly (Mr. Sialai): Hon. Members, Parliament is a House of procedure. Unless it is a burning issue, you should allow us to finish with the swearing in and at the very end I will allow you to raise the matter. I will allow you at the very end to ask a question once we swear in the Members, with your indulgence.

Next Order!

ADMINISTRATION OF OATH

The Oath of Allegiance was administered to the following Members:

Mumo Rose Museo
Teyiaa Janet Marania
Wetangula Timothy Wanyonyi
Ole Sankok David

The Clerk of the National Assembly (Mr. Sialai): Hon. Members, the Member for Matuga had asked us to give him an opportunity for a reason.

The Oath of Allegiance was administered to the following Members:

Tandaza Kassim Sawa
Angwenyi Jimmy Nuru Ondieki

Chumel Samwel Moroto
Kamanda Maina
Keynan Wehliye Adan
Konchela Gideon Sitelu
Maoka Richard Maore
Mbarire Cecily
Ole Metito Katoo Judah
Shaban Naomi Namsi
Wamunyinyi Athanas Misiko Wafula
Abdi Yusuf Hassan
Ahmed Shakeel Ahmed Shabbir
Aluoch John Olago
Cheboi Moses Kipkemboi
Duale Aden Bare
Ganya Francis Chachu
Kibunguchy Enoch Wamalwa
Kilonzo Charles Mutavi
Kimunya Amos Muhinga
Kipkiror William Cheptumo
Leshoomo Maison
Lessonet Moses K.
Mbiuki Japhet Miriti Kareke
Munyaka Victor Kioko
Nyenze Francis Mwanzia
Ndirangu Isaac Waihenya
Ng'ongo Mbadi John
Ghati Dennitah
Sambu Bernard Alfred Wekesa
Simiyu David Eseli
Wanjala Raphael Bitta Sauti
Wario Ali
Washiali Benjamin Jomo
Nakuleu Christopher Doye
Ali Sharif Athman
Angatia Ayub Savula
Arama Samuel
Aramat Lemanken
Bady Bady Twalib
Arati Paul Simba
Nyenze Francis Mwanzia
Bowen David Kangogo
Sitienei Janet Jepkemboi
Bunyasi Sakwa John
Chege Maitu Sabina Wanjiru
Chesebe Fred Kapondi
Dawood Abdul Rahim

Duale Mohamed Dahir
Ekomwa James Lomenen
Emanikor Joyce Akai
Gakuya James Mwangi
Gimose Charles Gumini
Gikaria David
Ichung'wah Anthony Kimani
Injendi Moses Malulu
Cyprian Kubai Iringo
Kajwang' Francis Tom Joseph
Kaluma George Peter Opondo
Kanchory Elijah Memusi
Katana Aisha Jumwa Karisa
Kega Mathenge James Kanini
Keter Alfred Kiptoo
Kiaraho David Njuguna
Kihara Jayne Njeri Wanjiru
Mugambi James Gichuki
Ngunjiri Onesmus Kimani
King'ola Patrick Makau
Kioni, Jeremiah Ng'ayu
Kibiwot Julius Melly
Kipyegon, Johana Ngeno
Kisang William Kipkemoi
Koinange Paul
Kones Beatrice Pauline Cheronno
Korere Sarah Paulata
Kosgey Alexander Kimutai Kigen
Koyi John Waluke
Kuria Moses Kiarie
Lentoimaga Alois Musa
Limo Kirui Joseph
Lomunokol Mark
Maanzo Daniel Kitonga
Manje Joseph Waithigo
Mbalu Jessica Nduku Kiko
Juma Zuleikha Hassan
Mboko Mishi Juma Khamisi
Masadia Alfred Agoi
M'mbaya Justus Kizito Mugali
Mbui Robert
Mlolwa Jones Mwagogo

Moi Kipruto
Momanyi, Ben George Orori
Mukwe James Lusweti
Mule Stephen Mutinda
Mulu Benson Makali
Murgor James Kipkosgei
Murungi Kathuri
Musau Vincent Musyoka
Musimba Patrick Mweu
Mwamkale William Kamoti
Mwadime Andrew
Mwathi Peter Mungai
Nakara John Lodepe
Naicca Johnson Many
Nanok Daniel Epuyo
Nassir Abdullswamad Sheriff
Njagagua Charles Muriuki
Mwashetani Khatib Abdallah
Njomo Jude L. Kang'ethe
Noor Sophia Abdi
Nuh Junet Sheikh
Nyaga Beatrice Nkatha
Nyaga John Muchiri
Nyamai Rachael Kaki
Nyikal James Wambura
Odanga Geoffrey Makokha
Ogolla Gideon Ochanda
Oduor Christine Ombaka
Okoth Kenneth Odhiambo
Ole Kenta Richard Moitalel
Ole Lemein Korei
Omulele Christopher
Owuor Joshua Aduma
Oyioka John Oroo
Odhiambo Millie Grace Akoth
Oyoo James Onyango
Pkosing David Losiakou
Pukose Robert
Ramadhani Suleiman Dori
Raso Dido Ali
Kipchoim Grace Jelagat
Serem Cornelly
Serem Joshua Kutuny

The Clerk of the National Assembly (Mr. Sialai): Order, *Mheshimiwa!* You have to do it in the prescribed form. *Utarudia tena tafadhali.*

Shimbwa Omar Mwinyi

I am asking Members to take oath in the prescribed form because if you do not do that, it will not be an oath that has been taken as per the Constitution.

Robi Mathias Nyamabe
Shinali Benard Masaka
Sitati Daniel Wanyama
Sudi Oscar Kipchumba
Theuri George
Tiren Silas Kipkoech
Tobiko Peris Pesi
Tongi Richard Nyagaka
Tuya Roselinda Soipan
Wahome Alice Muthoni
Waititu Francis Munyua
Wakhungu Chrisantus Wamalwa
Wandayi James Opiyo
Wanga Gladys Atieno Nyasuna
Wangwe Emmanuel
Wanyama Janet Nangabo
Wanyonyi Ferdinand Kevin
Lesuuda Josephine Naisula
Liza Chelule Chepkorir
Ongera Janet
Wanjira Martha Wangari
Abdullah Bashir Sheikh
Adan Safia Sheikh
Adagala Beatrice Kahai
Abuor Paul Odalo Mak'Ojuando
Ali Adan Haji
Ali Amin Deddy Mohamed
Ali Fatuma Gedi
Amin Rashid Kassim
Amollo Paul Otiende
Arbelle Marselino Malimo
Alfah Miruka Ondieki
Atandi Samuel Onunga

(Mr. Babu Owino Paul Ongili while taking the

oath mentioned the name of Rt. Hon. Raila Amolo Odinga)

The Clerk of the National Assembly (Mr. Sialai): Order! He has forgotten. *Mheshimiwa*, the Constitutions demands that the oath be taken in the form it is prescribed. I am, therefore, asking you to start again and this time round, do it in a proper manner.

Members, I wish to indicate to you that it is only fair that we take the oath in the manner prescribed. You will have all the time in the sun when the House reconvenes to say what you want to say within the meaning of the Standing Orders. In the meantime, let us do it in the proper manner as is required by the Constitution.

We will continue calling out the names.

Thank you.

Babu Owino Paul Ongili

Baya Owen Yaa

Buyu Rozaah Akinyi

Chebaibai Jane Jepkorir Kiptoo

Chepkoech Joyce Korir

Chepkut William Kamuren Chirchir

Chepkwony Charity Kathambi

Cheruiyot Gladwell Jesire

Gaal Ahmed Bashane

Gachagua Rigathi

Gachobe Samuel Kinuthia

Gakuya Mercy Wanjiku

Garane Mohamed Hire

Gitau Faith Wairimu

Githinji Robert Gichimu

Gk George Macharia Kariuki

Gogo Lilian Achieng

Gure Anab Mohamed

Hassan Amina Gedow

Hassan Kulow Maalim

Hassan Omar Mohamed Maalim

Guyo Ali Wario

Hassan Rehema

Hiribae Said Buya

Hulufo Hassan Oda

Ibrahim Abdi Mude

Jaldesa Rehema Dida

Ibrahim Ahmed Abdisalan

The Clerk of the National Assembly (Mr. Sialai): Hon. Members, I am asking those who have been sworn in to remain in the House to give company and congratulate their colleagues. I think you should remain in the House to witness the swearing in of your colleagues once you have done yours.

Thank you.

The Oath of Allegiance was administered to the following Members:

Ibrahim Nasri Sahal
Kabeabea Josphat Gichunge Mwirabua
Kamket Kassait William
Kandie Joshua Chepyegon
Kamene Joyce
Jungle Patrick Kimani Wainaina
Karani Christopher Odhiambo
Kiai Anthony Githiaka
Kibeh Annie Wanjiku
Keter Gideon
Katana Paul Kahindi
Kaunya Edward Oku
Kasalu Irene Muthoni
Kigano Clement Muturi
Kihara Peter Kimari
Kingara Simon Nganga
Kimani Francis Kuria
Kipkosgei Joseph Tonui
Kimilu Joshua Kivinda
Kingi Micheal Thoyah
Kirima Moses Nguchine
Kitayama Marwa Kemero Maisori
Kiti Richard Ken Chonga aka Apewe
Kogo Wilson Kipngetich
Koech, Kipyegon Nelson
Kivai Ernest Ogesi
Korir, Generali Nixon Kiprotich
Koros, Bernard Kipsengeret
Kosgei, Hilary Kiplang'at
Kositany, Caleb Kipkemei
Koske, Gideon Kimutai
Lekumontare Lento L. Jackson
Koskei Dominic Kipkoech
Koskey Florence Chepngetich
Lomorukai Jeremiah Ekamais
Luyai Caleb Amisi
Mabonga Moses Wekesa Mwambu
Lochakapong Peter
Leonard Yegon Brighton
Mariru Patrick Kariuki

Maritim Sylvanus
Mbai Nimrod Mbithuka
Makokha Justus Murunga
Mboni David Mwalika
Mbogo Ali Menza
Mohamed Mohamed Ali
Mohamed Asha Hussein
Mohamed Abdikhaim Osman
Mishra Swarup Ranjan
Mukuha Gabriel Kago
Mizighi Lydia Haika Mnene
Masara Peter Francis
Milemba Jeremiah Omboko
Mawathe Julius Musili
Mohamed Ahmed Kolosh
Mohammed Mohamud Sheikh
Mohammed Lokiru Ali
Mogaka Vincent Kemosi
Momanyi Jerusha Mongina
Mose Shadrack John
Muli Fabian Kyule
Muchira Michael Mwangi
Muhanda Elsie Busihile
Mukhwana Titus Khamala
Mutai Japheth Kiplangat
Murugara George Gitonga
Mulyungi Gideon Mutemi
Muthama Stanley Mururi
Mutua Didmus Wekesa Barasa
Mutunga John Kanyuithia
Muturi Geoffrey Kingagi
Mwangaza Kawira
Mwakuwona Danson Mwashako
Mwambire Teddy Ngumbao
Mwangi James Gichuhi
Mwangi Jonah Mburu
Mwalyo Joshua Mbithi
Mwangi Benjamin Gathiru
Mwaniki Ruth Wangari
Mwirigi John Paul
Mwale, Nicholas Scott Tindi
Ngirici, Purity Wangui

Mwanyanje, Getrude Mbeyu
Ngugi, Joseph Nduati
Ngunu, Charles Ngusya aka CNN
Njagua, Charles Kanyi aka Jaquar
Njiru Eric Muchangi
Ntwiga Patrick Munene
Njiru Jane Wanjuki
Njoroge Mary Wamaua Waithira
Nyoro Samson Ndindi
Nyamoko Joash Nyamache
Nzambia Thuddeus Kithua
Nzengu Paul Musyimi
Nyamita Mark Ogolla
Nzioka Erastus Kivasu
Obara Eve Akinyi
Obiri, Innocent Momanyi
Obo Ruweida Mohamed
Odhiambo, Elisha Ochieng AKA Akuba
Oduol, Jacqueline Adhiambo
Ogutu, Zadoc Abel
Ombaki Ezekiel Machogu
Ochieng Pamela Awuor
Odege Tom Mboya
Okelo Jared Odoyo
Omuse Geoffrey
Omwera George Aladwa
Oluoch Anthony Tom
Okuome Andrew Adipo
Onyiego Silvanus Osoro
Osotsi Godfrey
Ouda Fred Odhiambo
Owino John Walter
Owino Martin Peters
Oundo Wilberforce Ojiambo
Rono Daniel Kipkogei
Seroney Sammy Kipkorir
Shurie Abdi Omar
Oyula Joseph H. Maero
Sunkuya George Risa
Passaris Esther Muthoni Rosanna
Rindikiri Mugambi Murwithania
Shamalla Jennifer
Shollei Gladys Jepkosgei-Boss

Tayari Benjamin Dalu Stephen
Sossion Wilson
Tepo Abdi Koropu
Thuku Zachary Kwenya
Tomitom Lilian Cheptoo
Tuitoek Daniel Kamuren
Tum Tecla Chebet
Tuwei Vincent Kipkurui
Tongoyo Gabriel Koshal
Wamacukuru James Githua Kamau
Wambilianga Catherine Nanjala
Wachira Josphat Kabinga
Wachira Rahab Mukami
Wambugu John Munene
Wambugu Martin Deric Ngunjiri
Wamuchomba Gathoni
Wario Qalicha Gufu
Wangaya Christopher Aseka
Yussuf Adan Haji

(Loud consultations)

The Clerk of the National Assembly (Mr. Sialai): Hon. Members, I request you to consult in low tones so that we can swear in the remaining Members.

The Oath of Allegiance was administered to the following Members:

Were Charles Ong'ondo
Waruguru, Catherine Wanjiku
Waweru John Kiarie
Yussuf Mucheke Halima

The Clerk of the National Assembly (Mr. Sialai): Hon. Members, I think we are almost through with the administration of oath. We want to find out if there is any Member who has not taken the oath. If for any reason a Member has been skipped or left out, we would like to know so that we can conclude the matter.

It appears then that there is no other Member who has not taken oath. If you look at the Order Paper, the Order on swearing in is coming to an end. As per practice, we are going to suspend the Sitting of the House.

(Loud consultations)

Before we go to the next Order - which is on the election of the Speaker and the Deputy Speaker - we have to suspend the Sitting of the House for about half an hour up to 3.30 p.m. The Bell will be rung five minutes before 3.30 p.m., to allow officers to put together the documents for elections.

I wish to congratulate you for having been sworn in. You are now Members of Parliament and you have taken oath.

ADJOURNMENT

The Clerk of the National Assembly (Mr. Sialai): We want to suspend the Sitting up to 3.30 p.m.

The House rose at 3.00 p.m.