

# NATIONAL ASSEMBLY

## OFFICIAL REPORT

Wednesday, 17<sup>th</sup> November, 2010

The House met at 9.00 a.m.

*[The Temporary Deputy Speaker  
(Mr. Imanyara) in the Chair]*

PRAYERS

### ORAL ANSWERS TO QUESTIONS

**The Temporary Deputy Speaker** (Mr. Imanyara): Member of Parliament for Mandera East!

*Question No.494*

EXTENSION OF MOBILE NETWORK  
COVERAGE TO MANDERA EAST

**The Temporary Deputy Speaker** (Mr. Imanyara): We will come back to the Question.

Next Question, Member of Parliament for Vihiga!

*Question No.468*

LIST OF VIHIGA TEACHERS SACCO DEBTORS

**The Temporary Deputy Speaker** (Mr. Imanyara): We will come back to this Question.

Next Question, Member of Parliament for Sotik!

*Question No.389*

DISMISSAL OF DAVID K. KIRUI (P/F No.88095657) IN 2004

**The Temporary Deputy Speaker** (Mr. Imanyara): We will come back to the Question.

Next Question, Member of Parliament for Yatta!

*Question No.427*

DELAYED COMMENCEMENT OF KAUTHILINI

RURAL ELECTRIFICATION PROJECT

**The Temporary Deputy Speaker** (Mr. Imanyara): We will come back to the Question!

Next Question, Member of Parliament for Cherengany!

*Question No.520*

SUPPLY OF WATER TO MAKUTANO/  
SINYERERI/SITATUNGA LOCATIONS

**The Temporary Deputy Speaker** (Mr. Imanyara): We will come back to the Question!

Next Question, Member of Parliament for Chepalungu!

*Question No.524*

RAIDING OF KIGONOR/ILIKERIN VILLAGES BY  
SECURITY FORCES

**The Temporary Deputy Speaker** (Mr. Imanyara): We will come back to the Question!

Next Question, Member of Parliament for Kuresoi!

*Question No.525*

PRIMARY SCHOOL LEARNING PROGRAMME  
AFFECTED BY HOSTING OF IDPs

**The Temporary Deputy Speaker** (Mr. Imanyara): We will come back to the Question later.

Next Question, Member of Parliament for Ndaragwa!

*Question No.533*

OPERATIONALIZATION OF CONSTITUTIONAL PROVISION ON LAND

**The Temporary Deputy Speaker** (Mr. Imanyara): Hon. Members, as you can see, there is not a single hon. Member to ask a Question. I will go through the list a second time.

*Question No.494*

EXTENSION OF MOBILE NETWORK  
COVERAGE TO MANDERA EAST

**The Temporary Deputy Speaker** (Mr. Imanyara): Is the Member of Parliament for Mandera East still not here? The Question is dropped!

*(Question dropped)*

Next Question, Mr. Yusuf Chanzu!

*Question No.468*

LIST OF VIHIGA TEACHERS SACCO DEBTORS

**The Temporary Deputy Speaker** (Mr. Imanyara): Mr. Chanzu is still not here. The Question is dropped.

*(Question dropped)*

Member of Parliament for Sotik, Dr. Joyce Laboso!

*Question No.389*

DISMISSAL OF DAVID K. KIRUI (P/F No.88095657) IN 2004

**The Temporary Deputy Speaker** (Mr. Imanyara): Is Dr. Laboso still not in? The Question is dropped!

*(Question dropped)*

Next Question, Member of Parliament for Yatta, Mr. Charles Kilonzo!

*Question No.427*

DELAYED COMMENCEMENT OF KAUTHILINI  
RURAL ELECTRIFICATION PROJECT

**The Temporary Deputy Speaker** (Mr. Imanyara): Since he is also not here, the Question is dropped.

*(Question dropped)*

Next Question, Member of Parliament for Cherengany, Mr. Joshua Kutuny!

*Question No.520*

SUPPLY OF WATER TO MAKUTANO/  
SINYERERI/SITATUNGA LOCATIONS

**The Temporary Deputy Speaker** (Mr. Imanyara): Mr. Kutuny is not in and, therefore, the Question is dropped!

*(Question dropped)*

Next Question, Member of Parliament for Chepalungu, Mr. Isack Ruto!

*Question No.524*

PRIMARY SCHOOL LEARNING PROGRAMME  
AFFECTED BY HOSTING OF IDPS

**The Temporary Deputy Speaker** (Mr. Imanyara): Is Mr. Ruto also not in? The Question is dropped!

*(Question dropped)*

Next Question, Member of Parliament for Kuresoi, Mr. Zakayo Cheruiyot!

*Question No.525*

PRIMARY SCHOOL LEARNING PROGRAMME  
AFFECTED BY HOSTING OF IDPS

**The Temporary Deputy Speaker** (Mr. Imanyara): Mr. Cheruiyot is still not here. So, the Question is dropped.

*(Question dropped)*

Next Question, Member of Parliament for Ndaragwa, Mr. Jeremiah Kioni!

*Question No.533*

OPERATIONALIZATION OF CONSTITUTIONAL PROVISION ON LAND

**Mr. Mwathi:** Mr. Temporary Deputy Speaker, Sir, I was coming here with hon. Jeremiah Kioni, but he went to consult with the Speaker. So, I am seeking your guidance.

**The Temporary Deputy Speaker** (Mr. Imanyara): Order! Order! Mr. Jeremiah Kioni is not here. So, the Question is dropped.

*(Question dropped)*

Next Order!

**The Temporary Deputy Speaker** (Mr. Imanyara): Is there anybody with a Statement to issue? Is there anybody with a request for a Ministerial Statement?  
Next Order!

## MOTIONS

### PARLIAMENTARY SELECT COMMITTEE ON RESETTLEMENT OF IDPS

THAT, conscious that this country witnessed serious breakdown of law and order as a result of the post election violence of 1992, 1997 and 2007/2008 environmental displacement, tribal clashes and banditry activities; aware of the multiple forced displacement inducing factors and the current status and deplorable plight of the Internally Displaced Persons (IDPs) in the country; considering the obligation of parliamentarians to the people they represent, including those Internally Displaced, through their legislative, oversight and representative role, this House urges the Government to speed up the settlement of IDPs and further constitute a Select Committee on Internally Displaced Persons to look into how the government has addressed the current plight of IDPs in terms of basic food rations, shelter and compensation; review existing institutions and organs addressing forced displacements; examine policies and laws governing all forms of forced displacement with the aim of promoting protection and improving the well being of forced migrants and make recommendations on the way forward, and that the Committee shall comprise the following and shall table its report within six months of its appointment:-

1. The Hon. Ekwere Ethuro, M.P.
2. The Hon. Martin Ogindo, M.P.
3. The Hon. Kiema Kilonzo, M.P.
4. The Hon. David Koech, M.P.
5. The Hon. Gitobu Imanyara, M.P.
6. The Hon. Jeremiah Kioni, M.P.
7. The Hon. Charles Kilonzo, M.P.
8. The Hon. Hussein Ali, M.P.
9. The Hon. Erastus Mureithi, M.P.
10. The Hon. Sophia Abdi, M.P.
11. The Hon. Millie Odhiambo-Mabona
12. The Hon. (Dr.) Joyce Laboso, M.P.
13. The Hon. Shakila Abdalla, M.P.
14. The Hon. Boaz Kaino, M.P.
15. The Hon. Ntoitha M'Mithiaru, M.P.
16. The Hon. Joseph Kiuna, M.P.
17. The Hon. Eugene Wamalwa, M.P.
18. The Hon. David Ngugi, M.P.
19. The Hon. (Dr.) Robert Monda, M.P.
20. The Hon. John Mututho, M.P.
21. The Hon. Joshua Kutuny, M.P.

*(Mr. Ethuro on 3.11.2010)*

*(Resumption of Debate interrupted on 10.11. 2010)*

*(The Clerk-at-the-Table consulted the Chair)*

**The Temporary Deputy Speaker** (Mr. Imanyara): Hon. Members, I am informed by the Clerk-at-the-Table that the remaining time for this Motion is 20 minutes – ten minutes for the Minister to respond and ten minutes for the Mover to reply. So, the only remaining contributors are the Responder and the Mover.

Is there any Minister who wishes to respond to debate?

Is the Mover here to respond?

**Hon. Members:** No!

**The Temporary Deputy Speaker** (Mr. Imanyara): Hon. Members, we will go by the rules we made ourselves! So, I will now put the Question.

*(Question of the Motion as amended put and agreed to)*

*Resolved accordingly:*

THAT, conscious that this country witnessed serious breakdown of law and order as a result of the post election violence of 1992, 1997 and 2007/2008 environmental displacement, tribal clashes and banditry activities; aware of the multiple forced displacement inducing factors and the current status and deplorable plight of the Internally Displaced Persons (IDPs) in the country; considering the obligation of Parliamentarians to the people they represent including those Internally Displaced, through their legislative, oversight and representative role, this House urges the Government to speed up the settlement of IDPs and further constitute a Select Committee on Internally Displaced Persons to look into how the Government has addressed the current plight of IDPs in terms of basic food rations, shelter and compensation; review existing institutions and organs addressing forced displacements; examine policies and laws governing all forms of forced displacement with the aim of promoting protection and improving the well being of forced migrants and make recommendations on the way forward and that the Committee shall comprise the following and shall table its report within six months of its appointment:-

1. The Hon. Ekwere Ethuro, MP
2. The Hon. Martin Ogindo, MP
3. The Hon. Kiema Kilonzo, MP
4. The Hon. David Koech, MP
5. The Hon. Gitobu Imanyara, MP
6. The Hon. Jeremiah Kioni, MP
7. The Hon. Charles Kilonzo, MP
8. The Hon. Hussein Ali, MP

9. The Hon. Erastus Mureithi, MP
  10. The Hon. Sophia Abdi, MP
  11. The Hon. Millie Odhiambo-Mabona, MP
  12. The Hon. (Dr.) Joyce Laboso, MP
  13. The Hon. Shakila Abdalla, MP
  14. The Hon. Boaz Kaino, MP
  15. The Hon. Ntoitha M'Mithiaru, MP
  16. The Hon. Joseph Kiuna, MP
  17. The Hon. Eugene Wamalwa, MP
  18. Hon. David Ngugi, MP,
  19. The Hon. (Dr.) Robert Monda, MP,
  20. The Hon. John Mututho, MP
  21. The Hon. Joshua Kutuny, MP.
- The Temporary Deputy Speaker** (Mr. Imanyara): Next Order!

#### ADOPTION OF REPORT ON IDPS IN RIFT VALLEY

THAT, this House adopts the Report of the Departmental Committee on Labour and Social Welfare on a fact finding tour to Mai Mahiu, Gilgil and Kurbanyat Internally Displaced Persons camps in the Rift Valley Province undertaken on 3<sup>rd</sup> and 4<sup>th</sup> May, 2010, laid on the Table of the House on Thursday, 4<sup>th</sup> November, 2010.

**The Temporary Deputy Speaker** (Mr. Imanyara): Is the Chairperson of the Departmental Committee on Labour and Social Welfare in the House?

Hon. Members, there being no Mover of this Motion, it is dropped with leave to the hon. Member to re-institute it if he so wishes.

*(Motion dropped)*

#### ADJOURNMENT

**The Temporary Deputy Speaker** (Mr. Imanyara): Hon. Members, there being no other business, the House stands adjourned until this afternoon at 2.30 p.m.

The House rose at 9.15 a.m.