JULY HANSARD

QUESTIONS
Date: 7th July 2010
Member of Parliament: Hon. Rachael Shebesh

Contribution she made on: Towards a decent and fair referendum:’ The government’s Pledge”

- She asked the Deputy Prime Minister and Minister for Local Government to clarify on what he meant by providing security to the campaign teams for No and Yes.
- She said that there was need to clarify to ‘No’ team on the need to differentiate between a prayer meeting and a ‘No’ campaign so that adequate security can be provided in the understanding of what kind of meeting it is.
- She cited an example of the Uhuru park rally that had been classified as a prayer meeting.

Date: 7th July 2010
Member of Parliament: Hon. Millie Odhiambo

Contribution she on: Towards a decent and fair referendum:’ the government’s Pledge

- She asked the Deputy Prime Minister and Minister for Local Government to clarify on what he was doing to ensure that both camps – the “No” and “Yes”, were not using children for their campaigns.
- She said there is an advert that was using children to say choose life, vote No which is Un-constitutional and against the Children’s’ Act.

Date: 7th July 2010
Member of Parliament: Hon. Peris Chepchumba

Contribution she made on: Insecurity in Eldoret South

- She asked for a Ministerial Statement from the Minister of State for Provincial Administration and Internal Security on the general insecurity and state of fear and
despondency that had befallen the residents of Eldoret South Constituency in the last few

days.

- She asked the minister to explain to the house the circumstances under which three
  watchmen guarding secondary schools, namely, Kapkweiga Girls High School, Lelemorok
  High School and St. Catherine Girls in Keses Division, Ware District, had been hacked to
death and properties and cash stolen.

- She asked the minister to clarify on what the Government was doing to stamp out the
  rampant thuggery in the region, and on when patrols would be started and police stations put
  up in the region.

- She asked the minister to give details of the deaths of the watchmen and the steps that had
  been taken up to bring the culprits to book.

- She asked the minister to inform the house on how many people had been arrested in relation
  to the incidences.

- She asked that given the fact that the schools under attack were girls schools, what action
  would the Government take to ensure that rape and other bestially acts are not committed
  against the students?

Date: 13th July 2010

Member of Parliament: Hon. Millie Odhiambo

Contribution she made on: Non facilitation of Volley ball team for persons with disabilities

- She asked the Minister for Youth Affairs and Sports

  a) To clarify why, the National Sitting Volley Ball Team for Persons with
     Disabilities had not received financial and other administrative support from
     the Ministry to travel to the USA on the 7th of July, 2010 despite having
     qualified to represent the country in World Championships, in Oklahoma
     USA?

  b) Whether the Minister aware that failure to facilitate such travel is tantamount
     to perpetuating discrimination against persons with disabilities, contrary to
     Section 82 of the Constitution of Kenya
c) What urgent measures she was taking to ensure that the members of the team are assisted to get visas and to attend the event, considering that failure to appear attracts a two-year ban and a fine of Ksh7, 000,000?

Date: 13th July 2010

Member of Parliament: Hon. Hellen Sambili

Contribution she made on: Non facilitation of Volley ball team for persons with disabilities

➢ She said the National Sitting Volleyball team for person with disabilities was not able to be sponsored by the Ministry to travel to the USA on 7th July, 2010 due to lack of funds.
➢ She said the Federation submitted their budget for support to the Ministry on 7th May, 2010 which was towards the closure of the financial year when the Ministry had committed all the funds to other sports activities.
➢ She said that the ministry was committed to support sports for all persons and has always been keen to support sports for persons with disabilities.
➢ She said that the ministries had in 2009 provided 100% financial support to the Sitting Volleyball Federation to participate in the first open international cup of sitting volleyball in the great lakes region in Kigali, Rwanda.
➢ Secondly, the Ministry supported the Women Sitting Volleyball World Championship qualifiers in Nairobi and the sitting volleyball national championships held in Eldoret 2010.
➢ She said the ministry had also supported the Kenya National Paralympics Committee, to organize and participate in various local and international activities in the year 2009/2010 and had also conducted three programmes for sports persons with disabilities.
➢ She explained that the International Paralympics Committee has no rules and regulations banning and imposing fines on countries which fail to participate in championships; but that the ministry would however, discuss the issue with the World Organization of Volleyball for the disabled to ensure that such a ban or fine would not be imposed on the team.
➢ She added that the government did not have any bias against people with disabilities.
Date: 13th July 2010

Member of Parliament: Hon. Millie Odhiambo

Contribution she made on: Non facilitation of Volley ball team for persons with disabilities

- She asked the minister to assure the house that her would facilitate the members of the national team to acquire credit facilities to cater for their air tickets so that the only balance would be for their accommodation.

DATE: 13th July 2010

Member of Parliament: Hon. Millie Odhiambo

Contribution she made on: Non facilitation of Volley ball team for persons with disabilities

- She said that the team had not come to her office to seek any help

Date: 13th July 2010

Member of Parliament: Hon. Esther Mathenge

Contribution she made on: Long term policy on less fortunate members of society

- She said that the Government at the moment does not have any law or policy that requires or encourages businessmen and individuals to support the less fortunate members of the society.
- She said that there is however, a worldwide movement encouraging philanthropic ideas so that business communities can give
- She said that support to vulnerable sections by individuals or corporate organizations are voluntary and are at the discretion of such philanthropic donors.
- She added that any long-term policies will be through the Ministry of Finance because it will have a financial angle to it.
- She said that the common wealth was already steering member countries into the direction of getting a policy and that Kenya would be an board
Date: 14\textsuperscript{th} July 2010

Member of Parliament: Hon. Amina Abdalla

Contribution she made on: Justification for lowering import duty on wheat

- She asked the Minister to consider increasing the funding to NCPB so that it could pay the farmers high rates as an emergency measure.

Date: 14\textsuperscript{th} July 2010

Member of Parliament: Hon. Rachael Shebesh

Contribution she made on: Justification for lowering import duty on wheat

- She called on the minister for finance to keenly look into the issue which was causing daily demonstrations among the people
- She asked the minister to inform the house on what channels within the East African Community he was using to sort out the issue

Date: 15\textsuperscript{th} July 2010

Member of Parliament: Hon. Charity Ngilu

Contribution she made on: Commissioning of Chemususu dam

- She said that Chemususu Dam Project would be commissioned on completion in July, 2012 but that the dam would not relief pressure on the tapping on River Malewa since it is situated in a different sub-catchment area on River Pekera in Koibatek District.
- She said the Project would cost Kshs4.862 billion and would not cover the cost of equipment is not part of the contract.
- She said the scope of the project entailed construction of dam embankment of 45 meters high; a spillway; raw water mains to treatment works; water intake tower and the diversion works; rehabilitation of existing treatment works; construction of access road and staff buildings.
- She gave the cost benefit analysis of the Chemususu and Masinga dams to be 4,862 for Chemususu in 2009 with a water volume of 11.5 million meter cubed. The Masinga Dam
was constructed at a cost of KShs 1.5 billion in 1975 and 73 billion for Masinga done (had it been constructed in 2009), with a water volume of 1.56 trillion liters.

- She said the cost per cubic meter of water is not the only indicator of how viable a project
- But that a better analysis would include the social economic analysis like percentage of
- reduction of waterborne diseases
- She said that the project is situated in a semi-arid area where there are no other water sources and that the project costs are, therefore, justified since it will provide domestic water to over 500,000 needy people.

Date: 21st July 2010

Member of Parliament: Hon. Peris Chepchumba

Contribution she made on: Precautions to avert dangers posed by energy saving bulbs

She asked the minister for energy

a) What precautions have been put in place to avert the dangers posed by the Government introduced energy-saving bulbs, especially in handling them when they break

b) Whether he had records of families already using this gadget and, if so, to avail them

c) To confirm whether the bulbs are being phased out in the UK, the US and Canada for emitting ultraviolet radiation

d) To confirm that the bulbs are particularly dangerous when used during reading and, if so, what measures the government has taken to ensure Kenyan consumers are safe

e) Whether there are plans to mount civic education on the proper handling and disposal of the bulbs among the population most of whom are ignorant on the same.

f) Whether the minister was refusing to address the safety measure involved due to the lucrative business deal involved.

Date: 21st July 2010

Member of Parliament: Hon. Martha Karua
Contribution she made on: Precautions to avert dangers posed by energy saving bulbs
- She asked whether the minister was in order to have told the house that he was not aware of the development of the bulbs causing danger while all along he was aware.

DATE: 21st July 2010

Member of Parliament: Hon. Amina Abdalla

Contribution she made on: Effects of stringent importation rules on operations at Eldoret Airport
She asked the minister to confirm the amount of revenue that had been received from Eldoret International Airport to prove his assertion that there has been a reduction in revenue.

Date: 21st July 2010

Member of Parliament: Hon. Martha Karua

Contribution she made on: The killing of an Unarmed protester in Kangemi
- She sought a Ministerial Statement from the Minister of State for Provincial Administration and Internal Security on the killing of a civilian in Kangemi on Monday, 19th July, 2010.
- She sought explanation on why the police used live bullets on unarmed protesters thereby violating their freedom of assembly and expression
- What action the Minister had taken or was taking against particular officer(s) who committed the crime.
- She asked the minister to explain whether the Government had allocated an alternative site to those traders who were evicted from the market.
**BILLS**

**Date: 15\(^{th}\) July 2010**

**Member of Parliament: Hon. Millie Odhiambo**

**Contribution she made on: The counter – Trafficking in persons bill**

- She moved that clause 2, 3, 4, 5,6,7,8,9,19 and 26 be amended and provided the correct phrasing of the same clauses.
- She moved that the house agrees with the committee on the report.
- She moved that the bill be read a third time and thanked the Honorable members for their support through the bills.
- She thanked the ministry of Gender, Children and Social development, The Kinder Notifier, The EU, the British High Commission, the U.S and the Cradle for their contributions towards the success of the bill.

**Date: 15\(^{th}\) July 2010**

**Member of Parliament: Hon. Esther Mathenge**

**Contribution she made on: The counter – Trafficking in person’s bill**

- She commended Hon. Millie Odhiambo and all the people who had worked tirelessly to come up with the bill.
- She said that the bill was long overdue and highlighted a great task ahead of informing Kenyans of the content of the bill so that it would be helpful to them.

**Date: 21st July 2010**

**Member of Parliament: Hon. Millie Odhiambo**

**Contribution she made on: The constitution of Kenya (Amendment Bill)**

- She asked whether it was in order for Hon. Lessonet to impute improper motive on the honorable member who had openly been seen discarding the No lies and moved to the Yes team by being baptized wearing a green robe.
- She asked whether she was in order to request the YES team to appoint the leader of government business.
STATEMENTS

Date: 8th July 2010

Member of Parliament: Hon. Professor Margaret Kamar

Contribution she made to the question on: The activities of Calvary Temple Kenya

- She sought for a Ministerial Statement from the Attorney-General on the activities of Calvary Temple of Kenya, based at Komora Centre in Eldoret Town.
- In the Statement, she asked the attorney general to confirm
  
  a) If Calvary Temple of Kenya is a registered Church, an NGO or a school, and if its registration had been done both in Kenya and the US.
  b) If the proprietor by the name Star R. Scott, is the same as Star R. Scott of Calvary Temple Evangelistic Enterprises in the US, which is widely alleged to be a cult known for separating families, parents and children.
  c) Whether the organization was licensed to run an informal education for school-aged children.
  d) Whether the school-aged children currently housed in Komora Centre were undertaking studies under an approved Kenyan or US education system.
  e) That Kenyan families have been victims of Calvary Church in Kenya, and specifically at the Komora Centre in Eldoret where young girls are being married off without the consent of their parents?

- She asked the attorney general to detail in his statement the current activities undertaken by the said organization in Eldoret Town.

  She further asked the attorney general to;

  (a) Explain the circumstances under which one Lorna Chemeli Koech was married off without the consent and knowledge of her parents after she dropped out of her university studies at the University of Nairobi.

  (b) Explain under what circumstances the mother of Lorna, one Mrs. Patricia Cherotich Sawe, was arrested instead of being assisted when she reported the case of her child being married off to the police.
Date: 13th July 2010

Member of Parliament: Hon. Rachel Shebesh

Contribution she made on: Twin Bombing in Kampala Uganda

- She conveyed her condolences to the people of Uganda.
- She said that there was need to hear from the ministry of state for defense on how it was working to deal with the issue of threat of terrorism.
MOTION

Date: 7\textsuperscript{th} July 2010

Member of Parliament: Hon. Professor Margaret Kamar

Contribution she made on: Adoption of reports on ACP/EU joint meetings/18th session of ACP-EU JPA

- She moved the motion that the House adopts the Report of the proceedings of ACP Committees and ACP/EU Joint Committee meetings and the Report of the 18\textsuperscript{th} Session of the joint Parliamentary Assembly of the ACP/EU and related meetings.
- She said that the meeting was attended by two members of the house: herself as the leader of the delegation and Hon. Musikari Kombo accompanied by Mr. Njoroge - a clerk in the house.
- She said the bi-annual meeting took place in September in the ACP House in Brussels and was followed by joint meetings with the European Union Committee counterparts from 30\textsuperscript{th} September to 2\textsuperscript{nd} October, 2009. The joint meetings took place in the EU Parliament.
- The Committee meetings were a follow up of the 16\textsuperscript{th} Joint Parliamentary Assembly which had taken place earlier in April, 2009, in Prague in the CZech Republic.
- She said that three standing committees held their meetings and discussed tropical issues i.e. The Committee on Social Affairs and Environment, the committee on Economic Development and Finance, and the committee of political affairs in which Kenya had been sitting until last year.
- She said that it was impressive that Kenya was off the agenda of discussion in the committee of political affairs which had been the case since occurrence of the 2007 post election violence.
- She said that she was happy to report to the meeting that Kenya was back on track and that the political situation was now stable. She also informed the meeting that Kenya was moving towards a national referendum.
- She said that Kenya was applauded for her progress and for the milestones she had made since the 2007 general elections.
- She said that the Committee had further engaged the European Union Commission (EUC) on implementation of earlier resolutions and in particular, the resolutions of the Economic Partnership Agreements (EPAs).
She said that she was happy to report that Kenya had successfully moved to the Committee on Social Affairs and Environment, which was of interest to the country because of the climate change issues and because of the need to push for the agenda of Nairobi remaining the seat of UNEP.

She said that during the joint the Joint Parliamentary Session, reports were presented by the various Committees.

The reports presented were; The Report on Social and Cultural Integration and Participation of Young People in Development and Governance,. The Report on Social Impact of the Financial Global Crisis and the report on climate change.

She said that the issue of tourism is the issue that affected Kenya and Africa in general.

She noted with appreciation the support received from various partners, including the Ministry of Environment and Mineral Resources, the UNEP, and the Swedish embassy during the preparation process of the meeting.

She said that the meeting was important as it had made Kenya the second hosts of the Summit of African Parliamentarians on Climate Change.

She noted the active participation of members of Parliamentarians’ Network on Natural Resources and Climate Change, the during the preparation process of the meeting.

She appreciated the support of the speaker, who sent six Members of Parliament to Copenhagen for the conference.

She informed the house that Kenya was elected the Vice-Chair of the Committee on Social Affairs and Environment.

She said that at the end of the ACP-EU Joint Assembly, the Kenyan delegation rallied the Joint Parliamentary Assembly membership to call for the elevation of UNEP in Nairobi into a global environmental body.

She reported that the Kenyan delegation had successfully lobbied for the upgrading of the UNEP in Nairobi and was happy to report that the resolution was adopted.

She read to the house the resolution and explained that efforts for this success had been spearheaded by the president during the African Summit of the group of ten on climate change in Addis Ababa, Ethiopia in October, 2009 where the president urged his colleagues from Africa to join hands in pushing for the upgrading of the United Nations programmes into a fully-fledged World Environmental Organization to be based in Nairobi.
- She said the ACP-EU also discussed matters of trade, especially the revision of the Economic Partnership Agreements (EPAs).
- She said the EPAs is a new type of trading relationship between the European Union (EU) and ACP-EU countries based on a partnership towards proper development.
- She added that it is important that the Kenyan Committee looks into the issue because it touches not only on Governments but also on Parliaments.
- She said that she was happy that Kenya had participated and thanked the speaker for sending the two members of the house to attend the meetings and to participate on behalf of the house.
- She presented the two reports to the house for adoption.
- She appreciated the contributions made by Honorable members and explained that the delegation had already approached the speaker on the need to expand the delegation.
- She reiterated the comments made by Hon. Professor Sam Ongeri on the need to be proactive and to provide leadership on the same especially to the universities in Kenya.
- She appreciated the support shown by the head of state and the prime minister during the hosting of the continental summit on climate change, who opened and closed the sessions.
- She thanked Hon. Ruteere on his highlights on the issues of youth and said that it is a very important issue and a global agenda that needed to be addressed.

**Date: 14th July 2010**

**Member of Parliament: Hon. Millie Odhiambo**

**Contribution she made on: Adoption of joint report on procurement of medical goods and equipment**

She supported the motion

- She thanked the joint Committees for the Report and continued to highlight the need for a very clear and thorough audit in the procurement process, especially for public goods.
- She supported the concern raised by the joint Committees, on the inordinate delay in the process, including the court process especially when handling goods that affect the poorer population.
She urged Ministries involved to hasten the processes in future, so that the poor of the country do not suffer.

Date: 21st July 2010

Member of Parliament: Hon. Professor Margaret Kamar

Contribution she made on: Introduction of policy to balance cost of education in public universities

She advocated that all the students (parallel and regular) be provided with equal funding from the HELB.

She said that the parallel programme was started as a very genuine and honest gesture to allow more Kenyans to access university education.

She said that as a result, Kenya has produced more human resource than any other country in the region.

She confirmed that universities have improved their facilities through fees paid by the parallel students, giving examples of Moi and Egerton University.

She said that a parallel student is a student who has scored a C and above but has not reached the critical mark that allows them to join the university’s regular programme.

She said that the regular students are selected by the JAB panel and that admissions are pegged on the bed space available in the universities.

She said that the parallel programme is run by the same professors who run the regular programme.

She explained that majority of the students who go to university are those from private schools who are children from well to do families.

She said that if the trend continues, then it is only the children of the rich who will be going to universities.

She reiterated the need to provide equal HELB to students in both programmes to ensure that every student who gets a C+ and above gets the loan.

She said that the current system is catalyzing the growth of the gap between the rich and the poor.

She called for a need to balance access to funding to cater for the low income families in the country.
Date: 21st July 2010  
Member of Parliament: Hon. Millie Odhiambo  
Contribution she made on: Introduction of policy to balance cost of education in public universities  
She reluctantly supported the motion  
- She said the issue at hand was not to balance the cost but to standardize the system.  
- She explained that student who undergo the parallel degree programme do not get ample time in the education system and that education standards are compromised in this system.  
- She said that the system is also discriminative as only allows children from well to do families to access education due to the high cost.  
- She gave an example of some parts of Nyanza where many students who get B- do not go to university yet those from other parts of the country are able to access the same because they can afford it.  
- She said the issue of inequality in the country must be dealt with by addressing the issue of the system of education.

Date: 21st July 2010  
Member of Parliament: Hon. Rachael Shabesh  
Contribution she made on: Introduction of policy to balance cost of education in public universities  
She supported the motion  
- She said that the current education system perpetuates a trend where by bright students are lost somewhere between primary and secondary school and are not able to join the university.  
- She highlighted that 80% of the children admitted to national schools are from private schools and that these are the students who find entry to university.  
- She said that the cost of parallel education should be made more affordable and urged the government to increase the amount of funding so that the parallel students are also able to get the same support that the regular students get.
She said the free primary and secondary education has compromised the education standards of the country and that the same should not be done at university level as the country would begin yielding substandard professionals.

She urged the members to be fair in the debate by considering the parents who have to pay for the parallel programmes because their children do not meet the required grade and the universities that benefit from the money paid by these students to improve infrastructure.

Date: 22nd July 2010
Member of Parliament: Hon. Martha Karua
Contribution she made on: Adjournment to a day other than the next normal sitting day

- She seconded the motion and explained that it was important to give members enough time with their constituents prior to the referendum date to provide civic education on the proposed constitution.
- She said that she had not been able to attend the chamber meetings because she was involved in the campaigns.
- She said that it is in the interest of the members to bring change to the country by educating the people about the draft.
- She gave the benefits of the proposed draft constitution among which she cited eradication of poverty through a new legal framework, a reformed judiciary and police.
- She said that the constitution would unlock agenda 4 which is of immediate benefits to the citizens.

Date: 22nd July 2010
Member of Parliament: Hon. Cecilly Mbarire
Contribution she made on: Adjournment to a day other than the next normal sitting day

She supported the motion

- She said continuing with the duties in the house as parliamentarians would be a loss of valuable time to inform Kenyans about the contents of the draft constitution
- She urged the members to campaign in a peaceful manner and to urge Kenyans to be peaceful throughout the process