



THE KENYA NATIONAL ASSEMBLY

Fourth Parliament – Second
Session

Tuesday, 4th March, 1980

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE PRESIDENT

Mr. Speaker: Your Excellency the President, hon. Members, it is my great honor to welcome Your Excellency here today in your unique capacity as President of the Republic of Kenya in accordance with the provisions of the Constitution and the Standing Orders of this House.

The last time this House had the honor of being addressed by Your Excellency in that capacity was during the opening of the final session of the Parliament last year. We are, therefore, anxiously waiting for your words of wisdom, guidance and advice on this State Opening of the Second Session of the Fourth Parliament, having, in a single day, expeditiously covered the First Session on 4th December, last year, in the spirit of nyayo.

Your Excellency, it is not my intention to anticipate what I expect to be a common theme when the House comes to debate your Presidential Address from the Chair, namely the efforts which you have been making on behalf of our country and the great achievements which you have already accomplished at home and abroad.

This House is truly thankful to you for everything you have done so far and continue to do to make Kenya a shining example of true freedom and

progress. Your forthrightness and person-to-person diplomacy have projected the image of Kenya far and wide and demonstrated that this country is ever ready and willing to contribute its share to international amity and understanding. Here at home, while appealing to us to respond bravely to the challenges of our time, you have used no euphemisms in stating the stark reality of the problems facing us, such as the population explosion which awaits us just around the corner unless we take prompt action to diffuse it.

In the course of the months ahead, we look forward to listening to many maiden speeches, and I hope a word of advice, especially to the new hon. Members would be quite in order. If in the course of his speech an hon. member should experience a feeling that the Chair's interest in what he is saying is fading, he should remember that it is probably because the chair is engaged in mental struggle to glean what is new from among what we have already heard so many times before. I am hopeful, however, that irrespective of their numbers, the speeches will always be of reasonable length and to the point.

Your Excellency, guided by your wisdom, this House will always endeavor to create a political climate in which economic and social development can best flourish. It is our goal to establish a lasting democratic tradition. We are proud of the solid foundations which were laid by our predecessors, and we shall continue to preserve and protect them to the best of our ability.

On behalf of all the hon. Members, may I now humbly request Your Excellency to address the House.

Tuesday, 11th March, 1980

COMMUNICATION FROM THE CHAIR

DEATH OF HON. S. M. ALI – MEMBER FOR
MANDERA WEST

Mr. Speaker: Honourable Members, many of you must have been shocked just as I was, to hear the death of our colleague and friend, the hon. Mohamed Sheikh Ali, Member of Mandera West, who passed away in Nairobi in the early morning of Sunday.

Some hon. Members might not have got to know hon. Sheikh Ali well, but those who were here during one or both of the two previous Parliaments will remember him as a gentle and considerate colleague, trusted by his people, who but for his untimely death, would have been here today with us serving his third consecutive term. Those of us who knew him well will miss him greatly.

On behalf of this House, I send our heartfelt condolences to his family and relatives.

May I now ask you to rise and remain silent for a few moments as an expression of respect for our departed comrade.

(Hon Members stood for one minute in silence)

Thursday, March 20, 1980

COMMUNICATION FROM THE CHAIR

NOMINATION OF CHAIRMAN'S PANEL

Mr. Speaker: Hon. Members, in accordance with Standing Order 10 (1), I have nominated the following three hon. Members to constitute the Chairman's panel:-

The hon. Mrs. G. A. M. Onyango, M.P. - First Chairman.

The hon. P. P. Ang'elei, M.P. - Second Chairman.

The hon. A. N. Mwidau, M.P. - Third Chairman.

The Sessional Committee has given its approval to these nominations.

Tuesday, 25th March, 1980

COMMUNICATION FROM THE CHAIR

THE HOUSE NOT SITTING ON WEDNESDAY MORNING

Mr. Speaker: Hon. Members, since most of you are members of the delegates Conference of KANU, I think it will be for your convenience if we do not sit tomorrow morning, so that you can attend the Special Delegates Conference. However, in the afternoon, we shall meet as usual at 2.30 p.m.

Wednesday, March 26th, 1980

COMMUNICATION FROM THE CHAIR

DELAY IN COMMENCEMENT OF BUSINESS

Mr. Speaker: Hon. Members, just for your record, as your notice we have started a bit late today, but, well as you know, we could not help it because the Special Delegates Conference of KANU took longer than we expected. However, I hope we will be able to continue as usual.

Wednesday, 2nd April, 1980

COMMUNICATION FROM THE CHAIR

MEMBERS TO BE IN TIME TO AVOID WASTAGE

Mr. Deputy Speaker: Hon. Members, I think before we move on to the next Order, I would like to request the hon. Members, both the Front Bench and the Back-Benchers, to be here on time.

We have quite a number of Questions which have not been replied to mainly because either the Front-benchers were not here on time or the Back-benchers were not here on time. I hope you will all realize how much time and money it costs the Government to get replies to Questions ready. So, I am sure you are definitely going to take the trouble to be here on time.

Thursday, 22nd May, 1980

COMMUNICATION FROM THE CHAIR

DISTINGUISHED VISITORS: GERMAN POLITICAL PARTY LEADERS

Mr. Speaker: Hon. Members, may I take this opportunity to draw your attention to our friends from Germany who are visiting Kenya. They belong to one of the Germany Parties. A few weeks ago, as you will remember, a group of our party members went there to learn about the German system of political parties. The officers of that party are visiting our country to see how we operate, and are grateful indeed for their coming. We wish them a very enjoyable stay, hoping that the two groups, ours and theirs, will gain from each other.

Wednesday, 28th May, 1980

COMMUNICATION FROM THE CHAIR

NO AFTERNOON SITTING-MEMBERS TO MEET THE PRESIDENT

Mr. Speaker: Hon. Members, for the convenience of the House, we shall not be sitting this afternoon because, as you know, His Excellency the President and his team will be returning this afternoon. Therefore, in order to give an opportunity to hon. Members to meet

them, we shall not meet in the afternoon. May I ask you to mention that to those hon. Members who may not be around.

Thursday, 5th June, 1980

COMMUNICATIONS FROM THE CHAIR

STRAY ELEPHANTS IN LAIKIPIA

Mr. Speaker: Hon. Members, I have received a written notice from Mr. Muthura, Member for Laikipia East, of his intention to raise on a Motion for the Adjournment, a matter contained in an unsatisfactory reply to Question No. 57 on 13th May, 1980, concerning stray elephants which have destroyed crops in Laikipia district, under the provisions of Standing Order No. 18 (1).

I, shall, therefore, call upon hon. Member to move an Adjournment Motion at the time of interruption of business on Thursday, 12th June, 1980.

WRONG IMPRESSION GIVEN ON A MINISTER'S ABILITY TO ANSWER A QUESTION

Mr. Speaker: Hon. Members, I have just a few things to say in connection with yesterday's incident. Well, it is not really an incident but a Question came and Mr. Kiptanui stood up to reply, and there were certain interruptions. However, the way it has been put in the press is not fair to Mr. Kiptanui. The impression is given that Mr. Kiptanui failed to answer the Question. The actual words used by two of the papers indicate this. One of them says, "A minister stuck for an answer". This means Mr. Kiptanui was replying but he got stuck, which was not true. The other paper's is even worse. It says, "Minister jeered by M.P's". Members did not jeer Mr. Kiptanui. They were trying to find out why the Question could not be replied to, but it was not a question of jeering Mr. Kiptanui.

Mr. Kiptanui has now given me a full explanation which completely exonerates him from any blame at all. In fact, he has indicated to me that they have a system in their Ministry whereby each Assistant minister is allocated an area of responsibility, and all that he was trying to do yesterday was to assist his colleague who was not present because it was the responsibility of his colleague to reply to that Question, and not Mr. Kiptanui. So this could clear Mr. Kiptanui completely from any blame for what took place yesterday.

I was not here in the afternoon, but I have seen in the HANSARD that Mr. Ngengi Muigai tried to deal with the issue-----Excuse me, I have a problem with my throat. The remarks he made could be misleading because he said one of the causes of the trouble was that the Question had been sent twice with two different numbers. This is not so. In fact the number was correct. It is true they got two copies, one of them being a reminder, and the number of the Question was 230 on those papers, but what an officer in their office did was to take the number of their file. So, No. 280 was, in fact, a file number of their Ministry, which has nothing to do with Parliamentary questions.

I wanted to say this to clear our officers. They cannot be held responsible for any mistakes made in a Ministry. I hope this position is now very clear.

Thursday, 12th June, 1980

COMMUNICATIONS FROM THE CHAIR

MEMBERS OF THE MALAWI NATIONAL ASSEMBLY IN SPEAKER'S GALLERY

Mr. Speaker: We must go now.

Hon. Members, before we move on to the next Order, it is my very great pleasure to welcome to our Parliament today, three ho. Gracious ladies, Members

of the Malawi National Assembly who are sitting now in the Speaker's Gallery.

They are the hon. Rosemary Lupiya, M.P., the hon. Grace Chijota, M.P., and the hon. Florence Chalamba, M.P., who are part of the delegation now paying a state visit to Kenya. We wish them a happy stay and we appreciate their coming as Kenya and Malawi are great friends.

Wednesday, 2nd July, 1980

COMMUNICATIONS FROM THE CHAIR

CLARIFICATION ON STANDING ORDER NO. 135

Mr. Speaker: Hon. Members, before we move on to the next Order which is Committee of Ways and Means, I would like to draw your attention to Standing Order No. 135 which applies in this case. It says: "**For the purposes of this part of the Standing Order...**"

that is the part covering this Committee of Ways as well as the Committee of Supply,

"...a day shall be deemed to consist of any period of not less than 3 hours prior to 1 p.m. and 7.00 p.m. or of not less than 3 hours after 7.00 p.m."

Hon. Members, the effect of that provision is that today we will do two days. We are now sitting and we will be sitting in the afternoon and in both cases we will have a period of less than 3 hours which makes a day. I would like to remind you that this only applies to the Committee of Ways and Means, and Supply, and not in the case of, for instances, absences.

Thursday, 10th July, 1980

COMMUNICATIONS FROM THE CHAIR

EARLY ADJOURNMENT OF THE HOUSE-
MEMBERS TO BE GUESTS OF THE
PRESIDENT

Mr. Speaker: Hon. Members, in order to enable you to be His Excellency the President's guests this evening, the House will adjourn at six o'clock.

Thursday, 17th July, 1980

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED GUESTS: FRENCH
PARLIAMENTARIANS IN THE SPEAKER'S
ROW

Mr. Speaker: Hon. Members, it is my great pleasure to welcome our guests from the Parliament of France who are in the Speaker's Row. The Leader of the Delegation is Mr. E. Aubert, and he is accompanied by Mr. J. Laborde, Mr. J. Banmel, Mr. G. Peronnet, Mr. P. Goldberg and Mr. R. Moinet, who are also Members of the National Assembly of France, and who are guests of the National Assembly of Kenya.

On your behalf, I wish to let them know that we are very happy to have them here. It is the first meeting of its kind in that we have not had a delegation of Members of Parliament from France as such visiting Kenya. This is the first, and we certainly look forward to many more in the future. We hope they will enjoy their stay in Kenya.

Thursday, 25th September, 1980

COMMUNICATIONS FROM THE CHAIR

MOTION OF ADJOURNMENT OF THE HOUSE

Mr. Speaker: Before we move on, may I just draw your attention to the last Order, which is Order No. 6. The Sessional Committee met on Tuesday and recommended that because of the official opening of the Show by his Excellency the

President on Tuesday, the House should not meet because it will be very difficult to get Members to attend. So, it is intended that at the end of the business today, we shall require the House to pass a resolution on a Motion of Adjournment, so that the House meets on Wednesday and not Tuesday. We are required to do that by our Standing Orders, and I hope there will be no debate. This will just be a formality. Therefore, please remember that on Tuesday, there will be no sitting, so that you do not have to hang around waiting for the sitting.

Thursday, 30 October, 1980

COMMUNICATIONS FROM THE CHAIR

WELCOME TO SUDANESE
PARLIAMENTARIANS IN THE HOUSE

Mr. Speaker: Hon. Members, before we go to the next Order, may I, on your behalf as well as on my behalf, welcome our friends who have come from Sudan and who are attending consultative meetings in Nairobi, and who are now with us here in the Speaker's Row. The group consists of five Cabinet Minister's and three Members of Parliament. We wish to assure them that in Kenya they are at home and we very much value the good relations that exist between Kenya and Sudan, and we hope that while they are here they will feel absolutely at home and enjoy themselves.

Wednesday, 12th November, 1980

COMMUNICATIONS FROM THE CHAIR

ASSENT TO BILLS

Mr. Speaker: Hon. Members, His Excellency the President has assented to the following Bills which were passed by the National assembly in July, 1980:

Act No.	Title	Passed 3 rd	Date of Assent
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		<i>Reading</i>	
7	The Kenya National Examinations Council Act, 1980.....	16-7-80	28-7-80
8	The Telecommunications Act, 1980.....	16-7-80	28-7-80
9	Tax Act, 1980.....	17-7-80	12-8-80
10	The Chan'gaa Prohibition Act, 1980.....	17-8-80	12-8-80
	The Finance Act, 1980.....		

THE KENYA NATIONAL ASSEMBLY

Fourth Parliament – Third Session

Tuesday, 10th March, 1981

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE PRESIDENT

Mr. Speaker: Your Excellency the President, Hon. Members, on behalf of all the Honourable Members and of myself, it is my great privilege to welcome Your Excellency at this ceremony of the State opening of the Third Session of the Fourth Parliament. This, indeed, is your day, and we are all anxiously awaiting your words of wisdom and guidance.

While we are proud to know that as the Hon. Member for Baringo Central you are one of us, as you clearly demonstrated during the last Session when, on one occasion, you arrived unexpectedly and took your seat as a Front-bencher. We are even prouder to welcome Your Excellency here today as our Head of State, as the President of the Republic of Kenya.

It is fitting, therefore, that I should take this opportunity to reiterate our collective commitment to your call for love, peace and unity among all Kenyans. In accordance with our procedure, when the appropriate time comes, this House will declare with one voice its unanimous endorsement and support of our National Creed of "Nyayoism" as expounded by Your Excellency.

I have the honour to request Your Excellency kindly, to address the House.

***Tuesday, 4th March, 1980**

COMMUNICATIONS FROM THE CHAIR

WELCOMING DISTINGUISHED GUESTS: FROM INTER-PARLIAMENTARY UNION

Before the House is adjourned, I would like to draw your attention to the presence in the Speaker's Row of the State visitors who have come to Kenya-and are guests of the Kenya Parliament- in connection with the organization of the forth-coming Inter-Parliamentary Conference on Population and Development which will take place here in Nairobi in July this year.

The distinguished guests are the Secretary-General of the Inter-Parliamentary Union, Mr. Pio-Carlo Terenzio; Mrs. Jacqueline Ki-Zerbo from Upper Volta; Professor Reuben K. Udo from Nigeria; and Mr. Vitaly Evseyev from Geneva.

On behalf of you all, I wish to assure them that they are most welcome, and we hope that they will enjoy their brief stay in the country. We look forward to welcoming them again later this year.

Wednesday, 1st April, 1981

COMMUNICATION FROM THE CHAIR

PROCEDURE FOR RESIGNING A PARLIAMENTARY SEAT

Mr. Speaker: We must go on now because we are not getting anywhere. Just before we move on to the next Order, I have a small communication to make.

For the benefit of those among you who wish to resign their Parliamentary seats in future, the procedure to be followed is outlined in section 121 of the Constitution of Kenya.

Subsection (1) (iii) of that section states as follows:

“the resignation of a person from the office of Member of the National Assembly or from the office of Chairman or Member of a Committee of the National Assembly shall be addressed to the Speaker of the National Assembly.

Subsection (2) provides that:

“The resignation of a person from any such office shall take effect when the writing signifying the resignation is received by the person or authority to whom it is addressed or any other person authorized by that person or authority to receive it” In this case, the person or authority is the Speaker.

Wednesday, 8th April, 1981

COMMUNICATION FROM THE CHAIR

WELCOMING DISTINGUISHED GUESTS FROM ROME

Well, in view of the fact that Hon. Muthura raised a point of order a few minutes ago in connection with Hon. Kamwithi Mwinyi's sitting in the Speaker's Gallery Row, may I then take this opportunity to introduce Distinguished Guests in the Speaker's Row who are currently touring our country from Italy. We wish them a happy stay and a successful tour of our country. They are:

Hon. Fran Aventino, who is the President of the Institute of International Co-operation and Development problems; Rome, Italy.

Mr. Nicoli Antonio, who is the Vice President. He is also accompanied by two other officials of the same institute.

Wednesday, 15th April, 1981

COMMUNICATION FROM THE CHAIR

THE HOUSE NOT SITTING ON THURSDAY

Mr. Speaker: Order! Before we move to the next Order, I have two announcements to make. The first one is that at its meeting last night, the Sessional Committee decided that we would not be sitting tomorrow to allow Members to get home for Easter in time.

So, we shall not be sitting tomorrow, and would you tell your friends who are not here.

MR. SPEAKER TO ATTEND COMMONWEALTH SPEAKERS' CONFERENCE IN CANADA

The second announcement is that I will be away during the next week or two attending a conference of Commonwealth Speakers in Canada. So, you will be left in the good hands of my Deputy Speaker and the Chairman of Committees who, I am sure will handle every problem that arises.

Thursday, 25th June, 1981

COMMUNICATION FROM THE CHAIR

MOTION FOR ADJOURNMENT: ELECTION H.E THE PRESIDENT AS O.A.U. CHAIRMAN

Mr. Deputy Speaker: Hon. Members, in the absence of an express provision in our Standing Order No. 1 to allow the Deputy Leader of Government Business and Minister for Local Government, Hon. Oloitipit, to move an adjournment of the House in connection with a matter of great national importance.

As you are all aware, His Excellency the President of the Republic of Kenya, Mzee Daniel Toroitich arap Moi, has been bestowed with the honour of being the Chairman of the 18th Ordinary Session of the Organization of African Unity which our country has had the honour to host for the first time. It is particular fitting at this hour for this Hon. House to record its

gratitude to the Distinguished Heads of States and Governments, and Heads of the Delegation for the honour conferred on our Head of State and the people of Kenya.

We wish the Hon. Visitors a happy and fruitful stay in Kenya. At the same time, we must congratulate His Excellency the President on his appointment, and wish him all the success during his tenure in office. There is no doubt that he will discharge the functions of his honourous and dignified office with the same dynamism, sagacity and resoluteness of purpose as he has shown in steering our national ship. His philosophy of love, peace and unity, will, no need to say, pervade and fertilize the whole of the African Continent. Long Live, His Excellency the President; Long Live the Organization of African Unity.

I will probably give the Hon. House only 30 minutes, and I call upon the deputy Leader of Government Business to move the Motion.

Wednesday, 8th July, 1981

COMMUNICATION FROM THE CHAIR

WELCOME TO DELEGATES ATTENDING INTER-PARLIAMENTARY UNION CONFERENCE

Mr. Deputy Speaker: Order, I think before our distinguished guests leave, may I, hon. Members say that it is my great pleasure to take this opportunity to introduce and welcome on your behalf, distinguished delegates now in the Speaker's row. May I at this juncture mention that these distinguished delegates are here for the purposes of attending the Inter-Parliamentary Union Regional Conference on Population and Development now taking place at the Kenyatta International Conference Centre. May I, on your behalf wish them well in their deliberations and hope that after the conference, they will find the time to see some of parts of the country. I am sorry, some of them have just gone out, but they are:

Mrs. Sarah Mfula from Zambia; Mr. Paul Lubunga from Zambia; Mr. Kane Rahmane from Senegal; Hon. Mamadou Abdoulaye from Senegal; Hon. Diene Youssou from Senegal;

Hon. Fanny Inza from Senegal; Hon. Doudzo Edmond from Senegal; Hon. Chuch Habibi from Tunisia; Hon. Benkirane from Morocco; Dr. Ghurburrun from Mauritius; Mrs. D. Chowa from Malawi who is the Leader of the Delegation from Malawi; and Mr. B. J. K. Sikanda from Malawi.

Wednesday, 22nd July, 1981

COMMUNICATION FROM THE CHAIR

LATE START FOR SITTING OF THE HOUSE WEDNESDAY AFTERNOON

Mr. Speaker: Just before we continue with this Motion, perhaps this is the best time to make this announcement. I am informed by the Leader of Government Business that in order to allow Members to meet the President when arrives this afternoon, we should meet at 3.30p.m. That will enable them to go to the Airport and be back. So, we should continue from 3.30 p.m. and not 2.30 p.m. So, please try and be back so that we can go on with our business.

Tuesday, 13th October, 1981

COMMUNICATION FROM THE CHAIR

WELCOMING MEMBERS OF PARLIAMENT FROM FEDERAL REPUBLIC OF GERMANY

Mr. Deputy Speaker: Now, before we on to the next Order, I am sure Hon. Members, a few minutes, may have seen three gentlemen in the Galleries. They were Members of Parliament from the Federal Republic of Germany. I am sure you are all aware of the good, healthy and strong economic, cultural and social relations that exist between our two countries and I am sure, therefore, that you are with me in wishing them the very best in their stay here. I hope that their visit will further strengthen the existing good relations. They were Dr. Hans Stercken a Member of Christian Democratic Union and also a Member of the African Foundation. The other one Dr. Volkmar Koehler, a Member of the C.D. U. and also party's spokesman on Germany-African Parliamentary Group. The other one was a Member of their here, Mr. Klaiber.

Tuesday, 14th October, 1981

COMMUNICATION FROM THE CHAIR

CONGRATULATIONS TO THE PRESIDENT ON THE OCCASION OF HIS THIRD ANNIVERSARY

Mr. Speaker: Hon. Members, as you all know, on this day three years ago His Excellency The Hon. Daniel Toroitich arap Moi, C. G. H., assumed all the powers pertaining to the supreme office of the powers pertaining to supreme office of President and Commander-in-Chief of the Armed Forces of Republic of Kenya. It is therefore fitting that, on behalf of the National Assembly of Kenya, I should convey to His Excellency the President felicitations on the occasion.

Three years is not along time; but in that short period, His Excellency the President has phenomenal successes. At home he has continued to steer our ship of state on an even keel so that, despite the economic storms which have raged all over the world, the star of Kenya, under the circumstances, has continued to shine and brightly. On the international scene, his voice has been heard even to the farthest corners of the earth, and he has proved himself to be a most vocal, courageous and convincing spokesman for Africa and all peace-loving people.

We, the Members of this House, are therefore very proud of him; and on your behalf, as well as on my own behalf, I sincerely re-affirm our loyalty to His Excellency, assuring him of our determination to continue supporting him in every way possible.

Thursday, 25th November, 1981

COMMUNICATION FROM THE CHAIR

ADJOURNMENT OF THE HOUSE: MEMBERS TO ATTEND OPENING OF CO-OPERATIVE HOUSE FUNCTION

The Temporary Deputy Speaker: Hon Members, you will recall that we were to sit in the morning because His Excellency the President was going to officially open the Co-operative House, and

there being a lot of confusion, most Ministers and Assistant Ministers will not be available to answer questions. There, this House is now adjourned until Tuesday, 1st December, at 2.30 p.m.

Tuesday, 1st December, 1981

COMMUNICATION FROM THE CHAIR

ASSENT TO BILLS

Mr. Speaker: Hon. Members, His Excellency the President has assented to the following Bills which were passed by the National Assembly during the months July, October and November, 1981:

<i>Act No.</i>	<i>Title</i>	<i>Passed 3rd Reading</i>	<i>Date of Assent</i>
6	The Finance Act, 1981.....	23-7-81	10-9-81
7	The Agricultural Development Corporation (Amendment) Act 1981.....	30-7-81	10-9-81
8	The Tana River Development Authority (Amendment) Act, 1981.....	30-7-81	10-9-81
9	The National Assembly Renumeration (Amendment) Act, 1981.....	7-10-81	14-10-81
10	The Statute Law (Repeals and Miscellaneous Amendments) Act, 1981.....	13-10-81	5-11-81
11	The Aircraft Offences (Amendment) Act, 1981....	3-11-81	16-11-81

THE KENYA NATIONAL ASSEMBLY

Fourth Parliament – Fourth Session

Tuesday, 9th March, 1982

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE PRESIDENT

Mr. Speaker: Your Excellency the President, Hon. Members, accordance with our tradition, I take this opportunity to welcome His Excellency the President of our Republic, realizing very well that he is the most distinguished Member of this House.

This is a day we always look forward to, because it is on such occasions that we have the honour and privilege of benefiting from the wisdom of the highest leader and elder of this nation. It is the day on which His Excellency presents to this House a considered assessment of the state of the nation, as well as a statement of Government's major business intended to be brought before this House during the new session. It is also the time when we receive fatherly advice, not only on how to avoid repeating pitfalls of the past but also on what we ought to keep in mind in order to serve our people most efficiently.

As we begin this Session, it is fitting that we express our pride and congratulations to His Excellency on the way he has performed his duty as Chairman of Organization of African Unity, one of the most arduous duties that any person could be called upon to perform. This House is confident that in the future His Excellency's chairmanship will form a pleasantly memorable chapter in the history of that organization.

This House is also appreciative of His Excellency's efforts to make Kenya an active and effective member of the international community. His extensive tours abroad and contacts here at home have won many friends for our nation.

Having made those few remarks, it is now my privilege to call upon Your Excellency to address the House.

Wednesday, 10th March, 1982

COMMUNICATION FROM THE CHAIR

DEATH OF MEMBER OF PARLIAMENT OF MARSABIT NORTH – MR. UMURO

Mr. Speaker: Hon. Members, before we proceed with the programme you see on the Order Paper, I think it is only fitting that I say something about our brother, the late Hon. Alex Umuro. We all know the circumstances under which he died and, therefore, there is no need for me to make or to give a description of the events that are now common knowledge to everybody. So, as is tradition with us here when we lose one of our colleagues, we should register it here by showing sympathy for his loss and also sympathize with his relatives. And so, I ask you to rise and be silent for a few moments in memory of our lost brother.

Wednesday, 10th March, 1982

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED VISITOR IN SPEAKER'S ROW - ZAMBIAN MINISTER, HON. CHIHADA

Temporary Deputy Speaker: Hon. Members, it is my pleasure to introduce to you the Hon. Chihada, who is the Minister of State and Cultural Services in Zambia. He is accompanied by the Zambian Director of Cultural Services. Thank you very much.

Wednesday, 17th March, 1982

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED VISITORS FROM IVORY
COAST AND NIGERIA

Mr. Speaker: Hon. Members, it is my great pleasure to welcome, on your behalf, the Hon. Leonard Yapo, Member of Parliament of the Ivory Coast, who is also the Mayor of Aboville. He is, of course, accompanied by Mrs. Yapo, whom we also welcome. We also welcome Mr. Ben Shotade, who is the Secretary-General of the African Region Scouts. Mr. Shotade comes from Nigeria. We hope they will have a very enjoyable stay in Kenya.

Thursday, 18th March, 1982

COMMUNICATIONS FROM THE CHAIR

BANK OF BARODA LOANS TO TWOMEMBERS –
UPON EACH MEMBER TO DECIDE WHAT TO
BELIEVE

Mr. Speaker: Hon Members, yesterday I promised to say something about the allegations which were made here the previous day by Mr. Sifuna concerning loans advanced to Hon. Kamere and Hon. Mbathi by the Bank of Baroda. My remarks will be very brief:

Hon. Sifuna laid on the Table copies of the documents on which he based his allegations. Hon. Kamere and Hon. Mbathi made statements refuting Hon. Sifuna's charge that there was something improper in the transactions. But there was no dispute about the documents or the loans.

Hon. Sifuna maintained that the circumstances prevailing at the bank were such that there could be doubts about the propriety of the loans in view of the Hon. Member's official positions. The two Hon. Members did not think so. This House heard both sides and it is up to each Member to decide what to believe or whom to believe.

I must draw the attention of the House to Standing Order No. 73 (4) which should have

been observed on that occasion. It is one of the rules of the rules debate that (and I quote):

“No Member shall impute improper Motive to except upon a specific substantive Motion calling in question the conduct of that Member”

In other words, there is clear method laid down of raising such matters. The issue before us is of a kind which, if it had to be raised, should have been treated that way. In future, this rule must be strictly adhered to.

Tuesday, 30th March, 1982

COMMUNICATIONS FROM THE CHAIR

A FEMALE MEMBER IN THE CHAIR TO BE
ADDRESSED “MADAM SPEAKER”

Mr. Speaker: Hon. Members, I have a small communication to make. My Communication from the Chair today is very much unlike any other I have made before. It concerns the form of address to an Hon. Member of the fair sex who happens to occupy the Speaker's Chair.

Up to now, whenever the Hon. Grace Onyango has been in the Chair, she has been addressed as “Mr. Speaker”. But having thought about the matter for a considerable period, I have come to the conclusion that there is no valid reason or defensible reason why this House should not adopt a more rational form of address which would make more sense to most people. Furthermore, I am sure none of us here would like to perpetuate what might be mistaken for a case of male chauvinism.

Now, therefore, by virtue of the power vested in me by Standing Order No. 1, direct that from now onwards, a female Hon. Member who occupies the Chair at any time shall be addressed as “Madam Speaker” or “Mheshimiwa Spika”, as the case may be.

Wednesday, 14th April, 1982

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED VISITOR – DANISH
PARLIAMENTARIAN IN THE SPEAKER'S ROW

The Temporary Deputy Speaker: Hon. Members, I draw your attention to the presence in the Speaker's Row of the Hon. Mr. Peterson, a Member of the Danish Parliament, and Mrs. Peterson.

Thursday, 10th June, 1982

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED VISITOR – NIGERIAN
SENATOR, HON. OBI IN THE SPEAKER'S ROW

Mr. Deputy Speaker: Hon. Members, I have the pleasure this afternoon in welcoming, on your behalf, Hon. Senator Onyeabo Obi from the Federal Republic of Nigeria sitting in the Speaker's Box.

I wish him a very pleasant stay here in Kenya, and I am sure you will tell him Nyayo Philosophy is for export.

Tuesday, 22nd June, 1982

COMMUNICATIONS FROM THE CHAIR

MOTION ON LIMITATION OF DEBATE ON
FINANCIAL STATEMENT NOT NECESSARY

Mr. Speaker: Before we proceed on the next Order, I would like to point out that Motion in that Order used to be necessary some times back. However, when our Standing Orders were amended recently, the same Motion was put into Order Book specifically. That means then that there is no necessity to repeat it here. If you look at Standing Order 137 (2) you will see exactly the same thing. It says as follows:

The debate on the financial statement on the annual estimates shall be limited to seven days exclusive of the Mover's speech and reply.

So, it definitely covers that and there is no necessity to spend any time on that Motion. So, we will move on to the next Order.

Tuesday, 20th July, 1982

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED GUESTS – AUSTRALIAN
MEMBERS OF PARLIAMENT

Mr. Speaker: It is my very great pleasure to draw your attention to the presence, in the Speaker's Row, of our friends from the Australian Parliament.

The Hon. Senator Harold Young, who is the President of the Australian Senate and also the Leader of the Delegation;

The Hon. Senator Robert Hill;

The Hon. Senator Kenny Walter Sibraa;

The Hon. John Clinton Moore, M.P.;

The Hon. Stephen Augustus Lusher, M.P.;

The Hon. Barry Cohen, M.P.;

The Hon. Leo Boyce McLeay, M.P. and

Mr. Tony Magi.

We wish them a very enjoyable and fruitful stay in Kenya.

Tuesday, 27th July, 1982

COMMUNICATION FROM THE CHAIR

ASSENT TO BILLS

Mr. Speaker: Hon. Members, His Excellency the President has assented to the following Bills which were passed by the National Assembly during the months between November, 1981 and July, 1982:

<i>Act No.</i>	<i>Title</i>	<i>Passed 3rd Reading</i>	<i>Date of Assent</i>
12	The Statute Law Miscellaneous Amendments (No. 2) Act, 1982.....	5-11-81	1-12-81
13	The Appropriation Act 1981.....	1-12-81	16-12-81
14	The Magistrates' Jurisdiction (Amendment) Act, 1981.....	1-12-81	16-12-81
1	The Finance Act, 1982.....	6-4-82	13-5-82
2	The Law Reform Commission Act, 1982.....	14-4-82	13-5-82
3	The Agricultural Amendment Act, 1982.....	20-4-82	25-5-82
4	The Pests Control Products Act, 1982.....	20-4-82	25-5-82
5	The Copyright (Amendment) Act, 1982....	27-4-82	25-5-82
6	The Local Authorities (Validation) Act, 1982.....	27-4-82	25-4-82
7	The Constitution of Kenya (Amendment) Act, 1982....	9-6-82	17-6-82
8	The Election Laws (Amendment) Act, 1982.....	9-6-82	17-6-82
9	The Finance Act (No.2) Act, 1982.....	10-6-82	25-6-82
10	The Estate Duty (Abolition) Act, 1982.....	10-6-82	25-6-82
11	The Supplementary Appropriation Act, 1982....	23-6-82	25-6-82
12	The Geothermal Resources Act, 1982.....	16-6-82	8-7-82

Tuesday, 28th September, 1982

COMMUNICATIONS FROM THE CHAIR

DEATH OF MINISTER OF STATE IN THE OFFICE OF THE PRESIDENT: HON. J.S. GICHURU

Mr. Speaker: Hon. Members, as you all know, during the now-ended long Recess we lost, through death, a distinguished colleague and friend, the Hon. James Samuel Gichuru, the Member of Parliament for Limuru and Minister of State in the office of the President in charge of Defence.

Much has already been said and written, paying glowing tribute to this national hero and I do not, therefore, think it is necessary for me to say many more words. His death was, indeed, a great loss to the Kenya nation as a whole but his contribution to the creation and the development of the same nation was truly monumental.

I now ask you all to rise and be silent for a few moments in honour of this great man.

ABORTIVE ATTEMPT TO OVERTHROW THE GOVERNMENT BY KENYA AIRFORCE

Mr. Speaker: Hon. Members, I am happy to welcome you back to this House after the long Recess. It is also my hope that you now feel refreshed after the rest. I am, of course, aware that you were all kept very busy doing what we might call "field work" but I hope you are now ready for House work.

It is true that all has not been well during the Recess. The despicable disruption of our normal life which took place on Sunday, August 1st, which has at times been referred to as the "Black Sunday", will ever remain a blot in our national history. At the same, let us hope it

will also serve as a constant remainder to us of the importance of heeding our President's call for, love and unity in the spirit of Harambee.

We, in this House, must be united in condemning unreservedly such heinous crimes, and in genuine love and peace give our

undivided support too His Excellency President Daniel arap Moi in every possible so that this nation may be great and one we can all be truly proud of.

It is in that spirit that we should conduct our daily business in this House from onwards.

Thank you.

Wednesday, 6th October, 1982

COMMUNICATIONS FROM THE CHAIR

ABSENCE OF MR. SPEAKER

Mr. Speaker: Hon. Members, towards the end of this week, I shall be leaving for the Bahamas to attend the 28th Conference of the Commonwealth Parliamentary Association. During my absence of two weeks, you will be in the goods of my deputy, Hon. arap Keino

Thursday, 13th October, 1982

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED GUESTS: ZAMBIAN MINISTER'S IN THE SPEAKER'S ROW

Mr. Speaker: Hon. Members, it is my great pleasure to welcome very distinguished and dear friends of ours from Zambia who are now seated in the Speaker's Gallery. They are: Hon. Basil Kabwe, M.P., Minister for Mines and Hon. Fredrick Humunda, M.P., Minister for Labour in the Government of Zambia. They are accompanied by Mr. N. T. Shinyonga, the Acting High Commissioner of Zambia to Kenya. We very heartily welcome them and assure them of our continued support and co-operation in the difficult task of nation-building.

We wish them a happy and successful stay in Kenya.

Thursday, 28th October, 1982

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED VISITOR'S: ARMED FORCES
IN SPEAKER'S GALLERY

Mr. Deputy Speaker: Hon. Members, it is my great pleasure to welcome our distinguished senior army officers who are now seated in the Speaker's Gallery. They are attending an army staff course at Lanet Army College and they are Major Lenjo. They are today to attend and listen to our proceedings which are a part and parcel of their practical lessons.

We wish them the very best of luck and assure them of our support and co-operation in the task of nation building.

Thursday, 28th October, 1982

COMMUNICATIONS FROM THE CHAIR

ABSENCE OF SPEAKER AND HIS DEPUTY

Mr. Deputy Speaker: Before we can move on to the next Order, I would like to take this opportunity to inform the Hon. Members that I will be leaving on Sunday, 31st October, 1982, for a short visit overseas. However, I will be leaving you in the capable hands of the gracious, Hon. Grace Onyango.

Tuesday, 23rd November, 1982

COMMUNICATIONS FROM THE CHAIR

A MOTION FOR ADJOURNMENT OF THE
HOUSE OR DEBATE MAY BE MOVED
WITHOUT NOTICE

Mr. Speaker: I have thought again about what took place the other day when Mr. Shikuku - I do not know whether it was Mr. Shikuku again - moved that the debate be adjourned, and then we carried on. But later on, it appeared as if we were contravening our own Standing Orders. Now, I have been checking on this and I think we erred in thinking so in that what Mr. Shikuku moved was not an

amendment; it was a Motion on its own under Standing Order 45 (b) which says:

"The following Motions may be moved without notice:

(b) A Motion for the Adjournment of the House or of a debate."

So, he was moving the adjournment of the debate. He was not amending the Bill itself; he was only moving a new Motion that the debate be adjourned. Later on we got mixed up and we went back to Mr. Gautama's case. In fact, I am satisfied that if it is the wish of the House we can entertain that particular Motion of Adjournment of the debate.

THE KENYA NATIONAL ASSEMBLY

Fourth Parliament – Fourth Session - (*Contd.*)

Tuesday, 15th March, 1983

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE PRESIDENT

Mr. Speaker: Your Excellency the President of the Republic of Kenya, Hon. Members, we have assembled here because, in conformity with the provisions of our Constitution, you have called us back, in order to resume our deliberative duties as from this afternoon. The last Session saw us through a long list of activities and there is no reason to think that this one will be any less busy. We are confident that nothing will disturb the general atmosphere of peace and tranquility which has characterized our national life since independence.

Your Excellency has declared this twentieth year of our independence to be the year of Action, a call which this House fully accepts.

In recent years the Parliament of Kenya has engaged in various activities which have not only projected the image of our country outside, but also have played an important role in underlining the importance of international co-operation.

Apart from their normal duties to this nation, Members of this House have, over the years, actively participated in the activities of international parliamentary organizations in many parts of the world, where we have been represented in conferences and other gatherings. We have played a full part in the Inter-Parliamentary Union, in the Commonwealth Parliamentary Association, in the Conferences of Commonwealth Speakers, in the A.C.P./E.E.C. Consultative Assembly, and

will soon do so in the Union of African Parliaments. We have played host to Regional Seminars, to the Inter-Parliamentary Conference on Population and Development.

This year is of special significance to us. Twenty-nine years ago, that is in 1954, the precursor of our Parliament, namely the Pre-independence Legislative Council, hosted the Commonwealth Parliamentary Association Conference here in Nairobi. With your Excellency's blessings as our patron, we shall have the honor to host twenty-ninth Conference of the Commonwealth Parliamentary Association here in Nairobi later this year.

It will be a tremendous challenge to us, but with the assistance which we are getting from every department of our government, as well as from other bodies in various parts of the country, we will no doubt succeed, and in that way demonstrate by action that Love, Peace and Unity are real in Kenya.

Your Excellency, on behalf of all of us Members of this House, I thank you very much for the good guidance and wise leadership which you have always shown us.

This House is now anxiously waiting to hear Your Excellency's words of wisdom and advice, and I should not take any more of your time. It is, therefore, my very great pleasure and honor to request Your Excellency to address the House.

Thursday, 31st March, 1983

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED GUESTS FROM SOMALI AND CANADIAN PARLIAMENTS

Mr. Deputy Speaker: Well, Hon. Members, I think before we deal with that issue that has been raised by Hon. Abuya Abuya, I wish to welcome, on your behalf, and on behalf of the Chair, the distinguished visitors from the Republic of Somalia who are in the Speaker's Row. They are Hon. Mohamed Ibrahim Ahmed, who is the Speaker of the Somali Parliament; Hon. Abdullahi Jama Mohamed, who is the Secretary General of the Assembly; His Excellency the Ambassador of Somali in Kenya, Hon. Abdurahaman Hussein; Mr. Said H. Mohamed Farah, a Director in the Ministry of foreign Affairs; Mr. Abdi Haji Liban, Counsellor, the Somali Embassy in Nairobi and Mr. Abdisallam Mohamed Sheikh, Secretary.

Also in the Speaker's gallery is Mrs. Pat Karne who is a Member of the House of Commons of the Canadian Parliament.

Once again, I would like to welcome our guests most cordially and wish them a pleasant stay in Kenya.

Thursday, 31st March, 1983

COMMUNICATION FROM THE CHAIR

ASSENT TO BILLS

Mr. Speaker: Hon. Members, His Excellency the President has assented to the following Bills which were passed by the National Assembly during November and December, 1982:

Act No.	Title	Passed 3 rd Reading	Date of Assent
13	The Criminal Procedure (Amendment) Act, 1982.....	18-11-82	10-12-82
14	The Finance (No.3) Act, 1982.....	16-11-82	16-12-82

15	The Refinery Throughput Act, 1982.....	16-11-82	16-12-82
16	The Hotel Accommodation Tax (Amendment) Act, 1982	8-12-82	16-12-82
17	The Finance Act (No. 4) Act, 1982.....	2-12-82	16-12-82
18	The Appropriation Act, 1982.....	2-12-82	16-12-82
19	Miscellaneous Amendments Act, 1982.....	2-12-82	16-12-82 25-5-82
20	The Radiation Protection Act, 1982.....	8-12-82	16-12-82
1	The National Museums Act, 1983.....	30-11-82	29-12-82
2	The Antiquities and Monuments Act, 1983.....	2-12-82	29-12-82

Tuesday, 19th April, 1983

COMMUNICATIONS FROM THE CHAIR

DEATH OF NOMINATED MEMBER OF PARLIAMENT- HON. ELIUD NJUGUNA KURIA

Mr. Speaker: Hon. Members, as I am sure you already know, last week on Thursday 14th April, 1983, the Hon. Eliud Njuguna Kuria, M.P., passed away after a long illness.

Hon. Kuria entered this House after the General Elections of 1979 as a Nominated Member, and for the time he was with us, before he was incapacitated he attended Parliament regularly and sat in the Chamber at all possible times. He took his Parliamentary work seriously and never bore the House with unnecessarily long speeches. He was at all times courteous to all, and will be greatly missed by his friends and colleagues here.

On behalf of this House I send our heartfelt condolences to his family, and pray that they maybe comforted at this time of their great sorrow.

Let us now stand for a few moments to honor our departed colleague.

Thursday, 21st April, 1983

COMMUNICATIONS FROM THE CHAIR

WELCOME TO HON. ENRIGHT OF THE EUROPEAN PARLIAMENT

Mr. Speaker: Hon. Members, before we move on, may I take this opportunity to welcome our friend, Hon. to welcome our friend, Hon. Enright, who is a Member of the European Parliament, who is sitting in the Speaker's Gallery. He is visiting Kenya and we wish him a happy stay here, hoping that he will find his visit valuable.

Wednesday, 8th June, 1983

COMMUNICATIONS FROM THE CHAIR

POSTPONMENT OF ADMINISTRATION OF OATH TO MR. HUSSEIN HAJI HALAKE FAYO

Mr. Speaker: Hon. Members, I regret to say that we do not have the oath with us here, I am sure our friend needs to read it. So, we will have to put off that ceremony until tomorrow.

Thursday, 16th June, 1983

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED GUESTS FROM NIGERIAN PARLIAMENT

Mr. Speaker: Hon. Members, it is my great pleasure to welcome here our brother Parliamentarians from the Parliament of the Republic of Nigeria. They are the Hon. Chief Tom U. B. Egbuwoku, who is the leader of the delegation; Hon.

Buker Mele and Alhaji Gidado, Clerk of the National Assembly of Nigeria and Secretary of the delegation.

We welcome them here as our brothers, as Kenya and Nigeria have the best of relations. We recently had another delegation from the same Parliament and are glad to have our friends who are here today. We hope that their stay here will be enjoyable and fruitful.

Wednesday, 22nd June, 1983

COMMUNICATIONS FROM THE CHAIR

RESIGNATION OF THE DEPUTY SPEAKER - HON. MOSES ARAP KEINO

Mr. Speaker: Hon. Members, I have a letter here from Hon. Moses Kiprono arap Keino, which I am obliged to read.

It says, and I quote:

To Hon. Speaker and Members of the National Assembly. Heading: Resignation from office of Deputy Speaker.

"In accordance with section 121 of the Constitution, I hereby tender my resignation from the office of the Deputy Speaker of the National Assembly, with effect from today, 22nd June, 1983.

I take this opportunity to thank all Members of the National Assembly for having elected me to this high office and for the support they have given me during the tenure of my office.

That ends the matter as would have appeared in Order No. 5.

Tuesday, 12th July, 1983

COMMUNICATIONS FROM THE CHAIR

VALEDICTORY AT THE END OF THE FOURTH PARLIAMENT

Mr. Speaker: Hon. Members, before we move on to the next Order, may I take this opportunity to express my thanks to all of you, for you have really given co-operation to me during the now ending Session.

Having said that, I also take this opportunity to wish you all the best of luck in the forthcoming General Elections.

THE KENYA NATIONAL ASSEMBLY

Fifth Parliament – First Session

Tuesday, 18th October, 1983

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE PRESIDENT

Mr. Speaker: Your Excellency the President of the Republic of Kenya, Hon. Members, may I begin with my very brief remarks on this occasion by congratulating His Excellency the President Hon. Daniel Toroitich arap Moi on his uncontested re-election as Member for Baringo Central, and, for the third, as President of the Republic of Kenya, and thereby resuming the position of Commander-in-Chief of the Armed Forces.

We are all proud to be citizens of a nation whose illustrious leader has demonstrated for the whole world to see that democracy is not just possible but that it, in fact, works if honestly practiced. Let me also take this opportunity to congratulate all of you, Hon. Members, on your success at the polls. I welcome both those who have been here before as well as those who are here for the first time.

Hon. Members who were here at the beginning of the last Parliament may recall my remarks requesting them always to demonstrate genuine and steadfast co-operation among themselves as well as between themselves and the Chair, and expressing the hope that they would heed that appeal, because only in that way could we justify to our people our right to be here. I appeal to you, Hon. Members, also to bear in mind those words.

Let it never be said, and said to our shame, that there was Love, Peace and Unity here till we came. On the contrary, let each and everyone of us support by action those great pillars of democracy in the spirit of Nyayo.

Lastly, but not least, on this first day of the First Session of the Fifth Parliament of the

Republic of Kenya, it is my foremost duty humbly to acknowledge and accept the verdict of you all. That I may be your Speaker, I now submit myself to the will of this House. Your verdict is both a great honor and a major responsibility as well as an enormous trust, and all I can do at this stage is to promise to you that I will always try to do everything within my ability to live up to your expectations.

Thank you.

Hon. Members, may I suggest that after His Excellency the President and Vice-President and Minister for Home Affairs have taken the oath, you sit down.

Wednesday, 9th November, 1983

COMMUNICATION FROM THE CHAIR

CANCELLATION OF A SITTING - MEMBERS TO MEET QUEEN ELIZABETH II BRITISH MONARCH

Mr. Speaker: Hon. Members, as you know, Kenya will be receiving a distinguished guest, Her Majesty Queen Elizabeth II tomorrow, and therefore, we shall not be sitting tomorrow afternoon to enable Hon. Members to go to the airport.

On Friday, at 9.00 a.m., Hon. Members are required to be at the Lounge to meet Her Majesty the Queen, but not requested to go to the Mausoleum. At 9.30 a.m. Hon. Members will move to the Lounge and wait there and the Queen will come and join them there. So, please remember not to go to the Mausoleum.

Wednesday, 21st June, 1984

COMMUNICATION FROM THE CHAIR

QUORUM – MEMBER WISHING TO BE ABSENT FROM CHAMBER TO ENSURE ANOTHER MEMBER WILL BE IN THE HOUSE IN HIS PLACE

Mr. Speaker: Hon. Members, as you all know. The National Assembly of Kenya is being reflected in very poor light due to an obvious failing on the part of some Hon. Members in the matter of quorum. It is now manifestly clear that the people whom you represent are openly dissatisfied when they hear that the business of this honorable House has been held back, or even adjourned because there were not as many as 30 Members present out of a membership of 170. I cannot believe that the absence is deliberate. I say so because if it were, then it would mean that Members are perhaps boycotting the business of the Assembly.

May I remind the House that we are a one-party Parliament and that we have to accept and adjust to the reality and within that context find a solution to this embarrassing problem of quorum.

In some multi-party Parliaments, in order to maintain a balance in the House, they use a method of pairing. Our situation is, of course, different, but I think we can adopt the basic principle in reverse so that during the proceedings in future, any Hon. Member wishing to absent himself from the Chamber will be required to arrange with a colleague not to be absent himself during the absence of the Member.

Wednesday, 21st June, 1984

COMMUNICATIONS FROM THE CHAIR

DISTINGUISHED VISITORS IN THE SPEAKER'S ROW: MINISTERS FROM TANZANIA AND SUDAN

Mr. Speaker: Hon. Members, I have great pleasure in welcoming to our National Assembly two friends from neighboring countries, one

being Hon. Dr. Hamed Abdulaziz, a Minister for Sports from Sudan. The other is Hon. G. I. Mongella, who is the Minister of State in the Prime Minister's office in Tanzania.

We are always pleased to see our neighbors visiting us and we hope that our visitors will have an enjoyable time and a profitable stay while they are here in Kenya.

Wednesday, 25th July, 1984

COMMUNICATIONS FROM THE CHAIR

ADJOURNMENT OF THE HOUSE – MEMBERS TO WELCOME HIS EXCELLENCY THE PRESIDENT

Mr. Deputy Speaker: Hon. Members, I have been informed that during the course of the Morning Sitting, a number of Hon. Members have been saying that probably, it should have been decided earlier to adjourn this Afternoon Sitting because His Excellency the President is arriving at the Jomo Kenyatta International Airport at about 3.30 p.m. I have, therefore, stood up at this early period because consultations have been conducted regarding this issue, and if it is the wish of the House, we could adjourn and sit again tomorrow, so that Hon. Members can have the chance of going to welcome His Excellency the President back home this afternoon.

This is something that we all regret because it did not occur to anybody in the Sessional Committee yesterday when the matter ought to have been decided. However, as I have said, I think enough consultations have been made and, therefore, the decision is now in your hands. For this reason, I will now put the question that this House do now adjourn until tomorrow, Thursday the 26th of July, 1984 at 2.30 p.m.

(Question of the adjournment put and agreed to)

Wednesday, 1st August, 1984

COMMUNICATION FROM THE CHAIR

ASSENT TO BILLS

Mr. Speaker: Hon. Members, His Excellency the President has assented to the following Bills which were passed by the National Assembly during April and May, 1984:

Act No.	Title	Passed 3 rd Reading	Date of Assent
1.	The Trade Marks (Amendment) Act, 1984.....	4-4-1984	11-5-84
2.	The Public Holidays (Amendment) Act, 1984.....	5-4-84	11-5-84
3.		5-4-84	11-5-84
4.	The Foreign Judgments' (Reciprocal Enforcement) Act, 1984.....	11-4-84	11-5-84
5.	The Supplementary Appropriation Act, 1984....	23-5-84	30-5-84
6.	The Perpetuities and Accumulation Act, 1984....	18-5-84	30-5-84
7.	The Constitution of Kenya (Amendment) Act, 1984....	15-5-84	30-5-84
8.	The Moi University Act, 1984.....	17-5-84	30-5-84

Wednesday, 1st August, 1984

COMMUNICATIONS FROM THE CHAIR

MEMBERS' INVITATION TO STATE HOUSE

Mr. Speaker: Hon. Members, may I remind you of tomorrow morning 2nd August, 1984, that at 10.00 a.m., you are all invited by His Excellency the President to have tea with him at State House, Nairobi. You are also requested to use your own transport and to make sure that you are punctual.

Wednesday, 26th September, 1984

COMMUNICATION FROM THE CHAIR

NO AFTERNOON SITTING- MEMBERS TO ATTEND SHOW

Mr. Deputy Speaker: Hon. Members, there has been talk going round that in view of the fact that His Excellency the President will be opening the Nairobi show this afternoon, a number of Hon. Members would like to attend. Now since the Sessional Committee did not meet last night to decide on this, I think the House will have to decide now. So, I will now put the question that this afternoon's sitting be deferred until tomorrow afternoon and it is for you Hon. Members to decide.

(Question put and agreed to)

This means, therefore this morning's sitting at 12.30 p.m., the House will adjourn until tomorrow afternoon.

Tuesday, 9th October, 1984

COMMUNICATION FROM THE CHAIR

OUT OF ORDER TO ANTICIPATE DISCUSSION ON A MATTER BEFORE THE HOUSE

Mr. Deputy Speaker: Hon. Members, on Thursday October 4th, 1984, the Hon. Member for Mbooni, Mr. Joseph Munyao, raised the issue of an answer to his Parliamentary question which appeared in the *Daily Nation* edition of that day whereas, the question had been deferred. After investigations, it has transpired that the answer was given out by the Ministry of Foreign Affairs officials. The procedure adopted was contrary to the provisions of Standing Order 70 (3). The Ministry, and those responsible, are warned not to repeat that procedure and an appropriate apology is expected from the Minister concerned. The question will be asked as Question No. 2 by Private Notice this afternoon.

In addition, the last paragraph of the news item as appearing in the daily Nation implied that the source of their information was Parliament. This is not correct either. The Daily

Nation is directed to prominently correct that erroneous impression. The opportunity is taken, to once again, draw the attention of the Press representatives to the provisions of Standing Order 170, on infringing the Standing Orders of this House, or Mr. Speaker's Rules.

Tuesday, 9th October, 1984

COMMUNICATION FROM THE CHAIR

WELCOME TO AUSTRIAN PARLIAMENTARIAN –
MR. JOSEPH PECK

Mr. Deputy Speaker: Hon. Members, at this juncture, I am very pleased to introduce to you the fellow Parliamentarian from the Austrian Parliament who is seated in the Speaker's Gallery. He has been here in Kenya on a private visit.

He is warmly welcome to sit and listen our proceedings. He is Mr. Joseph Peck.

Tuesday, 16th October, 1984

COMMUNICATION FROM THE CHAIR

CONGRATULATIONS – SIXTH ANNIVERSARY
OF HON. MOI'S PRESIDENCY

Mr. Speaker: Hon. Members, on behalf of all of you and on my own behalf, I rise to

congratulate His Excellency the President, the Honorable Daniel Toroitich arap Moi, C.G.H., M.P., and Commander-in-Chief of the Armed Forces of the Armed Forces of Kenya on the sixth anniversary of his presidency.

We all join in paying tribute to him for the phenomenal contribution which he has made in all aspects leadership in international affairs. Through him and because of him, Kenya has earned great respect at home and abroad.

We wish His Excellency good health and greater success in his mission to guide this nation to greater heights.

Tuesday, 23rd October, 1984

COMMUNICATION FROM THE CHAIR

WELCOME TO UGANDA PARLIAMENTARIANS

Mr. Speaker: Order! May I interrupt a bit in order to welcome our friends from Uganda, the Hon. Peter Otai, M.P., who is the Minister in the Office of President in Uganda and his colleagues. We wish them an enjoyable stay and fruitful visit and that they will carry our best wishes to our colleagues in the Parliament of Uganda.

Tuesday, 24th October, 1984

COMMUNICATION FROM THE CHAIR

ONCE A NOTICE OF MOTION IS GIVEN – IT IS
UP TO THE MINISTRY CONCERNED TO
FOLLOW IT UP

Mr. Speaker: Before we go to the next business, I have to say something about what the Hon. Minister for Health, Mr. Njuno, said this morning, according to a copy of the HANSARD. In giving his excuse for not being ready for a Motion which was to be moved by Mr. Kiliku, he complained that-and I will quote his actual words-" I am informed that the Secretariat of Parliament have not yet delivered the Motion to our Ministry". And then somewhere else he says, "I have checked with our officers in the Ministry and they do not have any Motion and they did not expect it today..."

Now, the truth of the matter is that there is a system which is followed in preparing that kind of business. The notice of this Motion, for instance, was given on 19th September, 1984, and the Ministry received the Votes and Proceedings of that day on 20th September, and from 21st September, the same Motion has been appearing on the Draft Parliamentary Programme.

I want to emphasize that it is not the duty of the Secretariat of Parliament to take these things to the Ministry. I am saying so because first of all a notice is given here and the Ministries should try to make sure that they know what business has been introduced here.

We do not have to send someone around to remind anybody. Remembering is the work of the Ministry so long as the Parliamentary part has been done.

I do not see Mr. Njuno here but maybe some of his friends could let him know that that was a very poor excuse for not being ready.

THE KENYA NATIONAL ASSEMBLY

Fifth Parliament – Second Session

Tuesday, 19th March, 1985

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE
PRESIDENT OF THE REPUBLIC OF KENYA

Mr. Speaker: Your Excellency the
President of the Republic of Kenya.

Honourable Members:

It is my duty and great honour, on behalf of all Hon. Members of this House and myself, to welcome Your Excellency here at Parliament Buildings today. At the same time, we cannot forget that you are by no means a stranger here as we are fully aware that, as the Hon. Member for the Baringo Central Constituency (and even before that), you have trodden on these grounds for more years than anyone of us now sitting here.

Through your manifest leadership, Your Excellency, Kenya has continued to make great advances in development in spite of difficulties, and Hon. Members of this House have played their part. We have also continued to heed your call to live in peace and harmony, both internally as well as externally, in order to consolidate our unity in peace and love, and also in order to create an atmosphere in which all people of Kenya are able to do justice to their responsibilities as a vigorous and united people prepared to face both the present and the future.

Not so long ago we witnessed the re-establishment of good neighborly relations and we must therefore strive to remove any barriers that might tend to keep us apart.

Kenya is now an established democracy and I am very sure that every Hon. Member here wants it to remain a free united Kenya in order to promote true self-determination, national

unity and freedom to the benefit of all our people. We are confident that our country's defenses against anti-parliamentary and anti-democratic forces are strong enough to protect the State, and we further realize that the worth of a state in the long run is the worth of the individuals composing it.

Your Excellency, I have great pleasure to request you to address the House.

Wednesday, 20th March, 1985

COMMUNICATION FROM THE CHAIR

DEATH OF HON. P. M. MANANDU-MEMBER
FOR KITUI NORTH

Mr. Speaker: Hon. Members, today we sadly recall the tragic death of one of our colleagues during the prorogation: I refer to the late Hon. Phillip Mutisya Manandu, former Member for Kitui North Constituency. As you already know, the late Hon. Manandu was mercilessly gunned down on the 17th January, 1985 together with other persons.

The late Manandu will be greatly missed by his friends in this House as well as by his former constituents. May I now request you to stand and remain silent for a few moments to pay final respects to our departed friend.

Wednesday, 20th March, 1985

COMMUNICATION FROM THE CHAIR

ASSENT TO BILLS

Mr. Speaker: Hon. Members, His Excellency the President has assented to the following Bills which were passed by the

National Assembly from June to December, 1984:

Act No.	Title	Passed 3 rd Reading	Date of Assent
9.	The Public Roads Toll Act, 1984.....	13-6-84	12-7-84
10.	The Traffic (Amendment) Act, 1984.....		5-9-84
11.	The Local Government (Amendment) Act, 1984.....	1-8-84	5-9-84
12.	The Statute Law (Repeals and Miscellaneous Amendments) Act, 1984.....	2-8-84	5-9-84
13.	The Finance Act, 1984....	2-8-84	14-9-84
14.	The Petroleum (Exploration and Production) Act, 1984....	26-7-84	31-10-84
15.	The Appropriation Act, 1984....	4-10-84	15-11-84
16.	The Valuers Act, 1984.....	1-11-84	13-12-84
17.	The Estates Agents Act, 1984.....	21-11-84	13-12-84
18.	The Income Tax (Amendment) Act, 1984...	21-11-84	28-12-84
19.	The Statute Law (Miscellaneous Amendments) (No. 2) Act, 1984.....	5-12-84	28-12-84
1.	The Insurance Act, 1985.....	5-12-84	8-1-85
		4-12-84	

Wednesday, 20th March, 1985

COMMUNICATION FROM THE CHAIR

ATTACK ON OTHER MEMBERS-ONLY IN A SUBSTANTIVE MOTION

Mr. Speaker: Hon. Members, my attention has been drawn to some remarks which were made by various Members in the

Chamber about other Hon. Members on Tuesday, 21st March, 1985 and which are contrary to our Standing Orders. I have no intention of going through all that was said, but I wish to point out what is not allowed by our rules.

Some accusations were made by Hon. Chepkok and Hon. Mwaruwa about Hon. Saina and Hon. Nassir without substantiation and which are clearly prohibited by our Standing Orders. Such was the case when matters which can only be raised in the form of substantive Motion were bandied around in complete disregard for the Standing Orders.

Going through what was said, one is shocked to realize how little seems to have been learnt by Hon. Members concerning our Standing Orders. Interpretations were given which were completely misleading and totally confusing. There are various Standing Orders which one could quote to show that the whole debate got out of control and I shall quote only two of them:

There was reference to Standing Order No. 73 (1), but this Standing Order refers to a clearly specified group. There was reference also to the same Standing Order: Subsection (4) states:

"It shall be out of order to use offensive or insulting language whether in respect of Members of the House or other persons".

Subsection (4) states that:

"No member shall impute improper motive to any other Member except upon a specific substantive Motion calling in question the conduct of that Member".

This is the Standing Order which shows that many of the remarks which were made by Hon. Members whom I have mentioned about the other two Hon. Members were out of order.

May I now take this opportunity to appeal to Hon. Members to learn and revise the Standing Orders regularly so as to avoid misleading the House or even misleading themselves. A great deal of valuable time

will thus be saved. I think we had better now start a new chapter.

Wednesday, 20th March, 1985

COMMUNICATION FROM THE CHAIR

MURDER OF HON. HORACE OWITI-MEMBER FOR GEM

Mr. Speaker: Hon. Members, this is a very sad occasion as we mourn the death of our colleague and friend, the Hon. Horace Meshack Owiti, Member of Parliament for Gem Constituency. The late Hon. Owiti was murdered in the most brutal manner in Siaya Town in the very early hours of yesterday, Monday, 27th May, 1985.

Although his career in Parliament was relatively short, hon. Owiti applied himself diligently at his duties and showed himself to be a man who loved peace and unity in his dealings with his fellow Members. He will be greatly missed by many who got to know him here and his constituency.

On behalf of all of us, I convey my heartfelt condolences to the bereaved family and the friends of the late Hon. Owiti.

I ask you now to rise and observe a few moments of silence in honour of our departed colleague.

Thursday, 18th July, 1985

COMMUNICATIONS FROM THE CHAIR

GUEST IN SPEAKER'S ROW: FINNISH MINISTER HON. EEVA VIKTMAA

The Temporary Deputy Speaker: Order! Hon. Members, my attention has just been drawn to the fact that we have a distinguished guest, the Hon. Minister from Finland, in the Speaker's Gallery. She is Hon. Eeva kuuskoski-Viktmaa.

Tuesday, 23rd July, 1985

COMMUNICATIONS FROM THE CHAIR

ERRONEOUS PRESS REPORTS ON RESIGNATION OF MEMBER

Mr. Speaker: Hon. Members, before we proceed to the next business, I have just a few words to say here. Hon. Members, last Saturday, 20th July, some reports appeared in three of our daily newspapers, in which some errors were made, but perhaps not deliberately. The reports referred to the nominations for the awaited by-elections in Gem Constituency.

The Standard Newspaper stated that Mrs. Grace Ogot's letter of resignation as a nominated Member of Parliament was drafted on 16th July, 1985, and that it was acknowledged by the Speaker of the National Assembly on 19th July. It is true that Mrs. Ogot's letter was dated 16th July, which was on a Tuesday, but the letter was received on Thursday, 18th July and not on 19th July, which was the nomination day.

The daily newspaper, similarly, erred by reporting that the letter of resignation was presented to the Speaker of the National Assembly on July 16th. The Kenya Times, also erred when it referred to the former Hon. Member as a nominated Member of Parliament, whereas she had already ceased to be a Member of Parliament from the moment her letter had been received by the Speaker of the National Assembly.

In view of the remarks I have made, and in order to clarify how a Member of the National Assembly may resign, I shall now quote in full the Section of the Kenya constitution which governs resignations:

"122 (1) a person who is appointed, elected or otherwise selected to an office established by or under this Constitution may resign from that office by writing under his hand addressed to the person or authority by whom he was appointed, elected, or otherwise selected:

Provided that-

(i) the resignation of a person from the office of President shall be addressed to the National Assembly;

(ii) the resignation of a person from the office of Speaker or Deputy Speaker of the National Assembly shall be addressed to the Assembly;

(iii) the resignation of a person from the office of Member of the National Assembly, or from the office of Chairman or Member of a Committee of the National Assembly shall be addressed to the Speaker of the National Assembly.

(2) The resignation of a person from an office as aforesaid shall take effect when the writing signifying the resignation is received by the person or authority to whom it is addressed or a person authorized by that person or authority to receive it"

That, I hope, clears the confusion. We may go on now. Next Order.

Wednesday, 24th July, 1985

COMMUNICATIONS FROM THE CHAIR

GUESTS IN SPEAKER'S ROW: TWO TANZANIAN MEMBERS OF PARLIAMENT

Mr. Deputy Speaker: Hon. Members, before we proceed, I would like to inform you that we have two distinguished Parliamentarians with us this morning, and because they have to attend the Session of the United Women Decade, I wish to introduce them to you now. They are Hon. Korona Saida Busungu and hon. Sarah Mwenge, and both of them are from Tanzania Parliament.

Thursday, 26th September, 1985

COMMUNICATIONS FROM THE CHAIR

ACTING SPEAKER: IN ABSENCE OF MR. SPEAKER

Mr. Speaker: Hon. Members, I WISH TO LET YOU KNOW THAT NEXT Monday we shall be leaving for Canada for the 31st Conference of the Commonwealth Parliamentary Association. On the way back, I shall make a brief stop-over in the United States of America, and I expect to be back here by 22nd October, 1985. During my absence you will be in the good hands of the Deputy Speaker, Hon. arap Ng'eny.

Tuesday, 1st October, 1985

COMMUNICATIONS FROM THE CHAIR

DEATH IN ROAD ACCIDENT: HON. KITILI MWENDWA

Mr. Speaker: Hon. Members, once again this year, we mourn one of our colleagues who has passed away in a tragic circumstances. Last week on Friday, 27th September, we lost, through a fatal car accident, our distinguished friend, the Hon. Maluki Kitili Mwendwa, the Member of Parliament for Kitui West.

Much has already been said and written paying glowing tribute to this great son of Kenya and I do not, therefore, think it is necessary for me to say many more words. However, his death was, indeed, a great loss to the Kenya nation as a whole, and his contribution to the creation and development of the same nation was monumental. He had the rare distinction of having successfully served the three arms of the Government, that is, the Executive, the Judiciary and, lately, the Legislature. He had only been elected to Parliament on 2nd July, 1984, but through his brilliant mind, he endeared himself to most of us during that short period.

We convey our heartfelt condolences to his family, relatives and friends, praying that they may be comforted at this time of great sorrow. Our special sympathy to the people of

Kitui District, who seem to have had an unfair share of misfortunes this year in terms of their parliamentary representation.

I now request you to rise and observe a brief silence in honour of our colleague.

Wednesday, 2nd October, 1985

COMMUNICATIONS FROM THE CHAIR

ADJOURNMENT OF THE HOUSE: MEMBERS
TO ATTEND THE SHOW

Mr. Acting Speaker: Hon Members, several queries have been raised as to the position regarding Members' attendance during the opening of the Nairobi Show, I would like to inform you that in the Sessional Committee meeting last night, it was decided that it would be appropriate for Members to attend the official opening of the Nairobi Show. So, the Chair will put the question at 12.30 p.m. to that effect, so that Members have the opportunity this afternoon to attend the official opening of the Nairobi Show.

THE KENYA NATIONAL ASSEMBLY

Fifth Parliament – Fourth Session

Tuesday, 4th March, 1986

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE
PRESIDENT

Mr. Speaker: Your Excellency the President of Kenya, Hon. Members, I have great pleasure in welcoming Your Excellency to this great occasion when we meet at the start of a new Session to hear from you, words of wisdom and encouragement. Our Parliament has kept in view its duties and obligations, and through co-operation much has been achieved but still needs more to be done. We have a duty to justify the trust that the nation has placed on this Honourable House. We have full confidence in your Excellency's fatherly wisdom, and through your personal high regard for the institution of Parliament, we have been able to discharge our duties without undue interference. Let us all, therefore, seize the opportunity to create a solid and lasting structure of national peace, love and unity so that we may all move forward together into the future with hope and without fear.

Your Excellency, it is now my great privilege to ask you to address the House.

Tuesday, 4th March, 1986

COMMUNICATION FROM THE CHAIR

DEATH OF HON. F.K. KIMOSOP-MEMBER FOR
NAKURU NORTH

THE KENYA NATIONAL ASSEMBLY

Fifth Parliament – Fourth Session

Tuesday, 4th March, 1986

COMMUNICATION FROM THE CHAIR

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Mr. Speaker: Your Excellency the President of Kenya, Hon. Members, I have great pleasure in welcoming Your Excellency to this great occasion when we meet at the start of a new Session to hear from you, words of wisdom and encouragement. Our Parliament has kept in view its duties and obligations, and through co-operation much has been achieved but still needs more to be done. We have a duty to justify the trust that the nation has placed on this Honourable House. We have full confidence in your Excellency's fatherly wisdom, and through your personal high regard for the institution of Parliament, we have been able to discharge our duties without undue interference. Let us all, therefore, seize the opportunity to create a solid and lasting structure of national peace, love and unity so that we may all move forward together into the future with hope and without fear.

Your Excellency, it is now my great privilege to ask you to address the House.

Tuesday, 4th March, 1986

COMMUNICATION FROM THE CHAIR

DEATH OF HON. F.K. KIMOSOP-MEMBER FOR NAKURU NORTH

Mr. Speaker: Hon. Members, this is a very sad occasion for us as we mourn the passing away in tragic circumstances of our colleague and friend, the Hon. Francis Kioma Kimosop, Member of Parliament for Nakuru North Constituency. The late Hon. Kimosop

passed away at Kenyatta National Hospital on Sunday, 2nd March, 1986, after experiencing severe burns.

Hon. Kimosop was first elected to Parliament on 30th March, 1982, and although his career in Parliament was relatively short, he applied himself diligently and showed himself to be a man who loved peace and unity in all his dealings with other fellow Members. He will be greatly missed by many who came to know him here and his Constituency.

On behalf of us all, I convey our heartfelt condolences to the bereaved family, constituents and friends of the late Hon. Francis Kimosop. I ask you now to rise and observe a few moments of silence in honor of our departed colleague.

Wednesday, 11th March, 1986

COMMUNICATION FROM THE CHAIR

ASSENT TO BILLS

Mr. Speaker: Hon. Members, His Excellency the President has assented to the following Bills which were passed by the National Assembly during the months of May, July, November and December, 1985:

Wednesday, 19th March, 1986

COMMUNICATION FROM THE CHAIR

ABSENCE OF MINISTERS/MEMBERS AT QUESTION TIME

Mr. Deputy Speaker: Order! Earlier on, I did indicate that after we finish with the questions which were still pending, I would respond to Hon. Shikuku's point of order. It is true that this is a new Session. It is also true that occasionally, on a Wednesday morning, either Ministers, for various reasons, are not here when the questions are asked or Members from the Back Bench are not here to ask their questions. This has been with us and what hon. Shikuku has raised by asking that questions should be answered and, the Front Bench is well represented today, is legitimate. But on the other hand the Chair is not inclined to accept a Motion to be moved that the House suspends any further discussion on matters on the Order Paper so that the House can discuss the absence of Ministers or lack of Ministers to answer questions on a day like this.

I feel that the time that will be utilized for that kind of exercise will not be in the interest of the country because there is going to be accusation and counter accusation between the Front Bench and the Back Bench. I think the House can usefully expend that time discussing important Motions, and this being the first day in this new Session that we are discussing Private Members' Motions on the Order Paper, I think that will be a more useful exercise for the Members seated here to deliberate on. This is because of national interest. All of us are aware of His Excellency the President's advice during State Opening of Parliament, and the Motion was passed yesterday, that we should spend our time here discussing important and national issues. So I hope that with that guidance the House will now move onto very serious Business. I would request everybody from both the Front Bench and the Back Bench to look at what is on the Order Paper, particularly today, with a lot of keenness and seriousness so that we can show the country that we are here and we mean business for this nation.

Act No.	Title	Passed 3 rd Reading	Date of Assent
7.	The National Cereals and Produce Board Act, 1985.....	29-5-85	8-8-85
8.	The Finance Act, 1985.....	16-7-85	23-8-85
9.	The Video Tax Act, 1985.....	16-7-85	23-8-85
10.	The Kenyatta University Act, 1985.....	18-7-85	23-8-85
11.	The University Of Nairobi Act, 1985.....	31-7-85	29-8-85
12.	The Exchequer and Audit (Amendment) Act, 1985...	31-7-85	6-9-85
13.	The Appropriation Act, 1985.....	13-11-85	10-12-85
14.	The Constitutional Offices (Remuneration) (Amendment) Act, 1985...	21-11-85	13-12-85
15.	The National Construction Corporation (Amendment) Act, 1985.....	26-11-85	23-12-85
16.	The Building Societies (Amendment) Act, 1985.....	28-11-85	23-12-85
17.	The Banking (Amendment) Act, 1985.....	4-12-85	23-12-85
18.	The Shelter-Afrique Act, 1985.....	5-12-85	23-12-85
19.	The Statute Law (Miscellaneous Amendment) Act, 1985.....	11-12-85	23-12-85
20.	The Pensions Law (Amendment) Act, 1985....	11-12-85	23-12-85

Thursday, 3rd April, 1986

COMMUNICATION FROM THE CHAIR

WELCOME TO WEST GERMANY M.P.

Mr. Speaker: Hon. Members, before we go on, it is my great pleasure to draw your attention to the presence in the Speaker's Row of Dr. Heinz Gunther Husch, a Member of Parliament of the West Germany Parliament, and also the Vice-Chairman of the Committee for Economic Co-operation.

As you all know, we have very many links with West Germany and we will always appreciate the presence in this House of our colleagues from West Germany. West Germany and Kenya have many fruitful connections, and we hope those relations will continue to prosper. We wish the Hon. Member from West Germany the best of things during his stay in Kenya.

Tuesday, 1st July, 1986

COMMUNICATION FROM THE CHAIR

WELCOMING MEMBERS OF PARLIAMENT FROM WEST GERMANY

Mr. Speaker: Honourable Members, it gives me great pleasure to welcome our distinguished guests who are Members of Parliament from Federal Republic of Germany. Their names are: Dr. Adolf Muller-Emmert, M.P., Captain of the German Football team and a Member of the Social Democratic Party; Mr. Joachim Clemens, M.P., Member of the Christian Democratic Union; Mr. Gernot Fischer, M.P., Member of Social Democratic Party; Mr. Torsten Lange, M.P., Member of the Greens Party; Mr. Horst Peter, M.P., Member of the Social Democratic Party; Dr. Claus Rose, M.P., Member of Social Union; Mr. Weiner Schreiber, M.P., Member of Christian Democratic Party; Dr. Peter Stuck, M.P., Member of Social Democratic Party; Mr. Herman Wimmer, M.P., Member of Social Democratic Party; Mr. Hommelsheim, Parliament Administration; and Mr. Salomon, Parliament Administration.

Besides playing football against our team this evening, the group will visit various

places in Kenya and those should give them a good opportunity to see our country as well as to see some of the projects which are financed by their Government.

The relations between our two countries are warm and cordial. We, therefore, wish the guests a happy and fruitful stay.

Tuesday, 30th September, 1986

COMMUNICATION FROM THE CHAIR

DEATH OF HON. A.N. MWIDAU-MEMBER FOR MOMBASA SOUTH

Mr. Speaker: Hon. Members, once again, this is a very sad occasion for us as we mourn the passing away of our dear colleague, the Hon. Abdalla Ndovu Mwidau Member of Parliament for Mombasa South. The late Hon. Mwidau died of heart attack on Thursday, 28th August, 1986.

Mr. Mwidau was first nominated to Parliament after the 1974 general elections. He was subsequently elected and re-elected as Member for Mombasa South during the 1979 and 1983 general elections respectively. He was a Member of the Chairman's Panel since 1979. The late Member distinguished himself by his commitment to the welfare of our society through the parts he played in his civil and national contribution as Mayor of Mombasa and as a staunch Member of Parliament. He was humble and gentle. He will be greatly missed by many who came to know him here and in his constituency.

On behalf of us all, I convey our heartfelt condolences to the bereaved family, constituents, and friends of the late Hon. Mwidau. I ask you now to rise and observe a few moments of silence in honour of our departed colleague.

1986, I have noted that nearly six pages were covered by Hon. Shikuku's speech on the Traffic (Amendment) Bill. Many of the words are not related to the Bill, and there is a mixture of languages, Kiswahili and English. He was, therefore, out of order. I, therefore, have to terminate his speech and call for another contributor.

Wednesday, 24th April, 1986

COMMUNICATION FROM THE CHAIR

MR. SPEAKER'S APOLOGY FOR BEING ABSENT FOR ADMINISTRATION OF OATH

Mr. Speaker: Hon. Members, you will excuse me to interrupt the debate a bit. I apologize for arriving here a minute or so late for the opening of the Sitting this afternoon, and especially for the swearing in of Hon. Bomett, now Member for Nakuru North. My car broke down very near here, and by the time the fault was rectified, I was too late. For nearly 17 years, this has not happened: not even once, and I hope it will never happen again.

Tuesday, 22nd July, 1986

COMMUNICATION FROM THE CHAIR

ADJOURNMENT BEFORE COMPLETION OF SUPPLY DAY-ALLOTTED DAY TO BE REPEATED

Mr. Speaker: Hon. Members, on Thursday, 17th July, 1986, the House adjourned before the completion of a Supply Day as a result of the failure to muster a quorum. Under the provisions of Standing Order No. 135, a Supply Day "shall be deemed to consist of any period of not less than three hours". This means that the debate conducted on that day would not count. Hence, the Eighth Allocated Day has to be repeated. However, this does not mean that all the Members who spoke on that day would be allowed to have this half hour to reply to the debate.

Let me once again, take this opportunity to advise the Members that they have to carry out the responsibility bestowed upon them with a lot of care and sense of

duty. Every action taken must be weighed against the consequences of that action.

I hope you will not take too much time on this before we move on to the next Business.

Wednesday, 5th November, 1986

COMMUNICATION FROM THE CHAIR

NATIONAL ASSEMBLY OFFICIAL REPORT ALWAYS ACCURATE AND COMPLETE

Mr. Speaker: Hon. Members, this morning Hon. Shikuku made comments tending to besmirch the accuracy or reliability of our National Assembly Official (Hansard), which the whole House would agree, calls for immediate action.

Mr. Shikuku, in his statement, accused the HANSARD staff of "inaccuracy"; of using the word "or" ungrammatically after the word "neither", and of "leaving out" a lot of sentences in his speech.

Now, a thorough check has been made, even against the tape-recording, I confirm that-(i) the HANSARD Report was accurate; (2), there were no "sentences left out"; and (3), that he, himself ungrammatically used the word "or" after the word "neither" in speech.

I wish to reiterate that our National Assembly Official Report (HANSARD) is always accurate and complete.