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KENYA NATIONAL ASSEMBLY TENTH PARLIAMENT – FOURTH SESSION, 2010

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REPORT OF THE HOUSE BROADCASTING COMMITTEE  
ON THE PROCEDURES FOR ENFORCING PARLIAMENTARY BROADCASTING  
REGULATIONS

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CLERK'S CHAMBERS  
NATIONAL ASSEMBLY  
PARLIAMENT BUILDINGS  
NAIROBI

APRIL 2010

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## PREFACE

**Mr. Speaker Sir,**

- 1 The House Broadcasting Committee was constituted on 17<sup>th</sup> June 2009 during the Third Session of Tenth (10<sup>th</sup>) Parliament pursuant to provisions of Standing Order 195 (1). The Committee executes its mandate in accordance with the provisions of Standing Order 195 (2), from which it draws its mandate to-
  - i. consider and report on all matters relating to broadcasting of Parliamentary proceedings;
  - ii. assess and analyse Parliamentary information released to the public by the media;
  - iii. make reports and recommendations to the House on a regular basis, including proposed legislation on all matters relating to broadcasting of parliamentary proceedings and matters related thereto.

- 2 Standing Order 34 (1) provides that the proceedings of the House may be broadcast. According to Standing Order 34 (2), the broadcasting of the proceedings of the House shall comply with the Regulations set out in the First Schedule of the Standing Orders. Any person who fails to comply with these Regulations shall be liable to such penalty as the House Broadcasting Committee may, subject to the Standing Orders, in any particular case, consider appropriate.

These procedures are issued pursuant to Standing Order 34 (2) on Broadcasting Regulations, which forms the First Schedule of the new Standing Orders adopted on December 10, 2008, during the Second Session of the Tenth Parliament of the Kenya National Assembly. The powers to make these regulations are conferred on the House Broadcasting Committee, established under Standing Order 195.

- 4 The House Broadcasting Committee comprises the following Members: -

- i. The Hon. (Eng.) Nicholas Gumbo, M.P. – Chairperson
- ii. The Hon. Clement Wambugu, M.P. – Vice-Chairperson
- iii. The Hon. (Eng.) James Rege, M.P.
- iv. The Hon. Jakoyo Midiwo, M.P.
- v. The Hon. Benjamin J. Washiali, M.P.
- vi. The Hon. David Were, M.P.
- vii. The Hon. David Koech, M.P.
- viii. The Hon. Ferdinand Waititu, M.P.
- ix. The Hon. Johnston Muthama, M.P.
- x. The Hon. Maina Kamau, M.P.
- xi. The Hon. Peter Kiilu, M.P.

**Mr. Speaker Sir,**

- 5 Since the establishment of the committee on 17<sup>th</sup> December 2009, the Committee has held a total of ten (19) sittings during which, 7 Sittings has had the issue of the procedures for implementing Parliamentary Broadcasting Regulations deliberated by the House Broadcasting Committee either the agenda or part of the agenda.

**Mr. Speaker Sir,**

- 6 Pursuant to Standing Order 195, the house Broadcasting Committee held several deliberations on the procedures for enforcing parliamentary broadcasting regulations on the following sittings;
- i. 3<sup>rd</sup> Committee Sitting of 23<sup>rd</sup> July 2009 under Minute No.13/2009
  - ii. 4<sup>th</sup> Committee Sitting of 28<sup>th</sup> July 2009 under Minute No.17/2009
  - iii. 8<sup>th</sup> Committee Sitting of 25<sup>th</sup> November 2009 under Minute No. 034/2009
  - iv. 16<sup>th</sup> Committee Sitting of 16<sup>th</sup> March 2010 under Minute under Minute No.28/2010
  - v. 17<sup>th</sup> Committee Sitting of 25<sup>th</sup> March 2010 under Minute No.36/2010
  - vi. 18<sup>th</sup> Committee Sitting of 30<sup>th</sup> March 2010 under Minute No. 43/2010
  - vii. 20<sup>th</sup> Committee Sitting of 08<sup>th</sup> April 2010 under Minute No. 54/2010

7 Acknowledgements

The Committee wishes to thank the Office of the Honourable Speaker and the Liaison Committee for the necessary support extended to it in the execution of its mandate as well as the Office of the Clerk for providing the necessary logistical and technical support. The Committee further wishes to thank the Parliamentary legal department for reviewing the procedures for implementing Parliamentary Broadcasting Regulations and the House Broadcasting Unit for providing support in the draft of the procedures.

- 8 **Mr. Speaker Sir**, on behalf of the Members of the House Broadcasting Committee, I wish to submit the Committee Report to the House, pursuant to Standing Order 34 (2) on Broadcasting Regulations and in accordance to Standing Order 195, which established the House Broadcasting Committee.



**THE HON. (ENG.) NICHOLAS GUMBO, MP**  
**CHAIRPERSON, HOUSE BROADCASTING COMMITTEE**

Dated: 08<sup>TH</sup> APRIL 2010

## **OPERATING PROCEDURES FOR EXTERNAL BROADCASTERS**

These procedures are issued pursuant to Standing Order 34 (2) on Broadcasting Regulations, which forms the First Schedule of the new Standing Orders adopted on December 10, 2008, during the Second Session of the Tenth Parliament of the Kenya National Assembly. The powers to make these regulations are conferred on the House Broadcasting Committee, established under Standing Order 195.

### **Conditions for use of PBU content by external media houses**

Coverage of the proceedings of the Kenya National Assembly (KNA) by the Parliamentary Broadcasting Unit (PBU) is made available for television broadcast, radio broadcast, webcast, and recording in other media to provide greater public access to the Kenyan Parliament.

### **The PBU coverage is made available to other media houses on the following terms and conditions:**

1. The broadcast or rebroadcast of audio/ visual, and web material of the Kenya National Assembly proceedings by recognized broadcasters is permitted for the public interest and wider access.
2. KNA events to be broadcast include:
  - a) Proceedings during House sittings.
  - b) Committee meetings.
  - c) Other events as KNA may determine from time to time.
3. Any broadcaster intending to broadcast or rebroadcast PBU audio/visual and web content must apply for, leave in writing to Clerk of the National Assembly who shall consider whether to grant such permission.
4. Individuals and companies are permitted to use PBU audio/ visual coverage of parliamentary and related events on a non-commercial media so long as PBU is attributed as the source of the material.
5. KNA does not permit unauthorized commercial use of any of its media content. Such prohibited purposes include:
  - a) Documentaries, films or television programs
  - b) Distribution by print, broadcast, cable or satellite
  - c) Corporate, trade or professional use.
  - d) Compilation DVDs.
  - e) Any use that relies on PBU material to generate revenue.

- f) Any other use that PBU believes enhances the value of an organization or entity.
6. Persons or organizations seeking permission to use PBU broadcast content not fitting in the above categories including documentaries, presentations, or other uses, must seek and obtain permission from the Clerk of the National Assembly.
7. Any broadcast or rebroadcast coverage must comply with Kenyan Laws and any other regulations that may emanate from statutory bodies such as, but not limited to, the Communications Commission of Kenya and the Media Council of Kenya.
8. Reports that use extracts of coverage of proceedings and purport to be summaries must be fair and accurate.
9. Keeping a PBU logo on the screen during broadcast or rebroadcast constitutes sufficient attribution.
10. If any media house is in doubt about the content that the media house wishes to broadcast, they should seek their own legal advice.
11. Breach of these conditions may result in a loss of access to coverage for a period of upto six months, and may be treated as contempt of the KNA under the applicable Standing Orders and Kenyan Laws.
12. Any party that is aggrieved by breach of these conditions may seek legal redress in the court of Law.

Regulations for external media wishing to broadcast parliamentary proceedings

**With the permission of the Speaker, an external media house may be allowed to cover parliamentary proceedings.**

**Such external media house shall observe the PBU regulations under the Standing Orders 34(2) and First Schedule (3), (4), (5), and (7).**

In addition, such media house shall observe the following terms and conditions:

1. Events of Kenya National Assembly that can be broadcast include:
  - a) Proceedings during sittings of Parliament
  - b) Committee meetings
  - c) Other events as KNA may determine from time to time

2. Any broadcaster intending to broadcast or rebroadcast audio/visual content must apply for, and be granted permission to do so in writing, by the Speaker of the National Assembly.
3. Individuals and companies are permitted to cover parliamentary proceedings and related events for non-commercial purposes as long as Parliament is attributed as the source of the material.
4. KNA does not permit unlicensed commercial use of any of its media content. Such prohibited purposes include:
  - d) Documentaries, films or television programs
  - e) Distribution by broadcast, cable or satellite
  - f) Corporate, trade or professional use.
  - g) Compilation DVDs.
  - h) Any use that relies substantially on PBU material to generate revenue.
  - i) Any other use that PBU believes enhances the value of an organization or entity.
5. Any broadcast or rebroadcast coverage must comply with Kenyan Laws and any other regulations that may emanate from statutory bodies such as, but not limited to, the Communications Commission of Kenya and the Media Council of Kenya.
6. The media house shall broadcast the proceedings as they are without any alteration unless specifically with a written exempt by the Speaker of the National Assembly.
7. Any media house that provides commentary for the proceedings shall take responsibility for the accuracy of the commentary.
8. Reports that use extracts of coverage of proceedings and purport to be summaries must be fair and accurate.
9. If any media house is in doubt about the content that the media house wishes to broadcast, they should seek their own legal advice.
10. Breach of these conditions may result in a loss of access to coverage, and may be treated as contempt of the Kenya National Assembly (KNA) under applicable Standing Orders and Kenyan Laws.
11. Any party that is aggrieved by breach of these conditions may seek legal redress from the courts of law.

HBC 08<sup>th</sup> April 2010

## **FIRST SCHEDULE**

### **BROADCASTING REGULATIONS**

(Standing Order 34 (2))

#### **Parliamentary Broadcasting Unit**

1. (1) There is established the Parliamentary Broadcasting Unit, which shall oversee the broadcasting of parliamentary proceedings.
- (2) Unless the House otherwise directs, the Parliamentary Broadcasting Unit may broadcast the proceedings of the House and provide access to parliamentary information.

#### **Parliamentary Privilege**

2. Audio and visual digital footage of parliamentary proceedings shall be covered by the National Assembly (Powers and Privileges) Act Cap 6 Laws of Kenya and other relevant laws and shall be kept as part of the records of the House, under the custody of the Clerk.

#### **Television Broadcasting**

3. When broadcasting the proceedings of the House on television, the following guidelines shall apply-
  - (a) the camera shall focus on the Member recognized by the Chair until the Member has finished speaking;
  - (b) group shots and cut-aways may be taken for purposes of showing the reaction of a group of Members to an issue raised on the Floor;
  - (c) wide-angle shots of the Chamber shall be used during voting and Division.
  - (d) shots of the voting booths when voting is in process shall not be allowed;
  - (e) officers of the House taking an active role in the proceedings may be shown;
  - (f) the occupant of the Chair shall be shown when taking and leaving the Chair and whenever he or she rises;
  - (g) press and public galleries shall not be shown except as part of the wide angle shots and during important functions as may be determined by the House;
  - (h) no close-up shots of Members' papers or reference materials may be shown.



### **Radio Broadcasting**

4. When broadcasting the proceedings of the House on radio, the following guidelines shall apply-
  - (a) audio recording shall be restricted to proceedings of the House and the Committees;
  - (b) commentaries during a live broadcast shall be limited to the introduction of a matter under debate and the Member on the floor.

### **Protection of the Dignity of the House**

5. (1) Officers of the Parliamentary Broadcasting Unit shall conduct themselves in a professional and impartial manner, giving a balanced, fair and accurate account of proceedings.
  - (2) Shots designed to embarrass unsuspecting Members of Parliament shall not be shown.
  - (3) Recordings of Parliamentary proceedings may not be used for purposes of political party advertising, ridicule, commercial sponsorship or any form of adverse publicity.

### **External Media Houses**

6. (1) In these Regulations, “external media house” refers to any media house other than the Parliamentary Broadcasting Unit.
  - (2) No external media house or other person may broadcast any proceedings of the House except as received from the broadcast feed provided by the Parliamentary Broadcasting Unit or with the permission of the Speaker.
  - (3) A media house that receives a broadcast feed from the Parliamentary Broadcasting Unit shall broadcast it without any manipulation or distortion.
  - (4) No camera or other recording or broadcasting equipment shall be allowed in the House without authorisation.
  - (5) Accredited journalists shall be allowed access to designated areas for purposes of following the proceedings and taking notes and any journalist so allowed shall observe the Standing Orders and these Regulations.

### **Breach of Broadcasting Regulations**

7. (1) Any person who fails to comply with these Regulations shall be liable to such penalty as the House Broadcasting Committee may, subject to the Standing Orders, in any particular case, consider appropriate.
  - (2) The House Broadcasting Committee shall develop procedures for the enforcement of these Regulations.

## **OBSERVATIONS**

The Committee noted that Live Broadcasting has brought Parliament closer to the people and created awareness on what their representatives do in Parliament. The confidence of the electorate in the dignity of Parliament has been enhanced through live broadcasting. Selective coverage of events has been minimized.

The Committee further observed that the realistic atmosphere prevailing in the House during debate time has acquired a balanced view of the contributions of the front and the back bench during periods of high emotion and conflict as well as the more normal atmosphere of consensus and agreement.

## **RECOMMENDATIONS**

The Committee made recommendations which generated the Procedures for enforcing Parliamentary Broadcasting Procedures.

## **APPENDIX 1: MINUTES OF THE COMMITTEE**

### **MINUTES TO THE 3<sup>rd</sup> SITTING OF THE HOUSE BROADCASTING COMMITTEE HELD ON THURSDAY, JULY 23, 2009 IN THE SMALL DINING ROOM, MAIN PARLIAMENT BUILDINGS AT 10:30AM.**

#### **MEMBERS PRESENT**

The Hon. Eng. Nicholas Gumbo, MP – Chairperson  
The Hon. Clement Wambugu, MP – Vice-Chairperson  
The Hon. Benjamin J. Washiali, MP  
The Hon. David Were, MP  
The Hon. David Koech, MP  
The Hon. Maina Kamau, MP  
The Hon. Peter Kiilu, MP

#### **ABSENT WITH APOLOGIES**

The Hon. Eng. James Rege, MP  
The Hon. Jakoyo Midiwo, MP  
The Hon. Ferdinand Waititu, MP  
The Hon. Johnston Muthama, MP

#### **IN ATTENDANCE**

##### **KENYA NATIONAL ASSEMBLY**

Mr. Clement Nyandiere – Director, Information and Research  
Mr. David Mugonyi – Media Relations Officer  
Ms. Rachel Kairu – Second Clerk Assistant  
Mr. Waikwa Wachira – Parliamentary Intern

#### **MIN 12/ 2009**

#### **PRESENTATION BY THE DIRECTOR, INFORMATION RESEARCH, KENYA NATIONAL ASSEMBLY**

The Director, Information and Research Services *Tabled* before the Committee following Paper entitled: *Brief of Progress of Broadcasting of Parliament Proceedings:*

He thereafter took through the Committee through the contents of the paper included the build up to House Live Broadcast, Radio and TV coverage, B Frequencies, Standing Orders Review, Flight Case, Studios and Equipment, Services of MPs and Staff and Future Developments.

In his brief to the Committee, the Director informed the Committee that:

- i. House Live Broadcast Committee (HLBC) was purely constituted to spearhead the broadcasting of Parliamentary pro

- ii. Kenya National Assembly had contracted KBC for 2 hours of radio and TV coverage for House sitting days at cost of approximately 14 million per month.
- iii. Once the Radio and TV flight kits recently acquired from USAID/SUNY-K were commissioned, they would reduce the cost of broadcasting significantly to about 1/3 of the current cost. The equipment is currently being set up and tested for broadcast.
- iv. That the tapes and records of the House proceedings are kept by the Parliamentary Broadcast Unit.
- v. Kenya National Assembly has 18 radio frequencies in all areas except Nairobi and was awaiting the Ministry of Information's response regarding TV frequencies applied for. However, procurement process for the broadcasting equipments and fabrication of the studios were still in progress and hence National Assembly was not yet ready to broadcast.

**MIN 13/ 2009**

**COMMITTEE ISSUES/OBSERVATIONS**

The Committee:

- i. Resolved to make comparative analysis of best practices of the various models available in the implementation of live broadcast of House proceedings to enable it make recommendations to the House as to the model Parliament should adopt. In this regard, Members resolved to study available reports such as the *Kirwa Committee Report* as well as undertake study tours to various Parliaments to get a firsthand experience on the various models as well as procedures for enforcing Parliamentary broadcast regulations.

The Director, Information and Research was requested to avail a report detailing advantages and disadvantages each model.

- ii. Requested the Director to avail a copy of the House Live Broadcast Committee implementation schedule to enable the Committee follow up on its execution.

Observed that there was need for the HLBC to engage a consultant to oversee the implementation broadcasting of house proceedings to the conclusion including installation of equipments required.

That the sensitization of MPs and Staff on the Broadcasting of Parliamentary proceedings conducted was inadequate and therefore there was need for the Committee to spearhead a sensitization workshop.

Steps should be taken to ensure security of both the broadcast and the records of broadcast of House proceedings.


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- vi. Resolved to tour the proposed broadcasting studios as well as the location where currently production conducted from to familiarize with the facilities available as well as activities of the broadcasting unit.
- vii. Requested the Director to avail to Members an inventory of all the studio equipment either procured or donated so far.
- viii. Requested the Director to avail to Members a detailed report on the Media Centre and the extent to which the Committee was responsible for it.

**MIN 14/2009**

**ADJOURNMENT**

And there being no other business, the Chairperson adjourned the sitting at 12 noon until Tuesday, 28<sup>th</sup> July 2009.

Signed .....  
  
The Hon. (Eng.) Nicholas Gumbo, MP  
Chairperson

Date.....14/07/2009

**MINUTES TO THE 4<sup>th</sup> SITTING OF THE HOUSE BROADCASTING COMMITTEE HELD ON TUESDAY, JULY 28, 2009 IN COMMITTEE ROOM 9, MAIN PARLIAMENT BUILDINGS AT 10:30AM.**

**MEMBERS PRESENT**

The Hon. Eng. Nicholas Gumbo, MP – Chairperson  
The Hon. Clement Wambugu, MP – Vice-Chairperson  
The Hon. Benjamin J. Washiali, MP  
The Hon. Peter Kiilu, MP  
The Hon. Eng. James Rege, MP  
The Hon. Ferdinand Waititu, MP

**ABSENT WITH APOLOGY**

The Hon. Jakoyo Midiwo, MP  
The Hon. Maina Kamau, MP

**ABSENT**

The Hon. David Koech, MP  
The Hon. David Were, MP  
The Hon. Johnston Muthama, MP

**IN ATTENDANCE**

**KENYA NATIONAL ASSEMBLY**

Mr. David Mugonyi – Media Relations Officer  
Mr. Waikwa Wachira – Parliamentary Intern

**MIN 15/2009**

**CONFIRMATION OF PREVIOUS MINUTES**

Members confirmed the previous minutes with Hon. Peter Kiilu, MP proposing and Hon. Benjamin Jomo Washiali, MP seconding.

**MIN 16/ 2009**

**DISCUSSION ON THE WORK PLAN**

Members agreed to have the committee budget ready by Monday August 3<sup>rd</sup>, 2009 before the it is presented to the Liason Committee. The secretariat was advised to prepare it earlier for the Members' scrutiny and approval.

Members went through the proposed work plan and made several changes. This was as follows:

- i) The tour of the House Broadcasting Unit was rescheduled to Tuesday 4<sup>th</sup> August 2009. The tour is supposed to acquaint Members with the operations of the

House Broadcasting Unit. PBU is expected to give a detailed account of how the live broadcasting is relayed. An inventory of all the studio equipment procured or donated so far should also be available.

- ii) A local study tour of broadcasting stations (KBC and KTN) will be conducted between August 24 and 28, 2009. The visit to KBC will be followed by a tour of their uplink located in Westlands.
- iii) The regional tour to Tanzania and Rwanda was moved to between 1<sup>st</sup> to 4<sup>th</sup> September 2009. It was proposed that it be done in one leg.
- iv) The foreign study tour to The UK- Scottish Parliament and BBC will remain between October 5<sup>th</sup> and 15<sup>th</sup>, 2009. It was resolved that one group of committee Members will make the regional tour while another will make the foreign visit.
- v) The committee will summon the Minister and the Permanent Secretary Ministry of Information and Communication to appear before Members between September 14<sup>th</sup> and 18<sup>th</sup>.
- vi) Members agreed to delay another tour of private broadcasting houses and instead resolved to invite Director of Information and the Government Spokesman for a meeting to discuss among other issues a documentary on the life of an MP. Members agreed that the documentary on the life of an MP would be done in one constituency first. This pilot episode would then be presented to all Members in Kamukunji to allow for sharing of ideas on how better it could be done. It was noted that the life of an MP episode should be exactly what he or she goes through every day and should not be pampered.
- vii) A visit to community radio stations-Pamoja, Ghetto Fm and Sayari- were also agreed as a social corporate responsibility. Dates were retained as between November 9 and 13, 2009.
- viii) Members agreed to make another one leg foreign visit to South Africa and Australia between March 16 and 26, 2010. Other destinations were deleted.
- ix) It was resolved that the secretariat will develop a strategic plan which the committee will adopt by end of October. The rest of the programme of business was retained.

The secretariat was advised to fix dates on when the committee will meet with Stakeholders in Government departments, private sector and civil society such as SunyKenya, KBC and CCK. A breakfast meeting with SunyKenya was proposed. Dates were retained as between July 23 and August 13, 2009.

A workshop with Media Owners Association and Media Council was proposed for

between August 17 and 22, 2009. The secretariat will prepare an agenda for the meeting.

Another meeting, probably lunch, with the Editors Guild would follow.

### MIN 17/ 2009

### COMMITTEE OBSERVATIONS

The Committee;

- i. Resolved to study the best practices from the various models of live broadcasts so as to make recommendations to the House on the model that should be adopted. To come up with recommendations, Members would study available reports such as the *Kirwa Committee Report* and also undertake study tours to Parliaments with the various models of live broadcast. (The Kirwa report to be tabled in the next meeting, on 4<sup>th</sup> August 2009)
- ii. To relook at the KBC Act. The secretariat was requested to liaise with the National Communication Secretariat on the procedures of broadcasting. The committee will have a meeting with all stakeholders to discuss the procedures on formulation of the regulations.
- iii. Requested the Director of Information and Research to avail a copy of the House Live Broadcast Committee implementation schedule plan so that Members could study it. It should contain the progress on the installation of the flight.
- iv. The Director, Information and Research was requested to avail a report detailing advantages and disadvantages each model-whether Parliament should acquire its own channel as House Broadcasting Unit or should it get a dedicated channel through KBC. An evaluation on the cost effective option should also be done.
- v. The committee also decided to approach the National Assembly Speaker to discuss the issue of a television channel for Parliament.
- vi. Members wanted to know the terms or reference and scope of their mandate.
- vii. There shall be a sensitization workshop for MPs on issues relating to the live broadcast. The secretariat will furnish Members with the appropriate date.

### Min 18/2009

### MATTERS ARISING

Members also proposed that they should have a tour of the NSIS installation with satellite links which relay information just to acquaint themselves.


Members proposed that the Liaison Committee should stagger committee meetings such that Members sitting in different committees have time to attend all of them.



The committee took issue with Members who were making technical appearances. The Chair promised to act.

**MIN 19/2009      ADJOURNMENT**

And there being no other business, the Chairperson adjourned the sitting at 12.45pm until Tuesday, 4<sup>th</sup> August 2009.

Signed .....   
(Hon. (Eng.) Nicholas Gumbo, MP)  
Chairperson

Date..... 14/04/2010

**MINUTES TO THE 8<sup>th</sup> SITTING OF THE HOUSE BROADCASTING COMMITTEE HELD ON THURSDAY, SEPTEMBER 10, 2009 IN COMMITTEE ROOM ON 5<sup>TH</sup> FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 10:30 AM**

**MEMBERS PRESENT**

The Hon. Eng. Nicholas Gumbo, MP – Chairperson  
The Hon. Jakoyo Midiwo, MP  
The Hon. David Were, MP  
The Hon. Maina Kamau, MP  
The Hon. David Koech, MP

**ABSENT WITH APOLOGY**

The Hon. Clement Wambugu, MP – Vice-Chairperson  
The Hon. Eng. James Rege, MP  
The Hon. Peter Kiilu, MP  
The Hon. Johnston Muthama, MP

**ABSENT**

The Hon. Benjamin J. Washiali, MP  
The Hon. Ferdinand Waititu, MP

**IN ATTENDANCE**

**KENYA NATIONAL ASSEMBLY**

Mr. David Mugonyi – Media Relations Officer  
Ms. Rachel Kairu – Second Clerk Assistant  
Mr. Waikwa Wachira – Parliamentary Intern

**MIN. 032/2009      PRELIMINARIES**

The proceedings commenced with a word of prayer from the Chair.

**MIN. 033/2009      CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

- a) Minutes of the following sittings were read and confirmed by the Members present as a true record of the sittings' proceedings and signed by the Chairperson;
- i. Minutes of the Second Sitting held on 7<sup>th</sup> July 2009;
  - ii. Minutes of the Fifth Sitting held on 4<sup>th</sup> August 2009;
  - iii. Minutes of the Sixth Sitting held on 11<sup>th</sup> August 2009; and
  - iv. Minutes of the Seventh Sitting held on 18<sup>th</sup> August 2009.
- b) Minutes of the following sitting were read by the Members present;

Minutes of the Fourth Sitting held on 28<sup>th</sup> July 2009.

**MIN. 034/2009      MATTERS ARISING**

The following matters arose and were dealt with as herein below;

- I. Under Min. 016/2009 (v) of 28<sup>th</sup> July 2009: **Proposed Meeting with Government Spokesman**, Members observed that the word “another” should be deleted.  

Members resolved to invite the Government Spokesman, Dr. Alfred Mutua to its next sitting scheduled for Monday, 21<sup>st</sup> September 2009.
- II. Under Min. 016/2009 (ix) of 28<sup>th</sup> July 2009: **Development of a Strategic Plan**, the Secretariat was requested to establish from SUNY when draft copy of Strategic Plan would be ready.
- III. Under Min. 017/2009 (ix) of 28<sup>th</sup> July 2009: **Procedures for Broadcasting**, the Secretariat was requested to look through sections of the KBC Act and the Kenya Communications (Amendment) Act, 2008 which may require amendment to facilitate effective execution of the Committee’s Mandate.
- IV. Under Min. 017/2009 (iii) of 28<sup>th</sup> July 2009: **HLBC Implementation Plan**, Members observed that the plan was running behind schedule. The Secretariat was requested to liaise with the Director, Information and Research to come up with proposals on how to catch up on lost time.
- V. Under Min. 017/2009 (iv) of 28<sup>th</sup> July 2009: **Report on Analysis of Broadcasting Models**, the Secretariat was requested to follow up with the Director, Information and Research to ensure the write-up is availed to Members.
- VI. Under Min. 017/2009 (vi) of 28<sup>th</sup> July 2009: **Mandate of the Committee**, Members resolved to request for a briefing session with the Office of the Clerk on the role and mandate of the Committee.
- VII. Under Min. 017/2009 (vii) of 28<sup>th</sup> July 2009: **Sensitization Workshop for MPs**, the Committee resolved to organize a workshop for all MPs on issues relating to the live broadcast when Parliament resumes business in early November 2009.
- VIII. Under Min. 018/2009 of 28<sup>th</sup> July 2009: **Tour of NSIS Installations with Satellite Links**, the Secretariat was asked to seek clarification on the objectives of the intended tour from the Hon. Eng. James Rege, MP.
- IX. Under Min. 022/2009 (ii) of 4<sup>th</sup> August 2009: **Meeting with CCK**, the Secretariat was requested to propose a convenient date.
- X. Under Min. 022/2009 (ii, a) of 4<sup>th</sup> July 2009: **Tender documents for supply of Television and Radio Broadcasting Equipments**, the Committee noted that the

documents had already been availed to Members. However, it was observed that Members remained uninformed on the progress made in the procurement and installation of the equipments.

The Committee resolved to request for a briefing session with the Office of the Clerk on the same as well as the specific equipments required viz-a-vis what had been acquired so far plus their total estimated cost.

- XI. Under **Attendance of Committee of the Sixth Sitting of Tuesday, 11<sup>th</sup> August 2009**, the Committee was informed that the Hon. Ferdinand Waititu, MP was away on official duty and therefore should be marked as "absent with apology".
- XII. Under Min. 025/2009 (c, iv)) of 11<sup>th</sup> August 2009: **Communication Strategy for National Assembly**, the Secretariat was asked to follow up with SUNY on the progress made towards documenting the strategy.
- XIII. Under Min. 025/2009 (d) of 11<sup>th</sup> August 2009: **Programme towards improvement of Image of Parliament**, Members felt there was need to have a meeting with SUNY to discuss the progress made in developing the programme which seeks to improve the image of Parliament. The Secretariat was requested to liaise with SUNY for an appropriate date.
- XIV. Under Min. 025/2009 (e) of 11<sup>th</sup> August 2009: **Sponsored Study Tours to C-SPAN and BBC**, the Committee resolved to request SUNY to sponsor the study tour of C-SPAN in early November 2009.
- XV. Under Min. 026/2009 (ii) of 11<sup>th</sup> August 2009: **Available Research on Various Systems of House Broadcasting**, the Secretariat was requested to follow up with SUNY to ensure the research is availed to Members.
- XVI. Under Min. 030/2009 (ii) of 18<sup>th</sup> August 2009: **Prominence for Parliament Logo during live broadcast**. The Secretariat was requested to follow up with the relevant parties to ensure the concern is looked into.

#### MIN. 035/2009

#### ANY OTHER BUSINESS

Foreign Countries Study Visits:- The Committee was informed that Liaison Committee had requested Committees to forward their priorities from the proposals forwarded for the current Financial Year 2009/10.

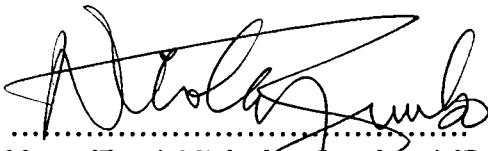
Members agreed to replace South Africa with New Zealand from the Countries earlier proposed for the Financial Year i.e. United Kingdom, Tanzania, Rwanda, Rwanda, Australia and South Africa.

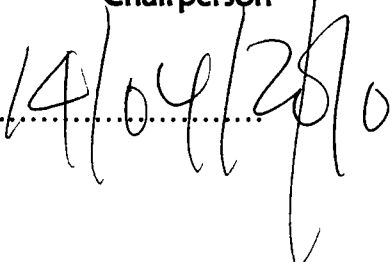
Members further agreed that a proposal to visit **Australia and New Zealand** in November 2009 be forwarded to Liaison Committee.

#### MIN. 036/2009

#### ADJOURNMENT

And there being no other business, the Chairperson adjourned the sitting at half past noon.

Signed   
Hon. (Eng.) Nicholas Cumbo, MP  
Chairperson

Date 

**MINUTES TO THE 10<sup>th</sup> SITTING OF THE HOUSE BROADCASTING COMMITTEE  
HELD ON THURSDAY, NOVEMBER 12, 2009 IN COMMITTEE ROOM ON 5<sup>TH</sup>  
FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 10:10 AM**

**MEMBERS PRESENT**

The Hon. Eng. Nicholas Gumbo, MP – Chairperson  
The Hon. Eng. James Rege, MP  
The Hon. David Were, MP  
The Hon. Maina Kamau, MP

**ABSENT**

The Hon. Clement Wambugu, MP – Vice-Chairperson  
The Hon. Jakoyo Midiwo, MP  
The Hon. David Koech, MP  
The Hon. Peter Kiilu, MP  
The Hon. Johnston Muthama, MP  
The Hon. Benjamin J. Washiali, MP  
The Hon. Ferdinand Waititu, MP

**IN ATTENDANCE**

**KENYA NATIONAL ASSEMBLY**

Mr. David Mugonyi – Media Relations Officer  
Ms. Rachel Kairu – Second Clerk Assistant  
Mr. Waikwa Wachira – Parliamentary Intern

**MIN. 041/2009      PRELIMINARIES**

The proceedings commenced with a word of prayer from the Chair.

**MIN. 042/2009      MEETING WITH COUNTRY DIRECTOR, SUNY KENYA**

SUNY-K Country Director, Dr. Fred Matiangi was accompanied to the meeting by Programmes Officer at SUNY-K, Ms. Silvia Nyaga.

The Chair thanked SUNY-K for supporting Committee's Consultative Workshop with Media Owners held on 17<sup>th</sup> September 2009 at the Norfolk Hotel. Members observed that there was need for more of such engagements preferably quarterly with a view to improving the relations between the two.

SUNY – K Country Director informed the Committee that;

- i. The draft Communication Strategy for National Assembly developed by SUNY was ready. He undertook to avail a copy to Members.

- ii. On measures towards improving the manner in which Parliament is covered by the media, SUNY was working towards systemizing coverage of Parliament. In this regard, SUNY was in the process of designing training mechanisms for Parliamentary reporting. Training modules had already been approved by the Clerk. The pilot programme is expected to commence in January 2010 with funding from SUNY and would be conducted under the auspices of HBC.
- iii. SUNY had written to the House of Commons as well as BBC regarding Committee's proposed study visit to UK and was awaiting responses from the two institutions. He undertook to inform the Committee on the progress before the week ending 21<sup>st</sup> November 2009.
- iv. The visit to the US Congress and Cable-Satellite Public Affairs Network (C-SPAN) that was proposed to take place in December 2009 would take place at a later date as Budget Committee was scheduled to tour the Congress during that period.

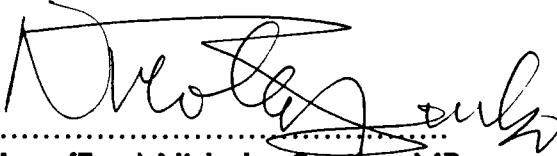

The Committee;

- i. Requested SUNY to assist it in developing its Strategic Plan. In this regard, SUNY was requested to develop a draft for the Committee's consideration. SUNY undertook to avail the draft in two weeks time.
- ii. Observed that there was need to transform the ninth Parliament into an e-Parliament.
- iii. Decried the low level of ICT acceptance as well as the slow internet speed at National Assembly.

**MIN. 043/2009**

**ADJOURNMENT**

And there being no other business, the Chairperson adjourned the sitting at quarter past eleven o'clock.

Signed .....  
  
 Hon. (Eng.) Nicholas Gumbo, MP  
 Chairperson  
 Date .....  


**MINUTES OF THE 16<sup>th</sup> SITTING OF THE HOUSE BROADCASTING COMMITTEE  
MEETING HELD ON TUESDAY 16<sup>TH</sup> MARCH 2010 IN ROOM NO.7, THE MAIN  
PARLIAMENT BUILDINGS AT 9.30 A.M.**

The following Members of the Committee were:-

**PRESENT:**

Hon. (Eng.) Nicholas Gumbo, M.P. – Chairperson  
Hon. Benjamin J. Washiali, M.P.  
Hon. Peter Kiilu, M.P.

**ABSENT WITH APOLOGY:**

Hon. David Koech, M.P.  
Hon. David Were, M.P.

**ABSENT**

Hon. (Eng.) James Rege, M.P. –Vice Chairperson  
Hon. Clement Wambugu, M.P.  
Hon. Jakoyo Midiwo, M.P.  
Hon. Maina Kamau, M.P.  
Hon. Johnson Muthama, M.P.  
Hon. Ferdinard Waititu, M.P.

**IN ATTENDANCE**

**KENYA NATIONAL ASSEMBLY**

Mr. David Mugonyi – Media Relations Officer  
Mrs. Rebecca Tonkei – First Research Officer  
Ms. Emmy Chepkwony – Third Clerk Assistant  
Mr. James Ginono – Third Clerk Assistant

**MIN. NO. 25/2010**

**PRELIMINARIES**

The Chairperson called the meeting to order at 9.45 A.M, and requested a Member of the secretariat to offer a word of prayer.

**MIN. 26/2010**

**CONFIRMATION OF MINUTES OF PREVIOUS SITTING**

Minutes of the 15<sup>th</sup> sitting of the Committee held on Tuesday 9<sup>th</sup> March 2010 were read and proposed.

**MIN. 27/2010**

**MATTERS ARISING**



The following matters arose and were dealt with as herein below;

- I. **Under Minute 21/2010 (IV)** on the **Proposed Meeting with Government Spokesman**, the Committee was informed that the notice of invitation had been send. The Committee therefore confirmed that the meeting will be held on 30<sup>th</sup> March 2010, with the head of Civil Service to be accompanied by the Government Spokesman.
- II. **Under Minute 22/2010** on the Committee role vis –vis the role of the Parliamentary Service Commission on the implementation of the House Broadcasting projects, matters of oversight, the Committee resolved to meet the Parliamentary Service Commission in the next sitting of 25<sup>th</sup> of March 2010.

**MIN. 28/2010**      **WAY FORWARD ON THE PROCEDURES FOR ENFORCING PARLIAMENTARY BROADCASTING REGULATIONS**

- I. The Committee heard that a draft had been prepared and directed the House Broadcasting Unit to harmonize the document and circulate to the Committee Members before the end of the day.
- II. The Committee agreed to finalize on the document in the next Committee sitting with a bid to adopting the same and resolved to present the procedures for enforcing Parliamentary Broadcast Regulations to Members of Parliament at a Kamukunji.

**MIN. 29/2010**      **DRAFT PROGRAMME OF THE HOUSE BROADCASTING WORKSHOP ON THE DEVELOPMENT OF THE COMMITTEE'S STRATEGIC PLAN**

The Committee deliberated on the draft Programme of its workshop, and adopted with amendments.

The Committee directed the secretariat to ensure that all materials related to the workshop are availed to facilitate deliberation and adoption on the next Committee sitting

The members directed the secretariat to inform Members of the Committee involved in the draft program in good time. They also requested that Members be provided with air tickets as early as Friday according to each Member's request.

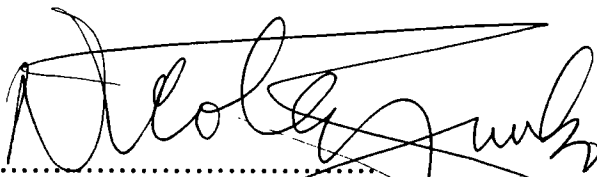
**MIN. 30/2010**      **ANY OTHER BUSINESS**

- I. Foreign Countries Study Visits: - The Committee directed the secretariat to do an estimate budget for Bahamas and Switzerland to be forwarded by the Chairman to the Deputy Speaker for Approval.
- II. Members' attendance to the Committee was emphasized. The Committee requested the Chair to whip the Members to attend the Committee Strategic Plan deliberations in Kisumu from 21<sup>st</sup> to 23<sup>rd</sup> March 2010.

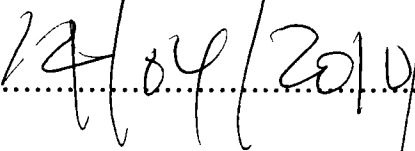
MIN. NO.31/2010

ADJOURNMENT

There being no other business, the meeting adjourned at 10.55 A.M until the morning of Thursday 25<sup>th</sup> March 2010.

Signed.....

(CHAIRMAN)

Date.....

**MINUTES OF THE 17<sup>th</sup> SITTING HOUSE BROADCASTING COMMITTEE MEETING  
HELD ON THURSDAY, 25<sup>TH</sup> MARCH 2010 IN THE COMMITTEE ROOM ON 2<sup>ND</sup>  
FLOOR, CONTINENTAL HOUSE PARLIAMENT BUILDINGS AT 10.00 A.M.**

The following Members of the Committee were:-

**PRESENT:**

Hon. (Eng.) Nicholas Gumbo, M.P. – Chairperson  
Hon. David Koech, M.P.  
Hon. David Were, M.P.  
Hon. Benjamin J. Washiali, M.P.  
Hon. Maina Kamau, M.P.  
Hon. Peter Kiilu, M.P.

**ABSENT WITH APOLOGY:**

Hon. (Eng.) James Rege, M.P.

**ABSENT**

Hon. Clement Wambugu, M.P.  
Hon. Jakoyo Midiwo, M.P.  
Hon. Johnson Muthama, M.P.  
Hon. Ferdinard Waititu, M.P.

**IN ATTENDANCE**

**KENYA NATIONAL ASSEMBLY**

Mr. David Mugonyi – Media Relations Officer  
Mrs. Rebecca Tonkei – First Research Officer  
Ms. Emmy Chepkwony – Third Clerk Assistant  
Ms. Leah Wanjiru – Third Clerk Assistant

**MIN. NO. 33/2010**

**PRELIMINARIES**

The Chairperson called the meeting to order at 10.15 A.M, and requested a Member of the secretariat to offer a word of prayer.

**MIN. 34/2010**

**CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

a) Minutes of the following sittings were read and confirmed by the Members present as a true record of the sittings' proceedings and signed by the Chairperson;

- v. Minutes of the 15<sup>TH</sup> Sitting held on 9<sup>th</sup> March 2010;
- vi. Minutes of the 16<sup>th</sup> Sitting held on 16 March 2010;

**MIN. 35/2010 MATTERS ARISING**

The following matters arose and were dealt with as herein below;

- III. **Under Minute 23/2010** way forward on the procedures for enforcing parliamentary broadcasting regulations, the Committee agreed to finalize on the document in the next Committee sitting with a bid to adopting the same
- IV. Under Minute Min. 23/2010 on the House Broadcasting Workshop on the development of the committee's strategic plan, the Committee deliberated on its strategic plan workshop and resolved to change the venue of its Strategic Workshop from Kisumu Jumuia Resort to Mombasa Whitesands hotel.  
The Committee further proposed the new dates of its strategic plan workshop to be 11<sup>th</sup> to 13<sup>th</sup> of April 2010.

**MIN. 36/2010      WAY FORWARD ON THE PROCEDURES FOR ENFORCING PARLIAMENTARY BROADCASTING REGULATIONS**

The Committee deferred the agenda on the procedures for enforcing parliamentary broadcasting regulations to the next sitting, and resolved to finalize on the document with a bid to adopting the same.

The Committee directed the Secretariat to forward the draft of the procedures for enforcing parliamentary broadcasting regulations to the legal department.

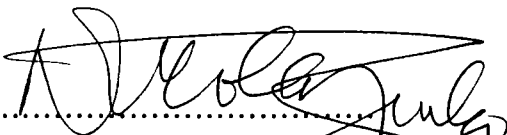
The Committee resolved to establish the procedure of legitimizing the procedures for enforcing Parliamentary Broadcast Regulations once the Committee has deliberated and adopted.

**MIN. 38/2010      ANY OTHER BUSINESS**

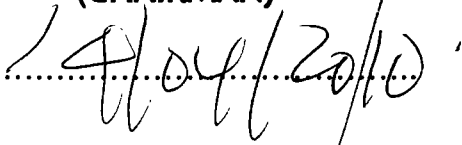
- III. The Committee was Concerned by the way the Media houses (the Standard Group and Kiss FM had misrepresented the Members of Parliament and lowered the dignity of the house. The Committee therefore resolved to invite the two media houses to appear before the Committee on Thursday 1<sup>st</sup> of April 2010.
- IV. The Committee further Concerned by the report of the Transparency International misrepresented Parliament. The Committee therefore resolved to invite Transparency International to appear before the Committee Thursday 1<sup>st</sup> of April 2010
- V. Foreign Countries Study Visits: - The Committee expressed concern that it had not made any foreign visits and resolved to follow the matter with the office of the Deputy Speaker for Approval.

**MIN. NO.39/2010      ADJOURNMENT**

There being no other business, the meeting adjourned at 11.55 A.M until the morning of Thursday 1<sup>st</sup> April 2010.

Signed..... 

(CHAIRMAN)

Date..... 

**MINUTES OF THE 18<sup>th</sup> SITTING HOUSE BROADCASTING COMMITTEE MEETING HELD ON TUESDAY, 30<sup>TH</sup> MARCH 2010 IN THE MAIN COMMITTEE ROOM, 1<sup>ST</sup> FLOOR and COUNTY HALL PARLIAMENT BUILDINGS AT 10.00.M.**

The following Members of the Committee were:-

**PRESENT:**

Hon. (Eng.) Nicholas Gumbo, M.P. – Chairperson  
Hon. Clement Wambugu, M.P.  
Hon. Jakoyo Midiwo, M.P.  
Hon. (Eng.) James Rege, M.P.  
Hon. David Koech, M.P.  
Hon. Benjamin J. Washiali, M.P.  
Hon. Peter Kiilu, M.P.

**ABSENT WITH APOLOGY:**

Hon. David Were, M.P.

**ABSENT**

Hon. Maina Kamau, M.P.  
Hon. Johnson Muthama, M.P.  
Hon. Ferdinard Waititu, M.P.

**IN ATTENDANCE**

**KENYA NATIONAL ASSEMBLY**

Mr. David Mugonyi – Media Relations Officer  
Ms. Emmy Chepkwony – Third Clerk Assistant

**MIN. NO. 39/2010      PRELIMINARIES**

The Chairperson called the meeting to order at 10.28 A.M, and requested a Member of the secretariat to offer a word of prayer.

**MIN. 40/2010      CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

Minutes of the following sittings were read and confirmed by the Members present as a true record of the sittings' proceedings and signed by the Chairperson;

Minutes of the 17<sup>TH</sup> Sitting held on Thursday 25<sup>th</sup> March 2010;

**MIN. 41/2010      MATTERS ARISING**

The following matters arose and were dealt with as herein below;

**Under Minute 36/2010** way forward on the procedures for enforcing parliamentary broadcasting regulations, The Committee therefore resolved to consult further how the procedures for enforcing Parliamentary Broadcasting Regulations would be legitimized in the house.

The Committee further resolved to retain the dates of its strategic plan workshop to be 11<sup>th</sup> to 13<sup>th</sup> of April 2010.

**MIN. 42/2010            MEETING WITH THE HEAD OF CIVIL SERVICE**

The Committee received written apologies from the office of the head of Civil Service, and agreed to meet to hold its next sitting on 6<sup>th</sup> of April 2010 to deliberate on the same agenda.

**MIN. 43/2010            THE PROCEDURES FOR ENFORCING PARLIAMENTARY BROADCASTING REGULATIONS**

The Committee deliberated on the Procedures for enforcing Parliamentary Broadcasting Regulations and adopted with amendments.

The committee directed the Secretariat to forward the adopted draft Procedures for enforcing Parliamentary Broadcasting Regulations to the legal department for further review.

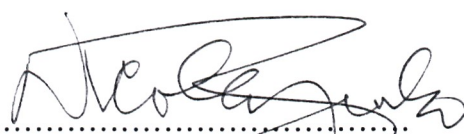
The Committee therefore resolved to consult further how the procedures for enforcing Parliamentary Broadcasting Regulations would be legitimized in the house.

**MIN. 44/2010            ANY OTHER BUSINESS**

- I. The Committee resolved to hold a breakfast meeting with the Media houses concerned and the editor's guild on 20<sup>th</sup> April in Serena Hotel Nairobi at 7.30 am.
- II. The Committee further resolved to visit Pamoja Studio on 14<sup>th</sup> of April 2010

**MIN. NO.45/2010            ADJOURNMENT**

There being no other business, the meeting adjourned at 11.50 A.M until the morning of Thursday 1<sup>st</sup> April 2010.

Signed.....

Date.....14/04/2010.....  
(CHAIRMAN)

**MINUTES OF THE 20<sup>TH</sup> SITTING OF THE HOUSE BROADCASTING COMMITTEE  
MEETING HELD ON THURSDAY, 08<sup>TH</sup> APRIL 2010 IN CONTINENTAL 2<sup>ND</sup> FLOOR  
PARLIAMENT BUILDINGS AT 10.00 A.M.**

The following Members of the Committee were:-

**PRESENT:**

Hon. (Eng.) Nicholas Gumbo, M.P. – Chairperson  
Hon. Clement Wambugu, M.P. – Vice Chairperson  
Hon. David Koech, M.P.  
Hon. Benjamin J. Washiali, M.P.  
Hon. Peter Kiilu, M.P.

**ABSENT WITH APOLOGY:**

Hon. David Koech, M.P.

**ABSENT**

Hon. David Were, M.P.  
Hon. (Eng.) James Rege, M.P.  
Hon. Jakoyo Midiwo, M.P.  
Hon. Maina Kamau, M.P.  
Hon. Johnson Muthama, M.P.  
Hon. Ferdinard Waititu, M.P.

**IN ATTENDANCE**

**KENYA NATIONAL ASSEMBLY**

Ms. Rebecca Tonkei – First Research Officer  
Ms. Emmy Chepkwony – Third Clerk Assistant

**MIN. NO. 51/2010      PRELIMINARIES**

The Chairperson called the meeting to order at 10.15 A.M, and requested a Member of the secretariat to offer a word of prayer.

**MIN. 52/2010      CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

Minutes of the following sittings were read and confirmed by the Members present as a true record of the sittings' proceedings and signed by the Chairperson;

Minutes of the 19<sup>TH</sup> Sitting held on Tuesday 06<sup>th</sup> April 2010;



**MIN. 53/2010      MATTERS ARISING**

The following matters arose and were dealt with as herein below;

- I. **Under Minute 48/2010 (4) on the digital TV** the resolved to establish detailed information on the TV Channel assigned to Parliament on 9/10/2010.
- II. **Under Minute 48/2010 (vii)**, the Committee applauded the good work done by the KBC staff seconded to House Broadcasting Unit and resolved to hold a meeting with them at a date to be decided upon by the Committee.

**MIN. 54/2010      DELIBERATIONS ON THE REPORT OF THE PROCEDURES OF IMPLEMENTION OF THE BROADCASTING REGULATIONS**

The Committee deliberated on and adopted its report on the procedures for enforcing parliamentary broadcasting regulation with amendments.

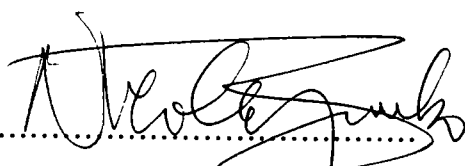
The Committee further resolved to table the report on Wednesday 14<sup>th</sup> April 2010.

**MIN. 55/2010      ANY OTHER BUSINESS**

The Committee adopted its final draft Strategic Workshop programme and confirmed the dates of the Workshop to be on 11<sup>th</sup> to 13<sup>th</sup> April 2010 at Whitesands hotel Mombasa.

**MIN. NO.56/2010      ADJOURNMENT**

There being no other business, the meeting adjourned at 12.15 P.M until the morning of Thursday 12<sup>th</sup> April 2010 at Whitesands in Mombasa.

Signed.....  
(CHAIRMAN)  
Date.....14/04/2010.....