

COMMUNICATION FROM THE CHAIR

(No. 60 of 2018)

RE-COMMITTAL OF SOME PROVISIONS RELATING TO SOME STATUTES IN THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2018)

Honourable Members, this communication relates to the decision the House has just taken on the business appearing under Order Number 8 in today's Order Paper. Consequent to that decision, the Statute Law (Miscellaneous Amendments) Bill (National Assembly Bill No. 12 of 2018) stands re-committed to the Committee of the Whole House pursuant to Standing Order 136A. In particular, the re-committal is to re-consider the following aspects of the Bill –

- (i) all provisions relating to the Registration of Persons Act (Cap. 107);
- (ii) the provisions relating to the Copyright Act (No. 12 of 2001) in respect of new section 6(1A);
- (iii) all the provisions relating to the Kenya School of Law Act (No. 26 of 2012); and
- (iv) the provisions relating to the Universities Act (No. 42 of 2012) in respect of section 15(2).

Honourable Members, when the House resolves into Committee, the provisions of paragraph (1) of Standing Order 138 shall apply. For clarity, Standing Order 138(1) provides that –

*138(1) When a Bill has been re-committed to a Committee of the Whole House, the Committee **shall consider the matters so re-committed and any matter directly consequential thereon.***

In this regard, and before the House dissolves itself into Committee, I wish to remind the House as follows-

Firstly, that the mandate of the Committee of the Whole House shall be limited to re-considering and taking decisions on the re-committed aspects of the Bill. The Committee is therefore precluded from re-opening other aspects of the Bill beyond what has been-recommended.

Secondly, Honourable Members, the intention of the re-committal is to avail an opportunity to the Committee to simply review decisions that may have been erroneously made when the Bill was first considered in the Committee of the Whole House. I have therefore asked the Chairperson to restrain Members from indulging in extensive debate on the re-committed provisions and instead focus on taking decisions on the recommitted aspects of the Bill.

Honourable Members, this ought not be construed as a gag on the House from debating the matters under consideration. As you all know, the House sufficiently debated the re-committed provisions at Second Reading and in the Committee of the Whole House on Wednesday 14 November, and Thursday 15 November 2018, respectively. Therefore, nothing new really arises to necessitate much debate.

The House is accordingly guided and may now proceed to Committee of the Whole House.

I thank you!

THE HON. JUSTIN B.N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

Tuesday, November 20, 2018