



REPUBLIC OF KENYA  
**ELEVENTH PARLIAMENT – (THIRD SESSION)**  
**THE SENATE**

**ORDER PAPER**  
**THURSDAY, NOVEMBER 05, 2015 AT 2.30 P.M**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions (As Listed in the Appendix)
5. Papers (As Listed in the Appendix)
6. Notices of Motion
7. Statements (As Listed in the Appendix)
8. **\*\*\*THE CONSTITUTION OF KENYA (AMENDMENT) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 26 OF 2013)**  
(The Senate Majority Leader)  
*(First Reading)*
9. **\*\*\*THE FISHERIES MANAGEMENT AND DEVELOPMENT BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2014)**  
(The Senate Majority Leader)  
*(First Reading)*
10. **MOTION-** (Sen. Kiraitu Murungi)  
(Department of Land)

**GIVEN** the clear provisions of Article 6 (1) and the First Schedule which establishes the 47 counties of the Republic of Kenya;

**CONSIDERING** the clear provisions of the Districts and Provinces Act (Cap 105 A) of 1992 which specifically delineates the geographical boundaries of each county;

**NOTING** the provisions of Article 188 of the Constitution, which clearly state that the boundaries of a county may be altered only by a resolution of an Independent Commission set up for that purpose by Parliament and with the support of at least two-thirds members of the National Assembly and two-thirds of the county delegations in the Senate;

...../Motion

**FURTHER NOTING** that the boundaries in counties have not been surveyed and no beacons have been fixed;

**CONCERNED** that failure by the National Government to mark and fix the county boundaries has led to endless and sometimes violent conflicts, in which innocent Kenyans have been killed and their property destroyed, and is generally perpetuating poverty and underdevelopment in counties;

**THIS HOUSE** urges the Office of the President and the Ministry of Land, Housing and Urban Development to urgently establish a Task Force to survey, mark and fix beacons for all the county boundaries and to submit a report of the said Task Force to this House on or before 31<sup>st</sup> March, 2016.

11. **MOTION- (Sen. (Prof.) Anyang' Nyong'o)**

**THAT, COGNIZANT** that Mr. Harold Kipchumba, a former Senator in the Parliament of Kenya, has been instrumental in engaging public support for mass immunization campaign aimed at eradicating and eliminating diseases such as polio and tetanus as well as the introduction of new vaccines into the Kenya Expanded Programme of Immunizations Services (EPI);

**AWARE** that Sen. Kipchumba has, through dialogue and media appeal, persuaded communities and groups that were, by reason of their religious and cultural beliefs or practices, initially opposed to polio as well as other EPI vaccines immunization, to embrace the practice;

**ACKNOWLEDGING** that Sen. Kipchumba's unwavering advocacy and lobbying to various stakeholders, both at national and county government levels, was instrumental in helping to achieve 93% polio immunization coverage of children under 5 years of age during the August, 2015 polio campaign;

**NOTING** that Sen. Kipchumba has become the face of vaccine-preventable disease eradication and elimination efforts in Kenya and has identified 15 polio survivors as immunization champions and enlisted their support to take his message **"Immunisation is not a choice, it is a right"** throughout the country;

**FURTHER AWARE** that both the United Nations Children's Fund (UNICEF) and the World Health Organization (WHO) Kenya Country offices nominated Sen. Kipchumba for the 2015 United Nations Person of the Year Award in recognition of his efforts cited herein and he was subsequently named for the award;

**NOW THEREFORE**, the Senate heartily congratulates Sen. Harold K. Kipchumba for being the 2015 UN Person of the Year and records its commendation for his efforts in the public support for mass immunization campaigns in the country.

...../Motion

12. **MOTION** – (Sen. Beatrice Elachi)  
(Department of Interior and Coordination of National Government)

**THAT**, cognizant that Article 12 of the Constitution guarantees a right to citizenship; noting that it is the right of every Kenyan attaining 18 years to register and be issued with a National Identity Card ; further noting that the National Identity Card is at the core in determining the extent to which an individual enjoys his or her fundamental rights and freedoms; concerned that Orphans and Vulnerable Children attaining the age of 18 years in children's homes have difficulties obtaining the National Identity Cards, the Senate urges the National Government to take remedial, policy, administrative and legislative measures to improve and expedite the process of registration for National Identity Cards especially for the Orphans and Vulnerable Children who live in children's homes and have attained 18 years of age.

13. **MOTION** – (The Chairperson, Standing Committee on Roads and Transportation)  
(Ministry of Roads and Infrastructure)

**THAT**, this House adopts the Report of the Standing Committee on Roads and Transportation on visits to Lamu and Nakuru Counties, laid on the table of the House on Wednesday, 29<sup>th</sup> July, 2015.

14. **MOTION** – (The Chairperson, Sessional Committee on Implementation)  
(Ministry of Agriculture, Livestock and Fisheries)

**THAT**, this House adopts the report of the Sessional Committee on Implementation on its visit to Mombasa, Kilifi and Kwale Counties to follow up on the resolution of the House to support the coconut industry, undertaken between 25<sup>th</sup> and 28<sup>th</sup> April, 2015 laid on the table of the House on Wednesday, 29<sup>th</sup> July, 2015.

15. **\*THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILL NO. 8 OF 2015)**  
(Sen. Hassan Omar)

*(Second Reading)*

16. **\*\*\*THE PERSONS WITH DISABILITIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 43 OF 2013)**  
(The Senate Majority Leader)

*(Second Reading)*

**KEY**

**\*\*\*\*** - Denotes a Majority /Minority Party Bill

**\*\*\*** - Denotes a National Assembly Bill

**\*\*** - Denotes a Committee Bill

**\*** - Denotes any other Bill

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**NOTICE**

The Senate resolved on 11<sup>th</sup> February, 2015 as follows:-

**THAT**, pursuant to Standing Order 100 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.

**APPENDIX****1. PETITIONS**

- a) The Speaker to present a petition by the Speaker of Vihiga County Assembly concerning taxation of allowances and other benefits paid to members and staff of the County Assembly;
- b) The Speaker to present a petition by the Kenya National Union of Nurses from Uasin Gishu County, regarding challenges facing the health services sector in the County.

**2. PAPER**

- a) The Business of the Senate for the coming week;  
*(The Senate Majority Leader)*
- b) The Report of the Sessional Committee on County Public Accounts and Investments on the inquiry into the Financial Operations of Homa-Bay County Executive for the Financial Year 2013/2014 (1<sup>st</sup> July, 2013 to 30<sup>th</sup> June, 2014)
- c) The Report of the Auditor General on the Financial Statements of County Government of Narok for the sixteen (16) months period ended 30 June 2014;
- d) The Report of the Auditor General on the Financial Statements of County Government of Kericho for the sixteen (16) months period ended 30 June 2014;
- e) The Report of the Auditor General on the Financial Statements of County Government of Kilifi for the sixteen (16) months period ended 30 June 2014;
- f) The Report of the Auditor General on the Financial Statements of County Government of Lamu for the sixteen (16) months period ended 30 June 2014;
- g) The Report of the Auditor General on the Financial Statements of County Government of Laikipia for the sixteen (16) months period ended 30 June 2014;
- h) The Report of the Auditor General on the Financial Statements of County Government of Kirinyaga for the sixteen (16) months period ended 30 June 2014.

*(Chairperson, Sessional Committee on County Public Accounts and Investments)*

**3. STATEMENTS**

- a) The Senate Majority Leader to issue a Statement on Business of the Senate for the coming week;
- b) The Chairperson of the Standing Committee on National Security and Foreign Relations to issue a statement on the killing of Mr. Eliud Wachira Gachoki (Sen. Daniel Karaba);
- c) The Senate Majority Leader to issue a statement on Elnino preparedness across the counties (Sen. Catherine Mukiite);
- d) The Chairperson of the Standing Committee on Finance, Commerce and Budget to issue a statement on status and performance of leather industry in Kenya (Sen. Beatrice Elachi);
- e) The Chairperson of the Standing Committee on Finance, Commerce and Budget to issue a statement on the stability of small banks and escalating bank interest rates (Sen. Mutahi Kagwe);
- f) The Chairperson of the Standing Committee on Finance, Commerce and Budget to issue a statement on revenue collection from Samburu National Game Reserve (Sen. Sammy Leshore).

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