



**REPUBLIC OF KENYA**

**THE SENATE**

**ELEVENTH PARLIAMENT – THIRD SESSION**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, SEPTEMBER 16, 2015 AT 2.30 P.M.**

1. The Senate assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **COMMUNICATION FROM THE CHAIR**

The Speaker conveyed the following communications from the Chair-

**a) Temporary relocation from offices on some floors at KICC**

"Honorable Senators,

You may recall that during the workshop of the Senate held on 27<sup>th</sup> August, 2015, I issued a communication regarding the need for Members of Parliament to temporarily relocate from some floors at the Kenyatta International Convention Centre (KICC) in order to facilitate the hosting of the World Trade Organization (WTO) Ministerial Conference scheduled to take place from 13<sup>th</sup> to 18<sup>th</sup> December, 2015.

I would like to reiterate that the Parliamentary Service Commission has requested that Members of Parliament occupying offices on 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup>, 11<sup>th</sup>, 12<sup>th</sup> and 13<sup>th</sup> floors at the KICC temporarily relocate.

Affected Senators are advised to seek alternative accommodation and liaise with the Director, Finance and Accounting Services for reimbursement for the stated period.

Honourable Senators, the KICC will restore the offices back to their original state for use by affected Members of Parliament not later than 1<sup>st</sup> February, 2016.

I urge affected Senators to relocate without further delay in order to avail the offices for the WTO's use.

I thank you."

**b) World Trade Organization Sensitization Workshop for Senators**

"Honorable Senators,

I have a communication to make regarding the 10<sup>th</sup> World Trade Organization Ministerial Conference.

As you may be aware, Kenya will be hosting the 10<sup>th</sup> World Trade Organization (WTO) Ministerial Conference in Nairobi from the 15<sup>th</sup> – 18<sup>th</sup> December, 2015. The Conference is yet another milestone in cementing Kenya's global position as a preferred conference destination.

Honourable Senators,

The WTO Secretariat in Nairobi will provide technical assistance to Kenya with the specific objective of sensitizing key stakeholders on the substantive issues of the Doha round of Trade Negotiations. In this regard, the Ministry of Foreign Affairs and International Trade, jointly with the WTO Secretariat has organized a sensitization meeting for the Senate to be held Tomorrow, Thursday 17<sup>th</sup> September, 2015. The meeting will be held from 11.00 a.m. – 1.00 p.m. at the Senate Chamber, Parliament Buildings.

Honourable Senators,

The sensitization meeting is a key component of the strategy for development of a well informed and evidence based national position for the Nairobi Ministerial Conference. Your participation therefore is of utmost importance.

I therefore request you all, to avail yourself and participate in the meeting.

I thank you."

**c) Visiting delegation from the Kisii County Assembly**

"Honorable Senators,

I have a Communication regarding a delegation from the Kisii County Assembly.

I am pleased to acknowledge the presence, in the Speaker's Gallery this afternoon, of a delegation from the Kisii County Assembly. The delegation is in Nairobi on a benchmarking visit to share experiences on the management of the affairs of a legislature.

I request each member of the delegation to stand when called out so that you may be acknowledged in the Senate tradition.

They are:

- |                              |                                  |
|------------------------------|----------------------------------|
| 1. Honourable Kerosi Ondieki | -Speaker of the County Assembly; |
| 2. Hon. Protus Moindi        | -Member;                         |
| 3. Hon. Evans Mokoro         | -Member;                         |
| 4. Hon. Charles Nyagoto      | -Member;                         |
| 5. Hon. Onchonga Nyagaka     | -Member;                         |
| 6. Hon. Catherine K. Manzi   | -Member;                         |
| 7. Hon. Philip Motonu        | -Member;                         |
| 8. Hon. Wilfred Yoge         | -Member;                         |
| 9. Hon. Albert Oino          | -Member;                         |
| 10. Hon. Joash Orora         | -Member;                         |
| 11. Hon. Alfred Onguti       | -Member;                         |
| 12. Hon. Francis Aburi       | -Member;                         |
| 13. Hon. Ochwangi Mengo      | -Member;                         |
| 14. Hon. Cosmas Saka         | -Member;                         |
| 15. Hon. Reuben Moreka       | -Member;                         |
| 16. Hon. Dennis Ombachi      | -Member;                         |
| 17. Hon. Lydia Okwoyo        | -Member;                         |
| 18. Hon. Richard Machana     | -Member;                         |
| 19. Hon. George Morara       | -Member;                         |
| 20. Hon. Evans Zico          | -Member;                         |
| 21. Hon. Josephine Ombati    | -Member;                         |
| 22. Hon. Grace Ogonda        | -Member;                         |
| 23. Hon. Sabena Kennedy      | -Member;                         |
| 24. Hon. Esteher Nyamwamu    | -Member;                         |
| 25. Hon. Nyamweya Mosota     | -Member;                         |
| 26. Hon. Isabella Nyaboke    | -Member;                         |
| 27. Hon. Daniel Apepo        | -Member;                         |
| 28. Hon. Henry Moracha       | -Member;                         |

The delegation is accompanied by the following officers of the County Assembly:-

1. Mr. Geoffrey Ontere
2. Ms. Norah Abel
3. Mr. Geoffrey Momanyi
4. Ms. Esther Ongere
5. Mr. Webster Otachi
6. Mr. Crispus Magare
7. Mr. Douglas Nyamongo
8. Mr. Leonard Nyakundi

On behalf of the Senate and on my own behalf, I welcome you to the Senate and I wish you well for the remainder of your programme.  
I thank you."

**d) Visiting delegation from the Bungoma County Assembly**

"Honorable Senators,

I am pleased to acknowledge and welcome to the Senate this afternoon, Members of the Bungoma County Assembly Implementation Committee who are seated at the Speaker's Gallery.

I request Members of the delegation that when your name is called out, you stand so that you may be acknowledged in our usual Senate tradition.

- |     |                               |                    |
|-----|-------------------------------|--------------------|
| 1.  | Hon. Ben Namaswa Wafula       | - Chairperson      |
| 2.  | Hon. James Wafula Nyongesa    | - Vice Chairperson |
| 3.  | Hon. Mary Namaswa             |                    |
| 4.  | Hon. Moses Nyongesa Wabwile   |                    |
| 5.  | Hon. Joan Wafula Lutukai      |                    |
| 6.  | Hon. Godwin Kwemoi Ndege      |                    |
| 7.  | Hon. Martin Wafula Wawire     |                    |
| 8.  | Hon. David Mabonga Barasa     |                    |
| 9.  | Hon. Rose Watimah Mukhwana    |                    |
| 10. | Hon. Margaret Nekesa Barasa   |                    |
| 11. | Hon. Henry Khaemba Nyongesa   |                    |
| 12. | Hon. Charles Khaemba Wamukota |                    |
| 13. | Hon. Janet Nabwile Wamalwa    |                    |
| 14. | Hon. Gerishom Namasake        |                    |
| 15. | Hon. Violet Namaemba Makhanu  |                    |

The delegation is accompanied by;

- |    |                       |                    |
|----|-----------------------|--------------------|
| 1. | Ms. Carolynne Wamalwa | - Hansard Reporter |
| 2. | Ms. Martha Alaka      | - Research Officer |
| 3. | Mr. Robert Mmbwani    | - Serjeant-At-Arms |
| 4. | Mr. Dustan Wafula     | - Committee Clerk  |

I take this opportunity on behalf of the Senate and on my own behalf, to wish the delegation a happy and fruitful visit in the Senate.

I thank you."

**e) Visiting County Assembly staff from various counties on attachment under the Senate Legislative Attachment Program**

"Honorable Senators,

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon, of visiting county assembly staff from the counties of Narok, Meru, Mombasa, Nairobi, Kisumu, Lamu and Marsabit.

The county assembly staff are here on a two-week inaugural Legislative Attachment Program organised by the Office of the Speaker, Senate, through the County Liaison Office.

I request each member of the delegation to stand when called out so that they may be acknowledged in the Senate tradition.

They are:

- |     |                      |                               |
|-----|----------------------|-------------------------------|
| 1.  | Fatuma Mohamed Walid | -Lamu County Assembly         |
| 2.  | Hussein Miji Abud    | -Lamu County Assembly         |
| 3.  | Francis Malmalo      | -Marsabit County Assembly     |
| 4.  | Arbe Ibrae           | -Marsabit County Assembly     |
| 5.  | Benson Kinyua        | -Meru County Assembly         |
| 6.  | Emily Kendi          | -Meru County Assembly         |
| 7.  | Gideon Langat        | -Narok County Assembly        |
| 8.  | Justus Yialile       | -Narok County Assembly        |
| 9.  | David Ochieng'       | -Kisumu County Assembly       |
| 10. | George Amayo         | -Kisumu County Assembly       |
| 11. | Mary Riunga          | -Nairobi City County Assembly |
| 12. | Kevin Wasike         | -Nairobi City County Assembly |
| 13. | Ms. RobestaWasike    | -Mombasa County Assembly      |
| 14. | Mr. Paul Mulila      | -Mombasa County Assembly      |
| 15. | Mr. Bernard Ogolla   | -Mombasa County Assembly      |
| 16. | Ms. Moreen Otieno    | -Mombasa County Assembly      |

Honourable Senators,

As you well recognize, the Senate has a constitutional mandate to protect and represent the interests of counties and their governments. To facilitate this role, the Senate through the Speaker's Office, established the County Liaison Office whose function it is to facilitate and coordinate effective interaction between the Senate and county governments.

To this effect, the Speaker's Office, through the County Liaison Office, has established a Legislative Staff Attachment Program for technical staff in county assemblies. The attachment program is designed to provide county assembly staff with a unique opportunity to acquaint themselves with parliamentary structures and processes. The program aims to expose the staff to best practice and procedure in legislative, legal, procedural and research services for the enhancement and support of legislative processes in the counties.

I hope that they have a fruitful program. On behalf of the Senate and on my own behalf, I welcome them to the Senate and I wish them well for the remainder of their stay.

I thank you."

**f) Visiting delegation from the National Councillors Forum of Kenya**

"Honorable Senators,

I am pleased to acknowledge and welcome to the Senate this afternoon, Members of the National Councillors Forum of Kenya who are seated at the Speaker's Gallery.

The Forum brings together former Councillors from the Year 1963 – 2013.

I request Members of the delegation that when your name is called out, you stand so that you may be acknowledged in our usual Senate tradition.

1. Mr. Hezron K. Kirimi - Chairperson
2. George Ongere Odere
3. Catherine Ntinyari
4. Geoffrey Gitau
5. Alex Ayeko
6. Josephat Mbaya
7. Priscilla Cherop
8. Abdulrahman Sheikh
9. Jeremiah Matula
10. Christopher Lonyala
11. Omar Ali
12. Amos Gitonga
13. Boaz Machueye
14. Joseph Maritim
15. Samuel Mangambi
16. Julius Lenakai
17. Mr. Odhiambo
18. Said Ali Dakane
19. Alex Sekandu
20. Josephat Nkii

I take this opportunity on behalf of the Senate and on my own behalf, to wish the delegation a happy and fruitful visit in the Senate.

I thank you."

**4. MESSAGES FROM THE NATIONAL ASSEMBLY**

The Speaker conveyed the following Messages from the National Assembly-

**a) Message from the National Assembly on the Water Bill (National Assembly Bill No. 7 of 2014)**

"Honorable Senators,

I wish to bring to the attention of the Senate that pursuant to standing order 40 (2) and (3), the Clerk received and delivered to me, on Tuesday, 4<sup>th</sup> August, 2015 a Message from the National Assembly regarding the Water Bill (National Assembly Bill No. 7 of 2014).

Consequently, I caused the Message to be transmitted to every Senator pursuant to standing order 40 (5) by letter Ref. SEN/L&P/MSG.2015, dated 17<sup>th</sup> August, 2015 as the Senate was not sitting at the time.

Honourable Senators, in accordance, therefore, with standing order 40 (5), I hereby report the following Message to the Senate-

*"PURSUANT to the provisions of standing orders 41 and 142 of the National Assembly Standing Orders, I hereby convey the following message from the National Assembly-*

*THAT WHEREAS, the Water Bill (National Assembly Bill No. 7 of 2014) was published vide the Kenya Gazette Supplement No. 27 of March 17, 2014 as a Bill affecting County Governments in terms of provisions of Article 110 of the Constitution;*

*AND WHEREAS, the National Assembly considered and passed the said Bill with amendments, on Tuesday, July 7, 2015 in the form attached hereto;*

*NOW THEREFORE, in accordance with Article 110 (4) of the Constitution and the provisions of standing order 142 of the National Assembly Standing Orders, I hereby forward the said Bill to the Senate, the object of which is to seek concurrence of the Senate on the Bill as passed by the National Assembly."*

Honourable Senators, standing order 148 provides as follows, and I quote "the Senate shall proceed with a Bill that originates from the National Assembly in the same manner as a Bill introduced in the Senate by way of First Reading in accordance with standing order 129 ( First Reading of Bills)".

Accordingly, I now order that the Water Bill (National Assembly Bill No. 7 of 2014) be listed in tomorrow's Order Paper for First Reading.

I thank you."

**b) Message from the National Assembly on the rejection by the Assembly of the County Governments (Amendment) Bill (Senate Bill No. 1 of 2014)**

"Honourable Senators,

I wish to bring to the attention of the Senate that pursuant to standing order 40 (2) and (3), the Clerk received and delivered to me, on Thursday, 20<sup>th</sup> August, 2015 a Message from the National Assembly regarding the rejection by the Assembly of the County Governments (Amendment) Bill (Senate Bill No. 1 of 2014).

Consequently, pursuant to standing order 40 (5) I caused the Message to be transmitted to every Senator vide letter Ref. SEN/L&P/MSG.2015 dated 25<sup>th</sup> August, 2015 as the Senate was not sitting at the time.

Hon. Senators, in accordance, therefore, with standing order 40 (5), I hereby report the following Message to the Senate-

*"PURSUANT to the provisions of standing orders 41 and 42 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly-*

*WHEREAS, following the passage of the County Governments (Amendment) Bill (Senate Bill No. 1 of 2014) in the Senate, the said Bill was referred to the National Assembly for consideration;*

*AND WHEREAS, the National Assembly, on Thursday, August 6, 2015, rejected the said Bill at Second Reading, pursuant to standing order 57 (1) of the National Assembly Standing Orders, the import of which the Bill was referred to a Mediation Committee;*

*NOW THEREFORE, in accordance with the provisions of Article 112 of the Constitution and standing order 142 of the National Assembly Standing Orders, I hereby convey the said decision of the National Assembly to the Senate."*

Honourable Senators,

Article 112(1)(a) of the Constitution provides that 'if one House passes an ordinary Bill concerning counties and the second House rejects the Bill, it shall be referred to a mediation committee appointed under Article 113'.

Article 113 provides as follows-

*(1) If a Bill is referred to a mediation committee under Article 112, the Speakers of both Houses shall appoint a mediation committee consisting of equal numbers of members of each House to attempt to develop a version of the Bill that both Houses will pass.*

*(2) If the mediation committee agrees on a version of the Bill, each House shall vote to approve or reject that version of the Bill.*



*(3) If both Houses approve the version of the Bill proposed by the mediation committee, the Speaker of the National Assembly shall refer the Bill to the President within seven days for assent.*

*(4) If the mediation committee fails to agree on a version of the Bill within thirty days, or if a version proposed by the committee is rejected by either House, the Bill is defeated.*

In the circumstances, Hon. Senators, I concur with the Speaker of the National Assembly to form a mediation committee in accordance with Article 112(1)(a) of the Constitution.

In this regard, Hon. Senators, I have appointed the following Senators to represent the Senate in the mediation-

1. Sen. Beatrice Elachi
2. Sen. Kipchumba Murkomen
3. Sen. Janet Ong'era
4. Sen. Billow Kerrow
5. Sen. Boni Khalwale

I thank you."

**c) Message from the National Assembly on the approval by the Assembly of the Mediated Version of the Fertilizers and Animal Foodstuffs (Amendment) Bill (National Assembly Bill No. 36 of 2013).**

"Honorable Senators,

I wish to bring to the attention of the Senate that pursuant to standing order 40 (2) and (3), the Clerk received and delivered to me, on Friday, 21<sup>st</sup> August, 2015 a Message from the National Assembly regarding the approval by the Assembly of Mediated Version of the Fertilizers and Animal Foodstuffs (Amendment) Bill (National Assembly Bill No. 36 of 2013).

Hon. Senators, in accordance, therefore, with standing order 40 (5), I hereby report the following Message to the Senate-

*"PURSUANT to the provisions of standing orders 41 and 42 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly-*

*WHEREAS, the National Assembly received a Message from the Senate on August 12, 2015, conveying passage of the mediated version of the Fertilizers and Animal Foodstuffs (Amendment) Bill (National Assembly Bill No. 36 of 2013) by the Senate;*

*AND WHEREAS, the National Assembly, by way of resolution, on August 20, 2015, also passed the mediated version of the said Bill in the form developed by the Mediation Committee;*

*NOW THEREFORE, in accordance with the provisions of standing order 150(4)(b) of the National Assembly Standing Orders, I hereby convey the said decision of the National Assembly to the Senate."*

Honourable Senators, the mediated version of the Bill will be forwarded to H.E. the President for assent.

I thank you."

5. **PETITION BY THE FORUM OF FORMER COUNCILLORS WHO SERVED UNDER THE DEFUNCT LOCAL AUTHORITIES IN KENYA SINCE INDEPENDENCE CONCERNING THEIR PLIGHT AND WELFARE**

Pursuant to Standing Order 220 (1) (b), the Senator for West Pokot County (Sen. (Prof.) John Lonyangapuo), presented a petition on behalf of former councillors who served under the defunct local authorities in Kenya since independence concerning their plight and welfare.

Pursuant to Standing Order 226, the Speaker invited Senators to comment on the petition;

There being no other Senator wishing to comment, and pursuant to Standing Order 227, the Speaker directed that the Petition be committed to the Standing Committee on Labour and Social Welfare.

6. **NOTICE OF MOTION – ADJOURNMENT OF THE SENATE UNDER THE PROVISIONS OF STANDING ORDER 33 TO DISCUSS THE ONGOING TEACHERS’ STRIKE**

Raising a point of order, the Senate Minority Leader (Sen. Moses Wetangula) claimed to move a Motion for the adjournment of the Senate under the provisions of Standing Order No. 33 in order to discuss a definite matter of urgent national importance regarding the ongoing teachers’ strike that had paralyzed learning throughout the country.

And the Speaker having considered the claim;

And there being the requisite number of Senators rising in their places in support of the claim;

Thereupon, the Speaker directed that the Motion be moved upon conclusion of debate and voting on order numbers 12, 9 and 10 in today’s Order Paper.

7. THE COUNTY INDUSTRIAL DEVELOPMENT BILL (SENATE BILL NO. 7 OF 2014)

Order for Second Reading read;

Motion made and Question proposed-

**THAT**, the County Industrial Development Bill (Senate Bill No. 7 of 2014) be now read a Second Time.

*(Sen. Muriuki Karue)*

Debate interrupted on Tuesday, 15<sup>th</sup> September, 2015 resumed on a division;

The House proceeded to a Division;

The Temporary Speaker (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for one minute;

After the expiry of one minute, the Temporary Speaker (Sen. Ongoro) directed that the doors be locked and Senators asked to log-in using their cards;

The Temporary Speaker (Sen. Ongoro) put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Temporary Speaker (Sen. Ongoro) allowed the following Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma on behalf of Isiolo County Delegation
2. Sen. Lesuuda Naisula on behalf of Samburu County Delegation
3. Sen. Liza Chelule on behalf of Nakuru County Delegation
4. Sen. Sijeny Judith Achieng on behalf on Nairobi City County Delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 29**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Adan Dullo Fatuma- voted verbally on behalf of Isiolo County delegation
2. Sen. Boy Juma Boy
3. Sen. Chelule Liza -voted verbally on behalf of Nakuru County delegation
4. Sen. Chiaba Abu
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kivuti Lenny
12. Sen. Lesuuda Naisula - voted verbally on behalf of Samburu County delegation
13. Sen. Machage Wilfred Gisuka
14. Sen. Mositet Peter Korinko
15. Sen. Murkomen Onesmus Kipchumba
16. Sen. Murungi Kiraitu
17. Sen. Musila David
18. Sen. Muthama Johnson Nduya
19. Sen. Mwakulegwa Danson Mwazo
20. Sen. Ndiema Henry Tiole
21. Sen. Ntutu Stephen Kanyike
22. Sen. Nyongo' Peter Anyang'
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen Kipyego
27. Sen. Sijeny Judith Achieng – voted verbally on behalf of Nairobi City County delegation
28. Sen. Wako Amos Sitswila
29. Sen. Wetangula Moses Masika

Bill read a Second Time and passed.

8. **THE FOOD SECURITY BILL, (SENATE BILL NO. 23 OF 2014)**

**COMMITTEE OF THE WHOLE:**

Order for Committee read;

**IN THE COMMITTEE**

(The Acting Chairperson of Committees (Sen. Dr. Machage – in the Chair)

**The Food Security Bill (Senate Bill No. 23 of 2014)**

**Clauses** 3,4,7,9-11,13,16,18-22,24-31,34,36,38-44,47-49,51

Motion made and Question proposed.

**That**, Clauses 3,4,7,9-11,13,16,18-22,24-31,34,36,38-44,47-49,51 be part of the Bill;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza – On behalf of the Nakuru County Delegation
2. Sen. Lesuuda Naisula – On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES** - 28

**NOES** - 0

**ABSTENTIONS** - 0

**AYES**

1. Sen. Billow Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed
4. Sen. Chelule Liza – voted verbally on behalf of Nakuru County
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior

10. Sen. Kindiki Kithure
11. Sen. Kivuti Lenny
12. Sen. Lesuuda Naisula– voted verbally on behalf of Samburu County
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Mwakulegwa Danson Mwazo
20. Sen. Ndiema Henry
21. Sen. Ntutu Stephen
22. Sen. Nyong'o Peter– voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

### Clauses 2

Motion made and Question proposed.

**That,** Clause 2 be part of the Bill.

### Amendment proposed.

**THAT** clause 2 of the Bill be amended in the definition of the term –

- (a) "Cabinet Secretary" by deleting the words "devolution and planning" appearing immediately after the words "related to" and substituting therefor the words "food security";
- (b) "essential foodstuffs and commodities" by inserting the word "meat" immediately after the words "beans, wheat, rice";
- (c) "emergency foods assistance" by deleting the word "humanitarian" appearing immediately after the words "occasioned by".

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen

- 27. Sen. Wako Amos
- 28. Sen. Wetang'ula Moses Masika

**Clauses 5**

Motion made and Question proposed.

**That**, Clause 5 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT** clause 5 of the Bill be amended in sub-clause (2) by deleting paragraph (j).

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

- 1. Sen. Karaba Dickson
- 2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
- 3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES** - 28

**NOES** - 0

**ABSTENTIONS** - 0

**AYES**



1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

### **Clauses 6**

Motion made and Question proposed.

**That**, Clause 6 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT** clause 6 of the Bill be amended in –

(a) in sub-clause (2) by –

- (i) deleting paragraphs (c), (d) and (e) and substituting therefor the following new paragraph –

- (d) advise and collaborate with the relevant agencies and public entities on matters relating to, -
  - (i) domestic production of diverse foods including the cultivation of traditional crops and the accessibility of food to persons in areas affected by food insecurity;
  - (ii) production of diverse foods including the cultivation of traditional crops and that such food is accessible to person in areas affected by food security; and
  - (iii) establishment of programmes that ensure that famers have adequate farm inputs and implements to carry out food production;
- (ii) inserting the following new paragraphs immediately after paragraph (j) -
  - (ja) implement, in collaboration with the relevant agencies and public entities, programmes for the support and protection of small scale farmers including the provision of subsidies;
  - (jb) adopt sustainable food security measures so as to graduate food poor persons to persons who are able to participate in food production and distribution;

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29th<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The House proceeded to a division.

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

Clauses 8

Motion made and Question proposed.

**That**, Clause 8 be part of the Bill.

Amendment proposed.

**THAT** clause 8 of the Bill be amended-

(a) in sub-clause (1) by deleting the word "their" appearing immediately after the words "governments shall to" and substituting therefor the word "the".

in sub-clause (2) by inserting the words "including school feeding programmes," immediately after the words "implement programmes".

Question put-

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the "**Yes**", "**No**" or "**Abstain**" button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as "**Yes**"-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES** - 28

**NOES** - 0

**ABSTENTIONS** - 0

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

**Clauses 12**

Motion made and Question proposed.

**That**, Clause 12 be part of the Bill.

Amendment proposed.

**THAT** clause 12 of the Bill be amended in sub-clause (1) by –

(a) deleting paragraph (b);

(b) inserting the following new paragraph immediately after paragraph (g)-

(ga) identify food insecure counties and develop affirmative action measures for ensuring that food security is realized in the identified counties; and

inserting the words "county food security committees" immediately after the words "feedback to all" in paragraph (h)  
(*Sen. Beatrice Elachi*)

Debate interrupted on Wednesday, 29th<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the "**Yes**", "**No**" or "**Abstain**" button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as "**Yes**"-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES** - 28

**NOES** - 0

**ABSTENTIONS** - 0

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred

14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

#### **Clauses 14**

Motion made and Question proposed.

**That,** Clause 14 be part of the Bill.

#### **Amendment proposed:**

**THAT** the Bill be amended by deleting clause 14 and substituting therefor the following new clause-

Board of      **14.(1)** The management of the Authority shall vest in a Board  
the              which shall consist of –  
Authority.

- (a) a chairperson appointed by the President with the approval of Parliament;
- (b) the Principal Secretary responsible for matters relating to agriculture or the designated representative;
- (c) the Principal Secretary responsible for matters relating to livestock or the designated representative;
- (d) the Principal Secretary responsible for matters relating to finance or the designated representative;
- (e) the Principal Secretary responsible for matters relating to the co-ordination of national government or the designated representative;

No. 24 of      (f) the chairperson of the National Social Assistance Authority  
2013.              appointed under section 5(1) of the Social Assistance Act or the  
designated representative;

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171 of  
2011.

(g) one person nominated by the National Drought Management Authority established under paragraph 3 of the National Drought Management Authority Order, 2011;

(h) two persons nominated by the Non-Governmental Organizations Co-ordination Board established under section 3 of the Non-Governmental Organizations Co-ordination Act from amongst non-governmental organizations which support efforts towards the achievement of food security;

(i) two persons nominated by the Council of County Governors; and

(j) the Director General who shall be an *ex-officio* member, the secretary to the Board and the chief executive officer of the Authority

(2) The persons nominated under subsection (1)(g), (h) and (i) shall be appointed by the Cabinet Secretary by notice in the Gazette.

(3) A person shall be qualified for nomination and appointment under subsection (1) (g), (h) and (i) if such person has knowledge and experience in matters relating to food security and nutrition.

(4) The designated representatives of the members referred to under subsection (1)(b), (c), (d) and (e) shall have authority to exercise the powers and functions of the designating authority in relation to matters before the Board.

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29th<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;



Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

**Clauses 15**

Motion made and Question proposed.

**That**, Clause 15 be part of the Bill.

Amendment proposed.

**THAT** clause 15 of the Bill be amended-

- (a) in paragraph (a) by deleting the word "masters" appearing immediately after the words "holds a"; and
- (b) by deleting paragraph (c) and substituting therefor the following new paragraph –

(c) has knowledge and experience in matters relating to –

- (i) agriculture or livestock;
- (ii) land and agrarian reforms;
- (iii) public health;
- (iv) public administration; or economics, sociology, disaster management or such other relevant knowledge and experience as may be considered necessary; and

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

**Clauses 17**

Motion made and Question proposed.

**That,** Clause 17 be part of the Bill.

Amendment proposed.

**THAT** the Bill be amended by deleting clause 17 and substituting therefor the following new clause-

Remuneration of the Board. **17.** There shall be paid to the members of the Board such remuneration, fees or allowances as the Cabinet Secretary shall, in consultation with the Salaries and Remuneration Commission, shall determine.

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally

6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Jr Junior
9. Sen. Kivuti Lenny
10. Sen. Lesuuda Naisula– voted verbally on behalf of Samburu County
11. Sen. Lonyangapuo John Krop
12. Sen. Machage Wilfred
13. Sen. Mositet Peter
14. Sen. Muriuki Karue
15. Sen. Murkomen Kipchumba
16. Sen. Murungi Kiraitu
17. Sen. Musila David
18. Sen. Muthama Johnson
19. Sen. Mwakulegwa Danson Mwazo
20. Sen. Ndiema Henry
21. Sen. Nyong'o Peter– voted verbally
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Orengo James
25. Sen. Sang Stephen
26. Sen. Wako Amos
27. Sen. Wetang'ula Moses Masika

### Clauses 23

Motion made and Question proposed.

**That**, Clause 23 be part of the Bill.

Amendment proposed.

**THAT** clause 23 of the Bill be amended in sub-clause (2) by –

- (a) deleting the word “doctorate” appearing immediately after the words “holds a” in paragraph (a) and substituting therefor the word “masters”; and deleting the word “security” appearing immediately after the words “the food” paragraph (b).

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen

- 27. Sen. Wako Amos
- 28. Sen. Wetang'ula Moses Masika

### Clauses 32

Motion made and Question proposed.

**That**, Clause 32 be part of the Bill.

Amendment proposed.

**THAT** clause 32 of the Bill be amended-

- (a) in sub-clause (1) by deleting paragraphs (b) and (c) and substituting therefor the following new paragraphs –
- (b) the county executive committee member responsible for matters relating to agriculture who shall be the secretary to the committee;
- (c) the county executive committee member responsible for matters relating to livestock;
- (ca) the county executive committee member responsible for matters relating to social services;
- (cb) the county commissioner or a designated representative of the commissioner;
- (c) in sub-clause (2) by deleting paragraph (a) and substituting therefor the following new paragraph –
- (a) holds a certificate of secondary education;

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29th<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orenge James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika



Clauses 33

Motion made and Question proposed.

**That**, Clause 33 be part of the Bill.

Amendment proposed

**THAT** clause 33 of the Bill be amended–

(a) in sub-clause (1) by deleting paragraph (i) and substituting therefor the following new paragraph -

(i) spearhead the formation and operationalization of food and nutrition committees at the sub-county and ward levels and in schools and health centres within the county;

(b) by inserting the following new sub-clause immediately after sub-clause (1)  
–

(1A) The county food security committee shall, in the performance of its functions under subsection (1), decentralize its services to the lowest administrative unit within the county as it shall consider appropriate for the purpose of ensuring food security within the county.

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as “Yes”-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong’o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang’ Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong’o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong’o Kennedy Mong’are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang’ula Moses Masika

**Clauses 35**

Motion made and Question proposed.

**That,** Clause 35 be part of the Bill.

Amendment proposed.

**THAT** clause 35 of the Bill be amended –

- (a) in sub-clause (1) by inserting the words “ agriculture, livestock, meteorology” immediately after the words “disaster management”;
- (b) in sub-clause (3) by deleting the words “matters related to special programmes” appearing immediately after the words “responsible for” and substituting therefor the words “the implementation of programmes relating to persons with special needs”.

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

**That**, Clauses 35 be amended as proposed and be part of the Bill  
The House proceeded to a division.

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

AYES - 28NOES - 0ABSTENTIONS - 0AYES

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

Clauses 37

Motion made and Question proposed.

**That**, Clause 37 be part of the Bill.

Amendment proposed.

**THAT** the Bill be amended by deleting clause 37.

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere

24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

#### Clauses 45

Motion made and Question proposed.

**That**, Clause 45 be part of the Bill.

Amendment proposed.

**THAT** clause 45 of the Bill be amended by deleting the words "five million" appearing immediately after the words "not exceeding" and substituting therefor the words "ten million".

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29th<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

**Clauses 46**

Motion made and Question proposed.

**That**, Clause 46 be part of the Bill.

Amendment proposed.

**THAT** clause 46 of the Bill be amended by deleting the words "two million shillings or to imprisonment for a term of three years" appearing immediately after the words "not exceeding" and substituting therefor the words "ten million shillings or to imprisonment for a term not exceeding eight years".

Question put-

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry



22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

### **Clauses 50**

Motion made and Question proposed.

**That**, Clause 50 be part of the Bill.

Amendment proposed.

**THAT** clause 50 of the Bill be amended by inserting the following new paragraph immediately after paragraph (g)-

(h) promote public awareness on the advancement of food security.

*(Sen. Beatrice Elachi)*

Debate interrupted on Wednesday, 29th<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula- On behalf of Samburu County Delegation
3. Sen. Nyong'o Peter

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Boy Juma Boy
2. Sen. Chiaba Abu Mohamed
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson-Voted Verbally
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula- voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Mositet Peter
15. Sen. Muriuki Karue
16. Sen. Murkomen Kipchumba
17. Sen. Murungi Kiraitu
18. Sen. Musila David
19. Sen. Muthama Johnson
20. Sen. Mwakulegwa Danson Mwazo
21. Sen. Ndiema Henry
22. Sen. Nyong'o Peter- voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos
28. Sen. Wetang'ula Moses Masika

**First Schedule, Second Schedule, Title and Clause 1**

**That**, the First Schedule, Second Schedule, Title and Clause 1 be part of the Bill.

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed two Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Karaba Dickson
2. Sen. Lesuuda Naisula – On behalf of Samburu County Delegation

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 28**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kivuti Lenny
11. Sen. Lesuuda Naisula– voted verbally on behalf of Samburu County
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred
14. Sen. Muriuki Karue
15. Sen. Murkomen Kipchumba
16. Sen. Murungi Kiraitu
17. Sen. Musila David
18. Sen. Muthama Johnson
19. Sen. Mwakulegwa Danson Mwazo
20. Sen. Ndiema Henry
21. Sen. Ntutu Stephen
22. Sen. Nyong'o Peter– voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Orengo James
26. Sen. Sang Stephen
27. Sen. Wako Amos

28. Sen. Wetang'ula Moses Masika

**Motion made:-**

**That**, the Bill be reported with amendments;

Before the question was put and pursuant to Standing Order 72, the Acting Chairperson (Sen. (Dr. Machage) ruled that the question did not affect counties;

Question put and agreed to.

9. **HOUSE RESUMED** - (Temporary Speaker - (Sen. Ongoro - in the Chair)

**THE FOOD SECURITY BILL (SENATE BILL NO. 23 OF 2014)**

Bill reported with amendments;

Motion made and Question proposed-

**THAT**, the Senate do agree with the Committee of the Whole in the said Report.

*(Sen. (Prof.) Lonyangapuo John on behalf of the Standing Committee,  
Agriculture, Livestock and Fisheries )*

Debate Arising;

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 72, the Temporary Speaker (Sen. Ongoro) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

**THAT**, the Food Security Bill (Senate Bill No. 23 of 2014) be now Read a third time.

*(Sen. (Prof.) Lonyangapuo John on behalf of the Standing Committee,  
Agriculture, Livestock and Fisheries)*

Debate arising;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker directed that the doors be locked and Senators asked to log-in using their cards;

The Temporary Speaker put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Temporary Speaker allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza – On behalf of Nakuru County Delegation
2. Sen. Karaba Dickson
3. Sen. Lesuuda Naisula – On behalf of Samburu County Delegation

Following the Division, Question agreed to.

The results of the Division were as follows:-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed
4. Sen. Chelule Liza – voted verbally on behalf of Nakuru County
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson- Voted verbally
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny
13. Sen. Lesuuda Naisula – On behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred
16. Sen. Misitet Peter
17. Sen. Muriuki Karue
18. Sen. Murkomen Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry

24. Sen. Ntutu Stephen
25. Sen. Nyong'o Peter– voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen
30. Sen. Wako Amos
31. Sen. Wetang'ula Moses Masika

Bill read a Third Time and passed.

10. **COMMITTEE OF THE WHOLE**

**The Community Land Bill (Senate Bill No. 38 of 2014)**

Order deferred.

11. **COMMITTEE OF THE WHOLE**

Order for the Committee read;

**IN THE COMMITTEE**

(The Acting Chairperson of Committees (Sen. Dr. Machage – in the Chair)

**The Mining Bill (National Assembly Bill No. 8 of 2014)**

Motion made and Question proposed.

**That** Clauses 6, 8, 10 – 15, 17-19, 22-29, 31-32, 35-36, 39, 42-45, 48, 52, 54-66, 68-76, 78-105, 107-116, 118-119, 121-148 and 150-225 be part of the Bill.

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson – Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

Clause 5

Motion made and Question proposed.

**That**, Clause 5 be part of the Bill.

Amendment proposed.

**THAT** clause 5 of the Bill be amended by inserting the words "and the principles of leadership and integrity set out under Chapter Six of the Constitution" immediately after the words "of the Constitution".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the "**Yes**", "**No**" or "**Abstain**" button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as "**Yes**"-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu



4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson – Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 7**

Motion made and Question proposed.

**That,** Clause 7 be part of the Bill.

Amendment proposed.

**THAT,** clause 7 of the Bill be amended in subclause (2) by inserting the words "in consultation with the Mineral Rights Board" immediately after the words "in the Gazette".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu

20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 9**

Motion made and Question proposed.

**That**, Clause 9 be part of the Bill.

**Amendment proposed.**

**THAT**, clause 9 of the Bill be amended by inserting the following new subclause immediately after subclause (1) –

(1A) The Cabinet Secretary shall, immediately upon receipt of a report under subsection (1) issue to the person an acknowledgement in writing of the receipt of the report.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate arising;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos

31. Sen. Wetang'ula Moses Masika

**Clause 16**

Motion made and Question proposed.

**That**, Clause 16 be part of the Bill.

Amendment proposed.

**THAT** clause 16 of the Bill be amended in subclause (3) by inserting the words "in consultation with the Mineral Rights Board" immediately after the words "Cabinet Secretary shall".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate arising;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the "**Yes**", "**No**" or "**Abstain**" button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as "**Yes**"-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES** - 31

**NOES** - 0

**ABSTENTIONS** – 0

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### Clause 20

Motion made and Question proposed.

**That,** Clause 20 be part of the Bill.

### Amendment proposed.

Motion made and Question proposed.

**THAT** clause 20 of the Bill be amended by inserting the following new after subclause (4) –

- (5) A person whose land or property is damaged as a result of the exercise of the powers of the Director of Mines under subsection (1) is entitled to fair, prompt and full compensation for such damage in accordance with this Act.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell

13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### **Clause 21**

Motion made and Question proposed.

**That,** Clause 21 be part of the Bill.

Amendment proposed.

**THAT** clause 21 of the Bill be amended by inserting the following new subsections immediately after subsection (2) –

(3) In exercising the powers under subsection (2), the Director or a duly authorised officer shall ensure that as little damage or inconvenience as possible is caused to the legitimate owner or lawful occupier of the land in respect of which the powers are exercised.

(4) A person whose land or property is damaged as a result of the exercise of the powers of the Director of Geology under subsection (1) shall be entitled to fair, prompt and full compensation for such damage in accordance with this Act. *(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;



The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki

18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### **Clause 30**

Motion made and Question proposed.

**That,** Clause 30 be part of the Bill.

Amendment proposed.

**THAT** clause 30 of the Bill be amended by deleting subclause (2) and substituting therefor the following new subclause (2) –

(2) The Mineral Rights Board shall comprise of –

- (a) a chairperson with demonstrable knowledge and experience of the minerals and mining sector, who shall be appointed by the President;
- (b) the Principal Secretary responsible for matters relating to mining;
- (c) the Principal Secretary responsible for the National Treasury;
- (d) one person who shall be nominated by the Council of County Governors from amongst the Governors;
- (e) the Chairperson of the National Land Commission;
- (f) the Director of Mines who shall be the secretary to the Mineral Rights Board;

(g) the Director of Geological Surveys; and

(h) two persons with professional qualifications and experience in the mining industry who shall be appointed by the Cabinet Secretary

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George

9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tirole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### **Clause 33**

Motion made and Question proposed.

**That,** Clause 33 be part of the Bill.

### **Amendment proposed**

**THAT** clause 33 of the Bill be amended by deleting subclauses (7) and (8).

*(Chairperson, Standing Committee on Land and Natural Resources)*

Question on the amendment proposed;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'

26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

#### Clause 34

Motion made and Question proposed.

**That**, Clause 34 be part of the Bill.

#### Amendment proposed

**THAT**, clause 34 of the Bill be amended in subclause (4) by deleting paragraph (a).

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 37**

Motion made and Question proposed.

**That,** Clause 37 be part of the Bill.

Amendment proposed.

**THAT,** clause 37 of the Bill be amended in sub clause (1) by deleting the words "A prospecting and" appearing at the beginning of the sub clause.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop



15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### Clause 38

Motion made and Question proposed.

**That**, Clause 38 be part of the Bill.

### Amendment proposed.

**THAT**, clause 38 be amended in subclause (1) by deleting the word "un-alienated" appearing at the end of paragraph (b) and substituting therefor the word "unregistered".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as “Yes”-

Thereupon, the following Senators recorded their votes as “Yes”-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang’
26. Sen. Obure Christoper Mogere
27. Sen. Okong’o Kennedy Mong’are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos

31. Sen. Wetang'ula Moses Masika

**Clause 40**

Motion made and Question proposed.

**That**, Clause 40 be part of the Bill.

Amendment proposed.

**THAT** clause 40 the Bill be amended by deleting subclause (1) and substituting therefor the following new subclause –

(1) The Cabinet Secretary may submit a request under section 107 of the Land Act for the compulsory acquisition of land or rights or interests in land, to vest the land or area in question, or rights or interests in such land or area, in the Government or on behalf of the Government, where the consent required under sections 36, 37 or 38 is—

(a) unreasonably withheld; or

(b) the Cabinet Secretary considers that withholding of consent is contrary to the national interest.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel

3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 41**

Motion made and Question proposed.

**That**, Clause 41 be part of the Bill.

Amendment proposed.

**THAT** clause 41 be amended in subclause (2) by deleting the words "which recognise the uniqueness of procurement and tendering process of minerals" appearing at the end of the subclause.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Question on the amendment proposed;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the "**Yes**", "**No**" or "**Abstain**" button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as "**Yes**"-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES** - 31

**NOES** - 0

**ABSTENTIONS** - 0

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu

4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tirole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

#### **Clause 46**

Motion made and Question proposed.

**That**, Clause 46 be part of the Bill.

Amendment proposed.

**THAT**, clause 46 of the Bill be amended in subclause (3) by deleting the words "number of expatriates per capital investment" appearing immediately after the words "shall serve".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki

18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

#### **Clause 47**

Motion made and Question proposed.

**That**, Clause 47 be part of the Bill.

Amendment proposed.

**THAT**, clause 47 of the Bill be amended in subclause (1) by inserting the words "members of the community and" immediately after the words "in employment to".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.



Thereupon, the following Senators recorded their votes as “Yes”-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang’
26. Sen. Obure Christoper Mogere
27. Sen. Okong’o Kennedy Mong’are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang’ula Moses Masika

Motion made and Question proposed

**That**, Clause 49 be part of the Bill.

Amendment proposed.

**THAT**, clause 49 of the Bill be amended in subclause (2) by deleting the word "four" appearing immediately after the words "exchange within" and substituting therefor the word "three".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

4. Sen. Chelule Liza - on behalf of Nakuru County delegation
5. Sen. Karaba Dickson Daniel
6. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu

4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tirole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

#### **Clause 50**

Motion made and Question proposed.

**That,** Clause 50 be part of the Bill.

Amendment proposed.

**THAT,** clause 50 of the Bill be amended in paragraph (b) by inserting the words "members of the community and" immediately after the words "offered by".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki

18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 51**

Motion made and Question proposed.

**That**, Clause 51 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT** clause 51 of the Bill be amended –

- (a) by deleting subclause (2) and substituting therefor with the following new subclause –

(2) The Cabinet Secretary shall not unreasonably withhold consent to assign, transfer, mortgage or trade a mineral right and shall inform an applicant of the decision within thirty days of receipt of an application to assign, transfer, mortgage or trade a mineral right.

- (b) By inserting the following new subsection immediately after subsection (8)–

(8A) The Cabinet Secretary shall, in consultation with the Mineral Rights Board, prescribe a criteria for the conditions required to be met by an applicant for an assignment, mortgage or trade in a mineral right.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko

17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### **Clause 53**

Motion made and Question proposed.

**That**, Clause 53 be part of the Bill.

Amendment proposed.

**THAT** clause 53 of the Bill be amended –

- (a) in subclause (1) by inserting the words “and the Kenya Revenue Authority” immediately after the words “the Cabinet Secretary”; and
- (b) inserting the following new subclause immediately after subclause (1) –

(1A) The Cabinet Secretary shall submit to the National Assembly and the Senate, an analysis of the audited annual financial statement submitted under subsection (1).

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole



24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### Clause 67

Motion made and Question proposed;

**That**, Clause 67 be part of the Bill.

### Amendment proposed

Motion made and Question proposed.

**THAT** clause 67 of the Bill be amended in subclause (1) by deleting paragraph (e) and substituting therefor the following new paragraph –

- (e) inform and consult on an ongoing basis with the national and county government authorities and communities about the reconnaissance operations that require physical entry onto the land within their jurisdiction;

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tirole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

Motion made and Question proposed.

**That**, Clause 77 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT**, clause 77 of the Bill be amended in subclause (2) by deleting the words "by the Cabinet Secretary" appearing at the end of the subclause and substituting therefor the words "Regulations made under this Act".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Question on the amendment proposed;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the "**Yes**", "**No**" or "**Abstain**" button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as "**Yes**"-

Thereupon, the following Senators recorded their votes as "**Yes**"-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuada Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County  
Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County  
Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 106**

Motion made and Question proposed.

**That,** Clause 106 be part of the Bill.

Amendment proposed.

Motion made and Question proposed

**THAT**, clause 106 of the Bill be amended by inserting the following new paragraph immediately after paragraph (i) –

(j) such other information as the Cabinet Secretary may consider necessary.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George

9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 117**

Motion made and Question proposed.

**That**, Clause 117 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT**, clause 117 of the Bill be amended in subclause (5) by deleting the word "Parliament" appearing immediately after the words "submitted to" and substituting therefor the words "the National Assembly and the Senate".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Question on the amendment proposed;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki

18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

### **Clause 120**

Motion made and Question proposed.

**That**, Clause 120 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT**, clause 120 of the Bill be amended in subclause (2) by deleting the word "Parliament" appearing immediately after the words "submitted to" and substituting therefor the words "the National Assembly and the Senate".

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the "**Yes**", "**No**" or "**Abstain**" button;



Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as “Yes”-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang’
26. Sen. Obure Christoper Mogere
27. Sen. Okong’o Kennedy Mong’are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang’ula Moses Masika

Clause 149

Motion made and Question proposed.

**That**, Clause 149 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT**, clause 149 of the Bill be amended by deleting subclause (3) and substituting therefor the following new subclauses –

(3) All immovable assets of the holder under the mining licence shall vest in the County Government from the effective date of the surrender or

termination of the licence upon payment of the book value of the assets by the County Government.

(3A) Where the County Government is unable to pay for the assets under subsection (3), the assets shall vest in the National Government from the effective date of the surrender or termination of the licence upon payment of the book value of the assets by the National Government.

*(Chairperson, Standing Committee on Land and Natural Resources)*

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyong'o Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang' Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**Clause 4**

Motion made and Question proposed.

**That**, Clause 4 be part of the Bill.

Amendment proposed.

Motion made and Question proposed.

**THAT**, clause 4 of the Bill be amended –

- (a) by deleting the definition of the word “community” and substituting therefor the following new definition –

“community” means a people living in a ward or wards within which minerals are situated and who are affected by the exploration of the minerals or mining operations with respect to the minerals;

- (b) by inserting the following new definition immediately after the definition of the word “corporation” – “Council of County Governors” means the Council of County Governors established under section 19 of the Intergovernmental Relations Act;

- (c) by deleting the definition of the word “strategic minerals” and substituting therefor the following new definition –

“strategic minerals” means minerals declared as such by the Cabinet Secretary with the approval of the Cabinet and by notice in the *Gazette*;

*(Chairperson, Standing Committee on Land and Natural Resources)*

Question on the amendment proposed;

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
9. Sen. Khalwale Boni
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula – Voted verbally on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

**The First Schedule, Second Schedule, Clause 2, Clause 3, the Title and Clause 1**

Motion made and Question proposed.

**That**, the First Schedule, Second Schedule, Clause 2, Clause 3, the Title and Clause 1 be part of the Bill.

Debate interrupted on Wednesday, 29<sup>th</sup> July, 2015, resumed on a Division;

The House proceeded to a Division;

The Acting Chairperson directed that electronic voting be taken pursuant to Standing Order 74 (1) and 77 (7) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Chairperson allowed three Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS – 0**

**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali

6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
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13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Musila David
21. Sen. Muthama Johnson Nduya
22. Sen. Mwakulegwa Danson Mwazo
23. Sen. Ndiema Henry Tiole
24. Sen. Ntutu Stephen Kanyike
25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

12. **HOUSE RESUMED** – Temporary Speaker – (Sen. Ongoro - in the Chair)

**Motion made:-**

**That**, the Bill be reported with amendments;

Before the question was put and pursuant to Standing Order 72, the Acting Chairperson (Sen. (Dr. Machage) ruled that the question did not affect counties;

Question put and agreed to.

**THE MINING BILL (NATIONAL ASSEMBLY BILL NO. 8 OF 2014)**

Bill reported with amendments;

Motion made and Question proposed-

**THAT**, the Senate do agree with the Committee of the Whole in the said Report.

*(Chairperson, Standing Committee on Lands and Natural Resources)*

Debate Arising;

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 72, the Temporary Speaker (Sen. Ongoro) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

**THAT**, the Mining Bill (National Assembly Bill No. 8 of 2014) be now Read a third time.

*(Chairperson, Standing Committee on Lands and Natural Resources)*

Debate arising;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker directed that electronic voting be taken pursuant to Standing Order 74 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker directed that the doors be locked and Senators asked to log-in using their cards;

The Temporary Speaker put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Temporary Speaker allowed three Senators to record their votes verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Chelule Liza - on behalf of Nakuru County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Lesuuda Naisula – on behalf of Samburu County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

**AYES - 31**

**NOES - 0**

**ABSTENTIONS - 0**

**AYES**



1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Chiaba Abu Mohamed Abu
4. Sen. Chelule Liza – Voted verbally on behalf of Nakuru County Delegation
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang Moses
7. Sen. Karaba Dickson– Voted verbally
8. Sen. Khaniri George
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12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesuuda Naisula - on behalf of Samburu County Delegation
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
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17. Sen. Muriuki Karue Muriuki
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25. Sen. Nyongo Peter Anyang'
26. Sen. Obure Christoper Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James
29. Sen. Sang Stephen Kipyego
30. Sen. Wako Sitswila Amos
31. Sen. Wetang'ula Moses Masika

Bill read a Third Time and passed.

13. **MOTION – ADJOURNMENT OF THE SENATE UNDER STANDING ORDER  
33 TO DISCUS THE ONGOING TEACHERS STRIKE**

Motion made and question proposed:-

**THAT**, the Senate do now adjourn.

*(The Senate Minority Leader)*

Debate arising;

And the time being four minutes past Seven O'clock, the Temporary Speaker (Sen. Ongoro) adjourned the Senate without Question put, pursuant to the Standing Orders.

14. SENATE ROSE - at four minutes past Seven O'clock.

### MEMORANDUM

*The Speaker will take the Chair on*

*Thursday, September 17, 2015 at 2.30 p.m.*

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