



REPUBLIC OF KENYA  
ELEVENTH PARLIAMENT – (FOURTH SESSION)  
THE SENATE  
**ORDER PAPER**  
WEDNESDAY, APRIL 20, 2016 AT 2.30 P.M

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements (As Listed in the Appendix)
8. \*\*\***THE FOREST CONSERVATION AND MANAGEMENT BILL (NATIONAL ASSEMBLY BILL NO. 49 OF 2015)**  
(The Senate Majority Leader)  
*(First Reading)*
9. **MOTION**– (Chairperson, Standing Committee on Finance, Commerce and Budget)  

**THAT**, the Senate adopts the Report of the Standing Committee on Finance, Commerce and Budget on the second basis for equitable sharing of Revenue among the County Governments laid on the Table of the House on Wednesday, 30<sup>th</sup> March, 2016.

***(Resumption of Debate interrupted on Tuesday, 19<sup>th</sup> April, 2016)***  
***(Division)***
10. \*\*\***THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2016)**  
(The Senate Majority Leader)  
*(Second Reading)*
11. **MOTION**–(Chairperson, Mediation Committee)  

**THAT**, the Senate adopts the Report of the Mediation Committee on the Statute Law (Miscellaneous Amendment) (No.2) Bill (National Assembly Bill No.33 of 2014) laid on the Table of the House on Wednesday, 30<sup>th</sup> March, 2016.

...../Motion

12. **MOTION** - (Chairperson, Mediation Committee)

**THAT**, the Senate adopts the Report of the Mediation Committee on the Climate Change Bill (National Assembly Bill No.1 of 2014) laid on the Table of the House on Thursday, 14<sup>th</sup> April, 2016.

13. **\*THE COUNTY GOVERNMENTS (AMENDMENT) (NO. 4) BILL (SENATE BILL NO. 18 OF 2014)**

(Sen. Kipchumba Murkomen)

*(Second Reading)*

***(Resumption of Debate interrupted on Thursday, 24<sup>th</sup> March, 2016)***

14. **MOTION** – (The Senate Majority Leader)

**AWARE** that pursuant to Article 124(1) of the Constitution and the Standing Orders of the Senate, at a Special Sitting of the Senate held on Monday, 15<sup>th</sup> June, 2015, the Senate resolved, to establish a Select Committee on Constitutional and Legal Review to inquire into legal issues arising following the re-allocation by the National Assembly of monies intended for key constitutional organs and institutions, including, the Judiciary, the Salaries and Remuneration Commission and the Senate.

**FURTHER AWARE** that on 23<sup>rd</sup> June, 2015, the Senate approved the names of Senators to serve in the said Select Committee whose terms of reference were as follows-

- (a) inquire into the design of the Legislature and in particular, the institutions set out in the Constitution with a view to protecting the interests of the counties and their governments and securing and safeguarding the system of devolved government established in the Constitution;*
- (b) inquire into the role of the Senate as set out under the Constitution and make recommendations on the appropriate role to be played by the Senate in-*
  - (i) the budget making process and revenue allocation;*
  - (ii) the legislative process;*
  - (iii) oversight over the National Government; and*
  - (iv) oversight over the County Governments;*
- (c) examine and make recommendations on the appropriate role to be played by the Senate in the approval of nominees for appointment to State office;*
- (d) examine and make recommendations on the appropriate inter linkage and interplay between-*
  - (i) the Senate and the National Government;*
  - (ii) the Senate and the National Assembly;*
  - (iii) the Senate and the County Governments; and*
  - (iv) the Senate and other constitutional offices and Commissions.*
- (e) recommend to the Senate such constitutional and legislative interventions as may be necessary to secure and safeguard the system of devolved government in the Constitution, including measures necessary to ensure the effective*

...../Motion

*discharge by the Senate, of its legislative and oversight role under the Constitution; and*

*(f) examine and make recommendations on any other matter connected with or incidental to the foregoing.*

**COGNIZANT OF THE FACT** that the Committee tabled its report on 23<sup>rd</sup> September, 2015 which report was adopted by the Senate on 21<sup>st</sup> October, 2015;

**NOTING** that one of the recommendations in the report was that-

The Senate approves the appointment of a Select Committee to spearhead the processing of the General Suggestion for the Draft Constitution of Kenya (Amendment) Bill, 2015 through popular initiative in terms of Article 257 of the Constitution.

**NOW THEREFORE**, pursuant to the resolution of the Senate during the Sitting held on 21<sup>st</sup> October, 2015, the Senate approves the appointment of the following Senators to the Select Committee to spearhead the processing of the General Suggestion for the Draft Constitution of Kenya (Amendment) Bill, 2015 through popular initiative in terms of Article 257 of the Constitution-

1. Sen. Murkomen Kipchumba
2. Sen. (Prof.) Lonyangapuo John
3. Sen. Chiaba Abu Mohamed
4. Sen. Wangari Martha
5. Sen. Kiraitu Murungi
6. Sen. James Orengo
7. Sen. (Dr.) Boni Khalwale
8. Sen. Hassan Omar
9. Sen. Halima Abdille

And that the committee reports back to the Senate within six months.

## KEY

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

\*\*\* ■ Denotes a National Assembly Bill

\*\* ■ Denotes a Committee Bill

\* ■ Denotes any other Bill

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APPENDIX

STATEMENTS TO BE ISSUED

- a) The Senate Majority Leader to issue a statement on the status of compensation of IDPs including integrated IDPs in the former Nyanza, Coast, Western, Turkana and Trans Nzoia regions (Sen. Moses Wetang'ula);
- b) The Chairperson, Standing Committee on Finance, Commerce and Budget to issue a statement regarding misappropriation of public funds by the National Bank of Kenya (Sen. Moses Wetang'ula);
- c) The Chairperson, Standing Committee on Finance, Commerce and Budget to issue a statement regarding non-payment of suppliers of goods and services by County Governments (Sen. (Prof.) Lonyangapuo);
- d) The Chairperson, Standing Committee on National Security and Foreign Relations to issue a statement regarding the participation of officers from the Criminal Investigations Department (CID) in vetting of applicants of national identity cards (Sen. Henry Ndiema).

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