



REPUBLIC OF KENYA
ELEVENTH PARLIAMENT – (THIRD SESSION)
THE SENATE
ORDER PAPER
THURSDAY, MAY 21, 2015 AT 2.30 P.M

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers (As Listed in the Appendix)
6. Notices of Motion
7. Statements (As Listed in the Appendix)
8. **COMMITTEE OF THE WHOLE**
THE PUBLIC FINANCE MANAGEMENT (NATIONAL GOVERNMENT)
REGULATIONS, 2015
(Chairperson of the Sessional Committee on Delegated Legislation)
9. **COMMITTEE OF THE WHOLE**
THE PUBLIC FINANCE MANAGEMENT (COUNTY GOVERNMENT)
REGULATIONS, 2015
(Chairperson of the Sessional Committee on Delegated Legislation)
10. **MOTION** - (Sen. Fatuma Dullo)
(Department of Environment, Water and Natural Resources)

THAT, aware that the Fourth Schedule to the Constitution assigns the responsibility of protection of the environment and natural resources to the National Government;

ACKNOWLEDGING THAT Section 5 of the Wildlife (Conservation and Management) Act, 2013 mandates the Cabinet Secretary to formulate innovative measures for mitigating human wildlife conflict;

FURTHER ACKNOWLEDGING THAT Section 19 of the said Act empowers the County Wildlife Conservation and Compensation Committee to develop and implement, in collaboration with community wildlife associations, mechanisms for mitigation of human wildlife conflict;

...../Motion

AWARE THAT in the spirit of mutual co-existence, Section 75 of the Wildlife Conservation and Management Act, 2013 advocates for recognition of the rights and privileges of communities living adjacent to conservation and protected areas in decision-making and determination on the matter of conservation and management of the wildlife resource;

NOTING WITH CONCERN THAT human-wildlife conflict between the Kinna Community of Isiolo County and wildlife at Meru National Park has escalated over the years;

FURTHER NOTING WITH CONCERN THAT the above conflict has led to tension between the community and the Kenya Wildlife Service (KWS) which the community accuses of kidnapping, shooting, torturing, wounding and even killing members of the community;

ALARMED about the latest alleged report that on 18th May, 2015 KWS rangers clashed with the Kinna Community demonstrators, shot and killed one demonstrator and wounded several others;

THE SENATE DIRECTS the Standing Committee on Land and Natural Resources to conduct a fact-finding mission regarding the conflict in the area with immediate effect and report back to the Senate within thirty days.

11. * **THE PARLIAMENTARY SERVICE (AMENDMENT) BILL (SENATE BILL NO. 21 OF 2014)**

(Sen. Kiraitu Murungi)

(Second Reading)

(Resumption of Debate interrupted on Tuesday, 19th May, 2015)

12. * **THE REPRODUCTIVE HEALTH CARE BILL (SENATE BILL NO. 17 OF 2014)**

(Sen. Judith Sijeny)

(Second Reading)

13. *** **THE PUBLIC APPOINTMENTS (COUNTY ASSEMBLY APPROVAL) BILL (SENATE BILL NO. 20 OF 2014)**

(Chairperson of the Standing Committee on Labour and Social Welfare)

(Second Reading)

14. *** **THE COUNTY EARLY CHILDHOOD EDUCATION BILL, (SENATE BILL NO. 32 OF 2014)**

(Chairperson, Standing Committee on Education)

(Second Reading)

15. *** **THE COUNTY ASSEMBLY SERVICES BILL, (SENATE BILL NO. 27 OF 2014)**

(Chairperson, Standing Committee on Legal Affairs and Human Rights)

(Second Reading)

...../Bill

16. * **THE UNIVERSITIES (AMENDMENT) BILL (SENATE BILL NO. 31 OF 2014)**
(Sen. Halima Abdille)
(Second Reading)
17. *** **THE COUNTY HALL OF FAME BILL (SENATE BILL NO. 33 OF 2014)**
(Chairperson of the Standing Committee on Legal Affairs and Human Rights)
(Second Reading)
18. *** **THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL**
(SENATE BILL NO. OF 36 OF 2014)
(Chairperson, *Ad hoc* Committee on Establishment of Public Compensation Bureaus)
(Second Reading)
19. **MOTION** - (The Chairperson, Sessional Committee on County Public Accounts and Investments)

THAT, the Senate adopts the Interim report of the Senate Sessional Committee on County Public Accounts and Investments on the inquiry into County Government Accounts for the Financial Year 2012/2013- (1st January to 30th June, 2013).

NOTICE

The Senate resolved on 11th February, 2015 as follows:-

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

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

KEY

- ****** ■ Denotes a Majority /Minority Party Bill
- ***** ■ Denotes a Committee Bill
- **** ■ Denotes a National Assembly Bill
- *** ■ Denotes any other Bill

...../Notice of Amendments

NOTICES OF AMENDMENTS**i) THE PUBLIC FINANCE MANAGEMENT (NATIONAL GOVERNMENT) REGULATIONS, 2015**

(Chairperson of the Sessional Committee on Delegated Legislation)

NOTICE is hereby given that the Chairperson of the Sessional Committee on Delegated Legislation intends to move the following amendments to the Public Finance Management (National Government) Regulations, 2015 at the Committee Stage-

REGULATION 109

THAT regulation 109 be amended-

- (a) by re-numbering the existing sub-regulation (1) as sub-regulation (1A); and
- (b) by inserting the following new sub-regulation (1) immediately before the renumbered sub-regulation (1A)-

(1) A national government entity shall utilize the automated integrated financial management system in processing financial data.

PART VIII

THAT the sub-title "*Functions and responsibilities of the audit committee*" appearing immediately after regulation 178 be deleted.

REGULATION 181

THAT regulation 181 be amended in sub-regulation (1) by deleting the words "other relevant entities" and substituting therefor the words "the Salaries and Remuneration Commission".

REGULATION 2

THAT Regulation 2 be amended by inserting the following interpretation immediately after the interpretation of the phrase "Accounting Unit"-

"administrative costs" means any expense incidental to the running of an entity";

ii) THE PUBLIC FINANCE MANAGEMENT (COUNTY GOVERNMENT) REGULATIONS, 2015

(Chairperson of the Sessional Committee on Delegated Legislation)

NOTICE is hereby given that the Chairperson of the Sessional Committee on Delegated Legislation intends to move the following amendments to the Public Finance Management (County Government) Regulations, 2015, at the Committee Stage-

REGULATION 15

THAT regulation 15 be amended by inserting the words "the County Assembly Clerk" immediately after the words "County Executive Committee Member".

REGULATION 18

THAT regulation 18 be amended in sub-regulation (3) by deleting the words "the Speaker" appearing immediately after the words "County Assembly to" and substituting therefore the words "the chairperson of the county assembly service board".

...../Amendments

REGULATION 19

THAT regulation 19 be amended in sub-regulation (2) by deleting the words "the Speaker" appearing immediately after the words "County Assembly to" and substituting therefore the words "the chairperson of the county assembly service board".

REGULATION 25

THAT regulation 25 be amended by deleting sub-regulation (1).

REGULATION 26

THAT regulation 26 be deleted and substituted with the following new regulation-

26.The County Fiscal Strategy Paper shall-

- (a) stipulate the ceilings of revenue and expenditure by vote; and
- (b) outline the program to be followed in finalizing the annual estimates of expenditure for all spending agencies of the county government.

REGULATION 37

THAT regulation 37 be amended-

- (a) by deleting sub-regulation (1) and substituting therefor the following new sub-regulation-
 - (1) The County Assembly may approve changes in the annual budget estimates as provided under section 131 of the Act, provided that any changes shall be within the approved report on the county fiscal strategy paper.
- (b) by inserting the following new sub-regulation immediately after sub-regulation (1)-
 - (1A) The Speaker of the County Assembly shall submit a copy of the approved annual budget estimates to the County Executive Committee Member within seven days of approval of the estimates.
- (c) in sub-regulation (2) by inserting the words "and the controller of budget" immediately after the words "National Treasury".

REGULATION 38

THAT regulation 38 be deleted.

REGULATION 59

THAT regulation 59 be deleted.

REGULATION 2

THAT regulation 2 be amended -

- (a) in the interpretation of the phrase "cash flow" by deleting the phrase "cash flow" and substituting therefor the phrase "cash flow statement"; and
- (b) in the interpretation of the phrase "irregular expenditure" by inserting the following new paragraph immediately after paragraph (d)-
 - (da) any other legislation of that county government;

APPENDIX

1. PAPER

Business of the Senate for the coming week.

2. STATEMENTS

- a) The Senate Majority Leader to issue a Statement on Business of the Senate for the coming week;
- b) The Chairperson of the Standing Committee on Agriculture, Livestock and Fisheries to issue a Statement on Status of NCPB depots, maintenance of grain reserve and stabilization of maize prices (Sen. George Khaniri);
- c) The Chairperson of the Sessional Committee on Devolved Government to issue a Statement on recent floods in Nairobi and across the country (Sen. Dan Mwazo).
