



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – FOURTH SESSION

THE SENATE

VOTES AND PROCEEDINGS

WEDNESDAY, FEBRUARY 24, 2016 AT 2.30 P.M.

1. The Senate assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer by the Deputy Speaker.
3. **PETITIONS**

The following petitions were reported on and reports laid on the Table of the Senate, pursuant to Standing Order 227 (2)-

- a) Report of the Standing Committee on National Security and Foreign Relations on a petition on the plight of Kenyan domestic workers in Saudi Arabia and Middle East.
- b) Report of the Standing Committee on National Security and Foreign Relations on a petition for the protection of social, economic and other constitutional rights and freedom of fishermen and residents of Budalangi and Funyula Constituencies residing along the shores of Lake Victoria.

(Vice - Chairperson of the Standing Committee on National Security and Foreign Relations)

4. **NOTICE OF MOTION** –(Chairperson, National Security and Foreign Relations)

THAT, this House adopts the Report of the Standing Committee on National Security and Foreign Relations on the assessment of the security situation in Mandera County, Laikipia County and Kapado (Border town of Turkana and Baringo Counties) conducted between 19th January and 5th February, 2015 and laid on the table of the House on Wednesday, 29th July, 2015.

5. STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (b)

- a) The Senator for Wajir County (Sen. Abdirahman Hassan) sought a statement from the Chairperson of the Standing Committee on National Security and Foreign Relations concerning the policy guiding the issuance of Identity Cards for Nairobi residents who hail from other regions of the country.
- b) The Senator for Kakamega County (Sen. (Dr.) Boni Khalwale) sought a statement from the Chairperson of the Standing Committee on Finance, Commerce and Budget regarding pending bills in all the 47 Counties as at the end of the Financial Year 2014/2015.
- c) A Nominated Senator (Sen. Daisy Kanainza) sought a statement from the Chairperson of the Standing Committee on Labour and Social Welfare regarding the collection of performance levies from businesses for playing music.
- d) The Chairperson of the Standing Committee on Finance, Commerce and Budget issued a statement on contravention of Article 231(4) of the constitution by the Governor of Central Bank of Kenya concerning having portraits of individuals on Kenyan currency.

In the statement, the Chairperson informed the House that the Central Bank had embarked on the process of developing new currency as required by the Constitution, and that public participation on the same had already been undertaken. The next steps include preparation of the designs and procurement of the currency in accordance with the law.

The Chairperson further informed the House that a public announcement would soon be made by the Central Bank once all processes are concluded and the new currency is ready to be rolled out.

On the continued use of currency bearing portraits of individuals, the Chairperson clarified that, pursuant to the transitional and consequential provisions in the Constitution, the current generation currency remains valid legal tender, to be phased out gradually by the Central Bank once the new currency is issued.

- e) The Chairperson of the Standing Committee on Agriculture, Livestock and Fisheries issued a statement on money belonging to small scale tea farmers held in a fixed deposit account of the Kenya Tea Development Authority (KTDA) at Imperial Bank.

In the statement, the Chairperson informed the House that KTDA had invested Kshs.2,926,365,091/- in a fixed deposit account with Imperial Bank Limited at the time the Bank was placed under receivership. The deposits were made based on the attractive interest rates offered by the Bank.

The Chairperson further informed the House that as at the time Imperial Bank was placed under receivership, KTDA held deposits of Kshs.27,093,433,144/- spread across 12 banks to minimize the risk for loss of funds in a case such as that of Imperial Bank.

The Chairperson assured the Senate that KTDA was able to release farmers' payments in October, 2015 using money earmarked for other obligations, and planned to further spread the existing deposits held by banks in order to minimize risk.

6. **MOTION - ADOPTION OF THE REPORT OF THE MEDIATION COMMITTEE ON THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 1 OF 2014)**

Motion made and Question proposed;

THAT, this House adopts the Report of the Mediation Committee on the County Governments (Amendment) Bill, Senate Bill No. 1 of 2014, laid on the Table of the House on Wednesday, 18th November, 2015.

(The Chairperson of the Mediation Committee – 17.02.16)

Debate interrupted on Wednesday 17th February 2016 resumed on a Division;

Before the question was put and pursuant to Standing Order 72, the Temporary Speaker (Sen. (Dr.) Machage) informed the Senate that the Motion affected counties and voting would be by delegations;

The House proceeded to a Division;

The Temporary Speaker (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker (Sen. (Dr.) Machage) directed that the bar be drawn and the doors be locked and requested Senators to log-in for electronic voting;

The Temporary Speaker (Sen. (Dr.) Machage) 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 the provisions of Standing Order 74 (5), the Temporary Speaker (Sen. (Dr.) Machage) allowed seven Senators to record their vote verbally.

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

1) Sen. Karaba Dickson Daniel

- 2) Sen. Kembi Gitura
- 3) Sen. Elachi Beatrice - on behalf of Nairobi City County Delegation
- 4) Sen. Adan Dullo Fatuma – on behalf of Isiolo County Delegation
- 5) Sen. Machage Wilfred Gisuka
- 6) Sen. Chelule Liza – on behalf on Nakuru County Delegation
- 7) Sen. Ong’era Janet – on behalf of Kisii County Delegation

The results of the Division were as follows:-

AYES - 24

NOES - 0

ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman Ali
5. Sen. Karaba Dickson Daniel – voted verbally
6. Sen. Kembi Gitura – voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice – voted verbally on behalf of Nairobi City County Delegation
12. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County Delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- on behalf of Samburu County Delegation
15. Sen. Machage Wilfred Gisuka – voted verbally
16. Sen. Chelule Liza – voted verbally on behalf on Nakuru County Delegation
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong’era Janet – voted verbally on behalf of Kisii County Delegation
24. Sen. Wetang’ula Moses Masika

Question agreed to

RESOLVED ACCORDINGLY

THAT, this House adopts the Report of the Mediation Committee on the County Governments (Amendment) Bill, Senate Bill No. 1 of 2014, laid on the Table of the House on Wednesday, 18th November, 2015.

7. **THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL (SENATE BILL NO.3 OF 2015)**

Order for Second Reading read;

Motion made and Question proposed:-

THAT, the Cancer Prevention and Control (Amendment) Bill (Senate Bill No.3 of 2015) be now read a Second Time.

(Chairperson, Standing Committee on Health – 16.02.16)

Debate interrupted on Tuesday 16th February 2016 resumed on a Division;

The House proceeded to a Division;

The Temporary Speaker (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker (Sen. (Dr.) Machage) directed that the doors be locked and bars drawn and Senators asked to log-in for electronic voting;

The Temporary Speaker (Sen. (Dr.) Machage) 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 Standing Order 74 (5), the Temporary Speaker (Sen. (Dr.) Machage) allowed eight Senators to record their vote verbally.

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

- 1) Sen. Kembi Gitura
- 2) Sen. Elachi Beatrice - on behalf of Nairobi City County Delegation
- 3) Sen. Adan Dullo Fatuma – on behalf of Isiolo County Delegation
- 4) Sen. Lesan Wilfred Rotich
- 5) Sen. Machage Wilfred Gisuka
- 6) Sen. Chelule Liza – on behalf on Nakuru County Delegation
- 7) Sen. Musila David
- 8) Sen. Ong'era Janet – on behalf of Kisii County Delegation

The results of the Division were as follows:-

AYES - 24

NOES - 0

ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow

2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman Ali
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura – voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice – voted verbally on behalf of Nairobi City County Delegation
12. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County Delegation
13. Sen. Lesan Wilfred Rotich – voted verbally
14. Sen. Lesuuda Naisula- on behalf of Samburu County Delegation
15. Sen. Machage Wilfred Gisuka – voted verbally
16. Sen. Chelule Liza – voted verbally on behalf on Nakuru County Delegation
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David – voted verbally
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet – voted verbally on behalf of Kisii County Delegation
24. Sen. Wetang'ula Moses Masika

Question agreed to.

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

8. **THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILL NO. 11 OF 2015)**

Order for Second Reading read;

Motion made and Question proposed:-

THAT, the County Outdoor Advertising Control Bill, (Senate Bill No. 11 of 2015) be now read a Second Time.

(Sen. Mutula Kilonzo Jr. – 16.02.16)

Debate interrupted on Wednesday 17th February 2016 resumed on a Division;

The House proceeded to a Division;

The Temporary Speaker (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker (Sen. (Dr.) Machage) directed that the doors be locked and bars drawn and Senators asked to log-in for electronic voting;

The Temporary Speaker (Sen. (Dr.) Machage) 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 Standing Order 74 (5), the Temporary Speaker (Sen. (Dr.) Machage) allowed two Senators to record their vote verbally.

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

- 1) Sen. Kembi Gitura
- 2) Sen. Machage Wilfred Gisuka

The results of the Division were as follows:-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman Ali
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura – voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice – on behalf of Nairobi City County Delegation
12. Sen. Adan Dullo Fatuma – on behalf of Isiolo County Delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula– on behalf on Samburu County Delegation
15. Sen. Machage Wilfred Gisuka – voted verbally
16. Sen. Chelule Liza – on behalf on Nakuru County Delegation
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet – on behalf of Kisii County Delegation
24. Sen. Wetang'ula Moses Masika

Question agreed to.

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

9. **THE KENYA NATIONAL EXAMINATIONS COUNCIL (AMENDMENT) (NO.2) BILL (SENATE BILL NO. 14 OF 2015)**

Order for Second Reading read;

Motion made and Question proposed:-

THAT, the Kenya National Examinations Council (Amendment) (No.2) Bill (Senate Bill No. 14 of 2015) be now read a second time.

(Sen. Christopher Obure – 18.02.16)

Debate interrupted on Tuesday 23rd February 2016 resumed on a Division;

The House proceeded to a Division;

The Temporary Speaker (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the Division Bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker (Sen. (Dr.) Machage) directed that the doors be locked and bars drawn and Senators asked to log-in for electronic voting;

The Temporary Speaker (Sen. (Dr.) Machage) 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 Standing Order 74 (5), the Temporary Speaker (Sen. (Dr.) Machage) allowed four Senators to record their vote verbally.

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

- 1) Sen. Chelule Liza – on behalf on Nakuru County Delegation
- 2) Sen. Kembi Gitura
- 3) Sen. Lesan Wilfred Rotich
- 4) Sen. Machage Wilfred Gisuka

The results of the Division were as follows:-

AYES - 24

NOES - 0

ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow

2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman Ali
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura – voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice – on behalf of Nairobi City County Delegation
12. Sen. Adan Dullo Fatuma – on behalf of Isiolo County Delegation
13. Sen. Lesan Wilfred Rotich – voted verbally
14. Sen. Lesuuda Naisula– on behalf on Samburu County Delegation
15. Sen. Machage Wilfred Gisuka – voted verbally
16. Sen. Chelule Liza – voted verbally on behalf on Nakuru County Delegation
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet – on behalf of Kisii County Delegation
24. Sen. Wetang'ula Moses Masika

Question agreed to.

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

10. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Acting Chairperson of Committees, Sen. Ongoro – in the Chair)

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

Clauses 3 - 4

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. Orendo James; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25.

NOES = 0

ABSTENTIONS = 0

AYES

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiolo;
23. Sen. Ong'era Janet – on behalf of the Kisii County Delegation;

- 24. Sen. Orengo James - voted verbally
- 25. Sen. Wetang'ula Moses Masika.

Clauses 3- 4 - agreed to.

Clause 5 -amendment proposed.

THAT the Bill be amended by deleting clause 5 and substituting therefor the following new clause –

(1) An advertisement inviting applications for nomination for appointment to an office to which this Act applies shall specify that the candidate shall be required to appear before a committee of the relevant County Assembly.

(2) An applicant shall not be required to appear before the committee of a County Assembly pursuant to a notice issued under subsection (1) within a period of less than twenty-one days.

(Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. Lesan Wilfred; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25,

NOES = 0

ABSTENTIONS = 0

AYES

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred -voted verbally;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

Clause 5 (as amended) -agreed to.

Clause 6 -amendment proposed.

THAT clause 6 of the Bill be amended by inserting the following new subclause immediately after subclause (1) –

- (1A) An appointing authority shall, in issuing a notice under subsection (1), notify the members of the public on the proposed nomination through such media and platforms established under section 91 of the County Governments Act as it considers appropriate.

(Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee proceeded to a Division;

(No.008)

WEDNESDAY, FEBRUARY 24, 2016

(091)

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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote as **"Yes"**-

- 1) Sen. Kembi-Gitura;
- 2) Sen. Lesan Wilfred; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25,

NOES = 0

ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred -voted verbally;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tirole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;

- 24. Sen. Orengo James;
- 25. Sen. Wetang'ula Moses Masika.

Clause 6 (as amended) - agreed to.

Clause 7 -amendment proposed.

THAT clause 7 of the Bill be amended –

(a) in subclause (2) by –

- (i) deleting the word “seven” appearing immediately after the words “later than” and substituting therefor the words “fourteen days”;
- (ii) inserting the words “Subject to subsection (2A)” at the beginning of sub-clause (2).

(b) inserting the following new subclause immediately after subclause (2)

–

(2A) The approval hearings shall be held in a public place and shall be conducted during working hours.

(c) in subclause (4) by deleting the word “two newspapers” appearing immediately after the words “in at least” and substituting therefor the words “one newspaper”;

(d) by inserting the following new subclause immediately after clause 10 –

(10A) A candidate shall have a right to be heard on any statement or evidence submitted to the Clerk contesting the suitability of the candidate to hold the office to which the candidate has been nominated.

(Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

- 1) Senator Kembi-Gitura;
- 2) Senator Lesan Wilfred; and
- 3) Senator Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25,

NOES = 0

ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred -voted verbally;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tirole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

Clause 7 (as amended) - agreed to.

Clause 8 -amendment proposed.

THAT clause 8 of the Bill be amended in paragraph (b) by inserting the words "including the values and principles of public service set out under

Article 232 (1) of the Constitution" immediately after the words "in question".

(Sen. Henry Ole Ndiema)

Debate interrupted on Tuesday, 16th February, 2016 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. Lesan Wilfred; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25, NOES = 0 ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred -voted verbally;

14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiolo;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

Clause 8 (as amended) -agreed to.

Clause 9 -amendment proposed.

THAT clause 9 of the Bill be amended in subclause (1) by deleting the word "fourteen" appearing immediately after the words "decision within" and substituting therefor the word "twenty-one".

(Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. Lesan Wilfred; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25,

NOES = 0

ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred -voted verbally;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

Clause 9 (as amended) - agreed to.

Clause 10 -amendment proposed.

THAT clause 10 of the Bill be amended –

- (a) by renumbering the existing clause as subclause (1);
- (b) in subclause (1) by deleting the word “may” appearing after the words “appointing authority” and substituting therefor the word “shall”;
- (c) by inserting the following new subclause immediately after subclause (1) –
 - (2) A nominating authority shall not resubmit the name of a candidate whose nomination has been rejected by the County Assembly unless the circumstances relied on for the

rejection of the appointment of the candidate did not exist or ceased to exist at the time of rejecting the nomination of the candidate.

(Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. Lesan Wilfred; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25, NOES = 0 ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;

13. Sen. Lesan Wilfred -voted verbally;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

Clause 10 (as amended) -agreed to.

Clauses 11, 12 and 13

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. Orengo James; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25, NOES = 0 ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James -voted verbally;
25. Sen. Wetang'ula Moses Masika.

Clauses 11, 12 and 13 -agreed to.

First Schedule -amendment proposed.

THAT the First Schedule be amended –

- (a) by deleting item 4. and substituting therefor the following new items –
4. **(a) Date of birth:**

(b) Place of Birth:

- (b) by deleting items 6 and 7 and substitute the following new items –
6. **Mobile phone number:**

(c) by inserting the following new phrase immediately after item 21 (d)
(Attach clearance letter from the Ethics and Anti-Corruption Commission)

- (d) by deleting item 25 and substituting therefor with the following new item –

25. **Tax status:** (Attach your Kenya Revenue Authority Clearance Certificate)

(e) in item 31 by inserting the following new phrase immediately after the words "your nomination?"

If yes, explain: _____

Debate arising;

Amendment to amendment proposed.

That, the proposed amendment to the First Schedule be amended by deleting part (c) of the amendment.

(Sen. Mutula Kilonzo Junior)

Debate interrupted on Tuesday, 16th February, 2016 resumed on a Division;

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 four Senators to record their vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. David Musila;
- 3) Sen. Mutula Kilonzo;
- 4) Sen. Liza Chelule – On behalf of Nakuru county delegation; and
- 5) Sen. Mutahi Kagwe

The results of the Division were as follows;

AYES = 25, NOES = 0 ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;

2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior -voted verbally;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David - voted verbally;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

Question put and agreed to.

First Schedule

Debate interrupted on Tuesday, 16th February, 2016 resumed on a Division on proposed amendment as further amended.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

Thereupon, the following Senators recorded their vote as "Yes" -

- 1) Sen. Kembi-Gitura;
- 2) Sen. Lesan Wilfred; and
- 3) Sen. Liza Chelule – On behalf of Nakuru county delegation.

The results of the Division were as follows;

AYES = 25, NOES = 0 ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred -voted verbally;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.
17. Sen. Muriuki Karue Muriuki;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tirole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

First Schedule (as amended) -agreed to.

The Second Schedule, Clause 2, Title and Clause 1.

Debate interrupted on Wednesday, 7th October, 2015 resumed on a Division.

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 five Senators to record their vote verbally.

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

- 1) Sen. Kembi-Gitura;
- 2) Sen. Abu Chiaba;
- 3) Sen. Muriuki Karue Muriuki;
- 4) Sen. Liza Chelule – On behalf of Nakuru county delegation; and
- 5) Sen. Mutahi Kagwe

The results of the Division were as follows;

AYES = 25, NOES = 0 ABSTENTIONS = 0

AYES;

1. Sen. Billow Kerrow;
2. Sen. Chiaba Abu Mohammed -voted verbally;
3. Sen. Hargura Godana;
4. Sen. Hassan Abdirahman Ali;
5. Sen. Karaba Dickson Daniel;
6. Sen. Kembi-Gitura - voted verbally;
7. Sen. Khalwale Boni;
8. Sen. Khaniri George;
9. Sen. Kilonzo Mutula Junior;
10. Sen. Kimani Paul Wamatangi;
11. Sen. Elachi Beatrice – on behalf of the Nairobi County Delegation;
12. Sen. Adan Fatuma Dullo – on behalf of the Isiolo County Delegation;
13. Sen. Lesan Wilfred;
14. Sen. Lesuuda Naisula – on behalf of the Samburu County Delegation;
15. Sen. Machage Wilfred Gisuka;
16. Sen. Liza Chelule – voted verbally on behalf of Nakuru county delegation.

17. Sen. Muriuki Karue Muriuki –voted verbally;
18. Sen. Murkomen Onesmus Kipchumba;
19. Sen. Musila David;
20. Sen. Mutahi Kagwe –voted verbally;
21. Sen. Muthama Johnson Nduya;
22. Sen. Ndiema Henry Tiole;
23. Sen. Ong'era Janet – on behalf of the Kissii County Delegation;
24. Sen. Orengo James;
25. Sen. Wetang'ula Moses Masika.

The Second Schedule, Clause 2, Title and Clauses 1 agreed to.

Motion made:

That, the Bill be reported with amendments.

Question put and agreed to.

11. **HOUSE RESUMED** – Deputy Speaker – (in the Chair)

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

Bill reported with amendments.

Motion made and Question proposed-

THAT the House do agree with the Committee in the said report.

*(Sen. Muriuki Karue on behalf of the Chairperson, Standing Committee on
Labour and Social Welfare)*

Debate arising;

There being no other Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 72, the Deputy Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and Question Proposed;

That, the Public Appointments (County Assembly Approval) Bill
(Senate Bill No. 20 of 2014) be now read a Third Time.

*(Sen. Muriuki Karue on behalf of the Chairperson, Standing Committee
on Labour and Social Welfare)*

Debate arising;

There being no other Senator wishing to contribute.

Raising a point of Order, the Senator for Nyandarua Coutny (Sen. Muriuki Karue) requested deferment of putting of the Question to another day pursuant to Standing Order 54(3);

And the Deputy Speaker acceding to the request, nominated Thursday, 25th February, 2016 as the day when the Question shall be put.

13. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

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

THE HIVAND AIDS PREVENTION AND CONTROL (AMENDMENT) BILL (SENATE BILL NO. 4 OF 2015)

Clauses 3 - 4

Debate interrupted on Tuesday 16th February, 2016 resumed on a Division;

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Muthama Johnson Nduya

The results of the Division were as follows:-

AYES – 24

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James-Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Jr
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred rotich
14. Sen. Lesuuda Naisula -on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Muriuki Karue Muriuki
17. Sen. Murkomen Onesmus Kipchumba
18. Sen. Musila David
19. Sen. Mutahi Kagwe
20. Sen. Muthama Johnson Nduya-Voted verbally
21. Sen. Ndiema Henry Tirole
22. Sen. Ong'era Janet-on behalf of Kisii County delegation
23. Sen. Orengo James
24. Sen. Wetangula Moses Masika

Clauses 3 - 4 -agreed to.

Clause 5 -amendment proposed.

THAT clause 5 of the Bill be amended—

(a) in the proposed new section 12A by deleting subsection (2) and substituting therefor the following new subsection—

(2) The county HIV and AIDS prevention and control committee shall consist of—

(a) one person appointed by the county governor who shall be the chairperson to the committee;

- (b) the county executive committee member for health or a person designated by the county executive committee member in writing who shall be the secretary to the committee;
- (c) one man and one woman with knowledge and experience in matters relating to health within the county nominated by the Council;
- (d) one man and one woman appointed by the county governor to represent the youth and persons with disabilities within the county;
- (e) one person to represent people living with HIV and AIDS nominated by an association representing persons living with HIV and AIDS within the county; and
- (f) one person to represent faith based organizations nominated by an association of faith based organizations within the county.

(b) in the proposed new section 12B by-

- (a) deleting subsection (1) and substituting therefor the following new subsection—

(1) The persons appointed under subsection 12A(2)(a) and 2(d) shall be competitively recruited by the county public service board and appointed by the county governor by notice in the county gazette.

- (b) inserting the following new subsections immediately after the proposed new subsection (1)—

- (1A) A person qualifies for appointment under subsection 12A(2)(a), if that person is a trained health professional with knowledge and at least five years experience in matters relating to HIV and AIDS prevention and control.
- (1B) A person qualifies for appointment under subsection 12A(2)(c) and 2(d), if such a person possesses a certificate of secondary education and has knowledge and at least one year experience in matters relating to HIV and AIDS prevention and control.
- (1C) The persons appointed under section 12A (2) shall serve office for a term of three years, renewable for one further term of three years.

(c) in the proposed new section 12E(1) by inserting the following new paragraph immediately after paragraph (c)—

(ca) is convicted of an offence under this Act;

(Sen. (Dr.) Wilfred Machage)

Debate interrupted on Tuesday 16th February, 2016 resumed on a Division;

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 Senator Kembi Gitura to record his vote verbally.

Thereupon, Senator Kembi recorded his vote as **"Yes"**-

The results of the Division were as follows:-

AYES – 24

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James-Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Jr
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred rotich

14. Sen. Lesuuda Naisula -on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Muriuki Karue Muriuki
17. Sen. Murkomen Onesmus Kipchumba
18. Sen. Musila David
19. Sen. Mutahi Kagwe
20. Sen. Muthama Johnson Nduya-Voted verbally
21. Sen. Ndiema Henry Tiole
22. Sen. Ong'era Janet-on behalf of Kisii County delegation
23. Sen. Orengo James
24. Sen. Wetangula Moses Masika

Clause 5 (as amended) -agreed to.

Clause 6

Debate interrupted on Tuesday 16th February, 2016 resumed on a Division;

The Committee 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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Muthama Johnson Nduya

The results of the Division were as follows:-

AYES – 24

NOES – 0 ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed

3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James-Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Jr
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred rotich
14. Sen. Lesuuda Naisula -on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Muriuki Karue Muriuki
17. Sen. Murkomen Onesmus Kipchumba
18. Sen. Musila David
19. Sen. Mutahi Kagwe
20. Sen. Muthama Johnson Nduya-Voted verbally
21. Sen. Ndiema Henry Tiole
22. Sen. Ong'era Janet-on behalf of Kisii County delegation
23. Sen. Orengo James
24. Sen. Wetangula Moses Masika

Clause 6 - agreed to.

Clause 2, the Title and Clause 1

Debate interrupted on Tuesday 16th February, 2016 resumed on a Division;

The Committee 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 Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James

2. Sen. Muthama Johnson Nduya

The results of the Division were as follows:-

AYES – 24

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura James-Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Jr
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred rotich
14. Sen. Lesuuda Naisula -on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Muriuki Karue Muriuki
17. Sen. Murkomen Onesmus Kipchumba
18. Sen. Musila David
19. Sen. Mutahi Kagwe
20. Sen. Muthama Johnson Nduya-Voted verbally
21. Sen. Ndiema Henry Tiole
22. Sen. Ong'era Janet-on behalf of Kisii County delegation
23. Sen. Orengo James
24. Sen. Wetangula Moses Masika

Clause 2, the Title and Clause 1 – agreed to.

Motion made:-

That, the Bill be reported with amendments;

Question put and agreed to.

14. **HOUSE RESUMED-** (Deputy Speaker in the Chair)

15. **THE HIV AND AIDS PREVENTION AND CONTROL (AMENDMENT) BILL
(SENATE BILL NO. 4 OF 2015)**

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. (Dr.) Wilfred Machage)

Before the question was put and pursuant to Standing Order 72, the Deputy Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

That, the HIV and AIDS Prevention and Control (Amendment) Bill(Senate Bill No. 4 of 2015) be now read a Third Time.

(Sen. (Dr.) Wilfred Machage)

Debate arising;

Raising a point of order, the Senator for Migori County (Sen. Machage) requested for deferment of putting of the Question to another day Pursuant to Standing Order No. 54 (3).

And the Deputy Speaker acceding to the request nominated Thursday, 25th February, 2016 as the day when the Question shall be put.

16. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(The Acting Chairperson of Committees (Sen. Ongoro- in the Chair)

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

Clause 3

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika

Clause 3 – agreed to

Clause 4 – amendment proposed

THAT clause 4 of the Bill be amended –

(a) by deleting sub-clause (2) and substituting therefor the following new sub-clause –

(2) The Board shall be administered by a board of directors which shall consist of–

- (a) a chairperson who shall be appointed by the Cabinet Secretary with the approval of the Senate;
- (b) the principal secretary responsible for matters relating to industrialization or a person designated by the principal secretary in writing;
- (c) the principal secretary responsible for matters relating to finance or a person designated by the principal secretary in writing;
- (d) four persons appointed by the Cabinet Secretary with the approval of the Senate;
- (e) four persons, being two men and two women, not being a governor or deputy governor nominated by the Council of Governors and appointed by the Cabinet Secretary; and
- (f) the chief executive officer appointed by the Board in accordance with section 7, who shall be an ex-officio member and the secretary to the board and who shall not be entitled to vote.

(b) by inserting the following new sub-clauses immediately after sub-clause (5)

–

(5A) The Cabinet Secretary shall appoint the members of the board under subsection (2)(d) and (e) in a staggered manner so that the respective expiry dates of their terms shall fall at different times and, for this purpose, shall not renew the appointment of the two persons first appointed under subsection (1)(d) and (e) upon the commencement of this Act.

(5B) A person shall be qualified for appointment –

- (a) in the case of a chairperson, if the person holds a degree from a university recognised in Kenya; and
- (b) in the case of a member appointed under subsection (2)(d), if the person holds a degree from a university recognised in Kenya and has knowledge and experience in any of the following fields and are members of their respective professional bodies –

- (i) industrialization;
 - (ii) finance;
 - (iii) accounting;
 - (iv) economics;
 - (v) law; or
 - (vi) human resource; or such other qualifications as the Cabinet Secretary shall consider necessary for the conduct of the affairs of the Board.
- (Sen. Muriuki Karue)*

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman
5. Sen. Karaba Dickson Daniel

6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika

Clause 4 (as amended) - agreed to

Clause 5 - amendment proposed

THAT clause 5 of the Bill be amended by inserting the following new sub-clauses immediately after sub-clause (2) –

(3) The board shall, in the performance of its functions under subsection (1) and (2), collect and maintain data on matters relating to industrial development in the counties.

(4) Each county government shall co-operate with, and submit to the Board, such data and information with regard to matters relating to industrialization in accordance with guidelines that may be prescribed by the Board.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted Verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted Verbally

Clause 5 (as amended) - agreed to

Clause 6

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted Verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation

13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted Verbally

Clause 6 - agreed to

Clause 7 -amendment proposed

THAT clause 7 of the Bill be amended in sub-clause (7) by –

- (a) inserting the words “the intended removal and” immediately after the words “writing of” appearing in paragraph (a);
- (b) inserting the words “before the board” immediately after the words “put in a defence” appearing in paragraph (b).

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted Verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted Verbally

Clause 7 (as amended) - agreed to

Clauses 8-9

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David

20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 8 and 9 - agreed to

Clause 10 - amendment proposed

THAT the Bill be amended –

- (a) by deleting the heading appearing immediately before clause 10 and substituting therefor the following new heading –

PART III – PUBLIC PARTICIPATION

- (b) by deleting clause 10 and substituting therefor the following new clauses –

Public participation. **10.** (1) The Ward Administrator in each ward shall, not later than twelve months from the date of the preceding general election, give an opportunity to the residents of a ward to submit their ideas and views regarding matters relating to industrialisation within the county and shall, for this purpose, convene a meeting of the residents of the county to receive such ideas and views.

(2) Despite subsection (1), the first meeting of the residents of a ward shall be convened within a period of eight months from the date of the commencement of this Act.

(3) A meeting convened under subsection (1) shall be chaired by the respective elected member of the county assembly.

(4) The residents of the respective ward may submit their views on issues relating to industrialisation under subsection (1) to the Ward Administrator orally or in writing.

(5) A Ward Administrator may receive ideas and views regarding matters relating to industrialisation within the respective county from persons who are not resident in the county.

(6) Each Ward Administrator shall compile and submit to the county industrial co-ordinator the ideas and views received under subsections (4) and (5) for consideration.

County
industrial
forum.

10B (1) Each county government shall convene a county industrial forum biennially consisting of –

- (a) the Senators elected and nominated from the respective county under Article 98 of the Constitution;
- (b) members of the National Assembly elected to represent the constituencies within the respective county and nominated from, or to represent the respective county under Article 97 of the Constitution;
- (c) members of county executive committees in the respective county;
- (d) members of the county assembly; and
- (e) such other persons, including investors, with such knowledge and experience as the county government may consider relevant.

(2) The forum convened under subsection (1) shall undertake an appraisal of the industrial undertakings within the county and shall, for this purpose –

- (a) review the status of industrial development in the county;
- (b) deliberate on the progress made on public industrial initiatives within the county and for this purpose, the Governor shall submit a report on the implementation of initiatives and projects within the county;
- (c) deliberate and make recommendations to the respective county government regarding the industrial development projects that are to be prioritised within the counties; and
- (d) receive a report by the county government on ideas and views submitted by the residents of the wards within the respective county under section 10.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Muriuki Karue
17. Sen. Murkomen Onesmus Kipchumba
18. Sen. Musila David
19. Sen. Mutahi Kagwe
20. Sen. Muthama Johnson Nduya
21. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 10 (as amended) - agreed to

Clause 11 - amendment proposed

THAT the Bill be amended by deleting clause 11.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior

10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 11 - deleted

Clause 12 -amendment proposed

THAT the Bill be amended by deleting clause 12.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 12 - deleted

Clause 13 - amendment proposed

THAT the Bill be amended by deleting clause 13.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David

20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 13 - deleted

Clause 14 - amendment proposed

THAT the Bill be amended by deleting clause 14.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow

2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 14 -deleted

Clause 15 - amendment proposed

THAT the Bill be amended by deleting clause 15.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 16 - amendment proposed

THAT the Bill be amended by deleting clause 16.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi

11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 16 -agreed to

Clause 17 -amendment proposed

THAT clause 17 of the Bill be amended –

- (a) in sub-clause (2) by deleting the word “produce” appearing immediately after the words “improvement of existing” and substituting therefor the word “facilities”;
 - (b) by deleting sub-clause (3);
 - (c) in sub-clause (5) by deleting all the words appearing immediately after the words “established in the industrial park”.
- (Sen. Muriuki Karue)*

Debate interrupted on Wednesday 17th February 2016 resumed on a division-

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 17 (as amended) - agreed to

Clause 18 -Amendment proposed

THAT clause 18 of the Bill be amended –

- (a) in sub-clause (2) by deleting the words "industrial development committee" appearing immediately after the words "by the County" and substituting therefor the word "Assembly";
- (b) in sub-clause (3) by deleting all the words appearing immediately after the words "value to a project".

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division-

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior

10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 18 (as amended) - agreed to

Clause 19

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 19 - agreed to

Clause 20 - amendment proposed

THAT clause 20 of the Bill be amended by –

- (a) deleting sub-clause (2);
- (b) in sub-clause (3) by deleting the words “industrial development committee” appearing immediately after the words “of the County” and substituting therefor the word “Assembly”.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
3. Sen. Chiaba Abu Mohamed
4. Sen. Hargura Godana
5. Sen. Hassan Abdirahman-Voted verbally
6. Sen. Karaba Dickson Daniel
7. Sen. Kembi Gitura James- Voted Verbally
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kimani Paul Wamatangi
12. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
13. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
14. Sen. Lesan Wilfred Rotich
15. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
16. Sen. Machage Wilfred Gisuka
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba

19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 20 (as amended) - agreed to

Clause 21 - amendment proposed

THAT clause 21 be amended –

- (a) by deleting sub-clause (1) and substituting therefor the following new sub-clause–

(1) In order to ensure harmony, proper co-ordination and to avoid undue duplication, all projects, whether public or private, however funded and irrespective of ownership, shall be included in the report of the county government submitted to the county industrial forum under section 10.

- (b) by deleting sub-clause (2); and

- (c) in sub-clause (3) by deleting the words “and approval” appearing immediately after the words “Board for information”.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 21 (as amended) - agreed to

Clause 22 - amendment proposed

THAT the Bill be amended by deleting clause 22.

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka

16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 22 (as amended) - deleted

Clause 23 - amendment proposed

THAT clause 23 of the Bill be amended by –

- (a) re-numbering the existing clause as sub-clause (1);
- (b) inserting the following new sub-clause immediately after sub-clause (1) –
 - (2) The report submitted under subsection (1) shall contain information regarding industrial development within the county including a statistical abstract of the industrial activities in such format as shall be specified by the Board.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon 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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
3. Sen. Chiaba Abu Mohamed
4. Sen. Hargura Godana
5. Sen. Hassan Abdirahman- Voted verbally
6. Sen. Karaba Dickson Daniel
7. Sen. Kembi Gitura James- Voted Verbally
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kimani Paul Wamatangi
12. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
13. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
14. Sen. Lesan Wilfred Rotich
15. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
16. Sen. Machage Wilfred Gisuka
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 23 (as amended) - agreed to

Clause 24 - -amendment proposed

THAT clause 24 of the Bill be amended in sub-clause (2) by –

- (a) inserting the following new paragraphs immediately after paragraph (d) –
 - (da) details relating to the nature and financing of the project;

(db) details relating to the sponsor, implementing agency and any other financiers of the project;

- (b) deleting the words "County Industrial Development Committee" appearing immediately after the words "secretary to the" in paragraph (e) and substituting therefor the words "county industrial coordinator";
- (c) deleting paragraph (h).

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally

7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 24 (as amended) - agreed to

Clauses 25-28

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura

2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clauses 25-28 - agreed to

Clause 29 - amendments proposed

THAT clause 29 of the Bill be amended by –

- (a) deleting sub-clause (1);
- (b) deleting the words "schedule of projects received under sub-section (1)" appearing immediately after the words "into account the" and substitute therefor the words "industrial development initiatives in the respective counties".

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation

13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 29 (as amended) - agreed to

Clauses 30-31

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25NOES - 0ABSTENTIONS - 0**AYES**

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clauses 30-31 - agreed to

Clause 32 - amendment proposed

THAT clause 32 of the Bill be amended by deleting sub-clause (3).

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 32 (as amended) - agreed to

Clause 33 - amendment proposed

THAT clause 33 of the Bill be amended in sub-clause (2) by inserting the word "county" immediately after the words "intended for".

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni

8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 33 (As amended) - agreed to

Clause 34 - amendment proposed

THAT clause 34 of the Bill be amended by deleting the words "set out in the approval by the County Industrial Development Committee" and substituting therefor the words "specified in guidelines prescribed by the Board".

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) 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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 34 (as amended) - agreed to

Clause 35

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka

16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 35 - agreed to

Clause 36 - amendment proposed

THAT clause 36 of the Bill be amended –

- (a) in sub-clause (1) by deleting the word “Board” appearing immediately after the words “approved by the” in paragraph (d) and substituting therefor the words “County Assembly”;
- (b) in sub-clause (2) by deleting the words “but approval by the County Industrial Development Committee of the industrial undertaking shall be mandatory” appearing immediately after the words “from its own funds”;
- (c) in sub-clause (4) by inserting the words “or private entity” immediately after the words “county corporation”;
- (d) in sub-clause (6) by deleting the words “be divided equally by all the counties to be utilized in facilitating the industrialization process in the counties” and substituting therefor the words “be allocated to the County Industrial Development Fund”;
- (e) by deleting sub-clause (7); and
- (f) by deleting sub-clause (9).

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 37

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich

14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 37 - agreed to

Clause 38 - amendment proposed

THAT clause 38 of the Bill be amended in sub-clause (2) by deleting paragraph (a) and substituting therefor the following new paragraph –

(a) a quarterly report; and

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James

2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura James- Voted Verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 38 (as amended) - agreed to

Clause 39

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe

21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 39 - agreed to

Clause 40 - amendment proposed

THAT the Bill be amended by deleting clause 40.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow

2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 40 - deleted

Clause 41

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman- Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clause 41 -agreed to

Clause 42 -amendment proposed

THAT clause 42 of the Bill be amended in sub-clause (2) by deleting paragraph (d) and substituting therefor the following new paragraph –

(d) such monies as may accrue to the Fund pursuant to section 36(6);

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS – 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George

9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiola
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 42 (as amended) - agreed to

Clauses 43-48

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clauses 43-48

-agreed to

Clause 49

- amendment proposed

THAT clause 49 of the Bill be amended –

- (a) by deleting sub-clause (1) and substituting therefor the following new sub-clause–
 - (1) Each county government shall formulate such policies as may be necessary to promote industrialization in the respective county through public, private or public-private ventures.
- (b) by deleting sub-clause (2) and substituting therefor the following new sub-clause –

(2) Each county governor shall appoint one county public officer to serve as the industrial coordination officer who shall coordinate the industrial development activities in the respective County.

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi

11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 49 (as amended) - agreed to

Clauses 50-52

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembu Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika- Voted verbally

Clauses 50-52 -agreed to

The Schedule

Debate interrupted on Wednesday 17th February 2016 resumed on a division-

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich- Voted verbally
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted verbally on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiolo

23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

The Schedule - agreed to

Clause 2 - amendment proposed

THAT clause 2 of the Bill be amended by deleting the definition of the word "County Industrial Development Committee".

(Sen. Muriuki Karue)

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed

3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

Clause 2 (as amended) - agreed to

The Title and Clause 1

Debate interrupted on Wednesday 17th February 2016 resumed on a division;

The Committee proceeded to Division;

The Acting Chairperson (Sen. Ongoro) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

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 vote verbally.

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

1. Sen. Kembi Gitura James
2. Sen. Hassan Abdirahman Ali
3. Sen. Wetangula Moses Masika

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Billow Adan Kerrow
2. Sen. Chiaba Abu Mohamed
3. Sen. Hargura Godana
4. Sen. Hassan Abdirahman-Voted verbally
5. Sen. Karaba Dickson Daniel
6. Sen. Kembi Gitura James- Voted verbally
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Elachi Beatrice- Voted on behalf of Nairobi County delegation
12. Sen. Adan Dullo Fatuma- Voted on behalf of Isiolo County delegation
13. Sen. Lesan Wilfred Rotich
14. Sen. Lesuuda Naisula- Voted on behalf of Samburu County delegation
15. Sen. Machage Wilfred Gisuka
16. Sen. Chelule Liza- Voted on behalf of Nakuru County delegation
17. Sen. Muriuki Karue
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Musila David
20. Sen. Mutahi Kagwe
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tirole
23. Sen. Ong'era Janet- Voted on behalf of Kisii County delegation
24. Sen. Orengo James
25. Sen. Wetangula Moses Masika-Voted verbally

The Title and Clause 1 - agreed to

Motion made:-

That, the Bill be reported with amendments;

Question put and agreed to.

17. **HOUSE RESUMED** - Deputy Speaker (in the Chair)

18. **THE COUNTY INDUSTRIAL DEVELOPMENT BILL, (SENATE BILL NO. 7 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. Muriuki Karue)

Debate Arising;

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 72, the Deputy Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the County Industrial Development Bill, (Senate Bill No. 7 of 2014) be now Read a Third Time.

(Sen. Muriuki Karue)

Debate arising;

There being no Senator wishing to contribute;

Raising a point of Order, the Senator for Nyandarua (Sen. Muriuki Karue) requested for deferment of putting of the Question pursuant to Standing Order No. 54 (3).

And the Deputy Speaker acceding to the request nominated Thursday, 25th February 2016 when the Question shall be put.

19. **MOTION-ADOPTION OF THE REPORT OF THE MEDIATION COMMITTEE ON NATIONAL DROUGHT MANAGEMENT AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO. 42 OF 2013)**

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Mediation Committee on the National Drought Management Authority Bill (National Assembly Bill No. 42 of 2013) laid on the table of the House on Thursday, 3rd December, 2015.

(Vice – Chairperson, Mediation Committee)

Debate Arising;

And there being no other Senator wishing to contribute;

The Mover replied;

Before the Question was put and pursuant to Standing Order No. 72, the Deputy Speaker informed the Senate that the Motion affected counties and that voting would be by delegations.

Raising a point of order, the Nominated Senator, (Sen. Martha Wangari) requested for deferment of putting of the Question to the following day, pursuant to Standing Order 54(3).

And the Deputy Speaker acceding to the request nominated Thursday, 25th February 2016 when the Question shall be put.

20. **MOTION – ADOPTION OF THE REPORT OF THE AD-HOC SELECT COMMITTEE ON COUNTY HEADQUARTERS**

Motion made and Question proposed;

THAT, this House adopts the Report of the Ad-Hoc Select Committee on County Headquarters laid on the Table of the Senate on Thursday, 3rd December, 2015;

(Chairperson, Ad-Hoc Select Committee on County Headquarters)

Debate Arising;

And there being no other Senator wishing to contribute;

The Mover replied;

Before the Question was put and pursuant to Standing Order No. 72, the Speaker informed the Senate that the Motion affected counties and that voting would be by delegations.

Raising a point of order, the Senator for Nyandarua, (Sen. Muruiki Karue) requested for deferment of putting of the Question to the following day, pursuant to Standing Order 54(3).

And the Deputy Speaker acceding to the request nominated Thursday, 25th February 2016 as the day when the question shall be put.

21. **THE PERSONS WITH DISABILITIES (AMENDMENT) BILL (SENATE BILL NO. 13 OF 2015)**

Order for Second Reading read;

Motion made -

That, the Persons with Disabilities (Amendment) Bill (Senate Bill No. 13 of 2015) be now read a Second Time.

(Sen. Godliver Omondi)

And the time being thirty minutes past Six O'clock, the Deputy Speaker adjourned the Senate without Question put, pursuant to the Standing Orders.

22. **SENATE ROSE**- at thirty minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Thursday, February 25, 2016 at 2.30 p.m.*

-----XXX-----