



REPUBLIC OF KENYA

THE SENATE

NOTICE PAPER

WEEK COMMENCING TUESDAY, MAY 26, 2015

**** 11TH PARLIAMENT * 3RD SESSION***

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REPUBLIC OF KENYA

THE SENATE

ELEVENTH PARLIAMENT (THIRD SESSION)

NOTICE PAPER

FOR THE WEEK COMMENCING TUESDAY, MAY 26, 2015

TUESDAY: **Communication from the Chair, Messages, Petitions, Papers, Notices of
26/05/2015 Motion, Statements and Motions**

A. MOTION – (Chairperson, Mediation Committee)

THAT, this House approves the Report of the Mediation Committee on the Environmental Management and Coordination (Amendment) Bill (National Assembly Bill No. 31 of 2014) pursuant to Standing Order 155 laid on the Table of the House on Thursday, 21st May, 2015.

(Subject to Constitutional deadline of 27th May, 2015)

B. COMMITTEE OF THE WHOLE

i) THE PUBLIC FINANCE MANAGEMENT (NATIONAL GOVERNMENT) REGULATIONS, 2015

(Chairperson of the Sessional Committee on Delegated Legislation)

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

(Chairperson of the Sessional Committee on Delegated Legislation)

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

(Sen. Kiraitu Murungi)

(Second Reading)

(Resumption of Debate interrupted on Thursday, 21st May, 2015)

(Division)

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

(Sen. Judith Sijeny)

(Second Reading)

(Resumption of Debate interrupted on Thursday, 21st May, 2015)

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

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

(Second Reading)

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

(Chairperson, Standing Committee on Education)

(Second Reading)

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

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

(Second Reading)

H. Any Other Business

WEDNESDAY: Communication from the Chair, Messages, Petitions, Papers, Notices of
27/05/2015 Motion, Statements, Motions and Bills

A. COMMITTEE OF THE WHOLE

i) THE PUBLIC FINANCE MANAGEMENT (NATIONAL GOVERNMENT) REGULATIONS, 2015

(Chairperson of the Sessional Committee on Delegated Legislation)

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

(Chairperson of the Sessional Committee on Delegated Legislation)

iii) * THE NATURAL RESOURCES (BENEFIT SHARING) BILL (SENATE BILL NO. 34 OF 2014)**

(Chairperson, *Ad hoc* Committee on Legislation on Royalties accruing from Natural Resources)

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

(Sen. Kiraitu Murungi)

(Second Reading)

(Resumption of Debate interrupted on Thursday, 21st May, 2015)

(Division)

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

(Sen. Judith Sijeny)

(Second Reading)

(Resumption of Debate interrupted on Tuesday, 26th May, 2015)

- D. *** **THE PUBLIC APPOINTMENTS (COUNTY ASSEMBLY APPROVAL) BILL (SENATE BILL NO. 20 OF 2014)**
(Chairperson of the Standing Committee on Labour and Social Welfare)
(*Second Reading*)
- E. *** **THE COUNTY EARLY CHILDHOOD EDUCATION BILL, (SENATE BILL NO. 32 OF 2014)**
(Chairperson, Standing Committee on Education)
(*Second Reading*)
- F. *** **THE COUNTY ASSEMBLY SERVICES BILL, (SENATE BILL NO. 27 OF 2014)**
(Chairperson, Standing Committee on Legal Affairs and Human Rights)
(*Second Reading*)
- G. * **THE UNIVERSITIES (AMENDMENT) BILL (SENATE BILL NO. 31 OF 2014)**
(Sen. Halima Abdille)
(*Second Reading*)
- H. *** **THE COUNTY HALL OF FAME BILL (SENATE BILL NO. 33 OF 2014)**
(Chairperson of the Standing Committee on Legal Affairs and Human Rights)
(*Second Reading*)
- I. *** **THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL (SENATE BILL NO. OF 36 OF 2014)**
(Chairperson, *Ad hoc* Committee on Establishment of Public Compensation Bureaus)
(*Second Reading*)
- J. **MOTION** - (The Chairperson, Sessional Committee on County Public Accounts and Investments)

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

THAT, the Senate adopts the Report of the Commission on Revenue Allocation on the recommended County Governments Budget ceilings on recurrent expenditures for new structures for the Financial Year 2015/16 pursuant to section 107 (2A) of the Public Finance Management Act laid on the Table of the House on Wednesday, 1st April, 2015.
- L. **MOTION** - (The Chairperson, Standing Committee on Finance, Commerce and Budget)

THAT, the Senate adopts the Report of the Standing Committee on Finance, Commerce and Budget on Operations of Makueni County Assembly laid on the Table of the House on Wednesday, 1st April, 2015.

M. **MOTION** (The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

THAT, this House adopts the Report of the Standing Committee on Agriculture, Livestock and Fisheries on the high level food security workshop held on 5th to 8th June, 2014.

N. MOTION – (The Chairperson, Standing Committee on Energy)

THAT, this House adopts the Report of the Standing Committee on Energy on the Fact Finding Visit to Mui Basin, Kitui County on 3rd September, 2014 laid on the Table of the House on Wednesday, 1st April, 2015.

O. Any Other Business

THURSDAY: **Communication from the Chair, Messages, Petitions, Papers, Notices of**
28/05/2015 **Motion, Statements, Motions and Bills**

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

(Sen. Judith Sijeny)

(Second Reading)

(Resumption of Debate interrupted on Wednesday, 27th May, 2015)

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

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

(Second Reading)

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

(Chairperson, Standing Committee on Education)

(Second Reading)

D. * THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL (SENATE BILL NO. OF 36 OF 2014)**

(Chairperson, *Ad hoc* Committee on Establishment of Public Compensation Bureaus)

(Second Reading)

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

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

(Second Reading)

F. MOTION – (Sen. Beatrice Elachi)

(Department of Interior and Coordination of National Government)

THAT, cognizant that Article 12 of the Constitution guarantees a right to citizenship; noting that it is the right of every Kenyan attaining 18 years to register and be issued with a National Identity Card ; further noting that the National Identity Card is at the core in determining the extent to which an individual enjoys his or her fundamental rights and

freedoms; concerned that Orphans and Vulnerable Children attaining the age of 18 years in children's homes have difficulties obtaining the National Identity Cards, the Senate urges the National Government to take remedial, policy, administrative and legislative measures to improve and expedite the process of registration for National Identity Cards especially for the Orphans and Vulnerable Children who live in children's homes and have attained 18 years of age.

G. MOTION – (Sen. Sammy Leshore)
(Department of Health)

THAT, cognizant that the core mandate of the National AIDS Control Council (NACC) is to develop strategies, policies and guidelines relevant to the prevention and control of HIV and AIDS in Kenya; noting that the operational structure of NACC has not been aligned to the Constitution of Kenya 2010; acknowledging the objects of devolution as set out under Article 174 of the Constitution; recognizing that under the Fourth Schedule, the health function has been devolved except for the health policy and referral hospitals; concerned that an estimated 1.2 million Kenyans are infected with HIV/AIDS and a 100,000 are infected annually; recognizing the need to achieve an "*AIDS free society*" by stepping up the fight against the pandemic at the County level, the Senate urges the National Government to set up the National AIDS Control Council (NACC) County offices in all County Headquarters with the National Headquarters providing overall co-ordination and that the resources allocated for the fight against HIV/AIDS be disbursed and managed at the County level.

H. MOTION – (Sen. (Prof.) Anyang' Nyong'o)

THAT, aware that the Government of Kenya has a 29.8% shareholding in Kenya Airways Limited thereby being the largest single shareholder in the company;

COGNIZANT of the fact that Kenya Airways Limited, the National Flag carrier, has been experiencing tremendous delays and cancellation of flights;

AWARE that each delay and or cancellation has led to grave losses to the airline thereby worsening the debt burden of the corporation;

REALIZING that the airline is now in debt to the tune of 18 Billion Kenya Shillings;

FURTHER AWARE that the current business plan of the airline does not seem to take into full account necessary measures to turn the company around;

CONCERNED that the situation, if left unchecked, may lead to the collapse of the company and great loss to the nation, investors and the Kenyan taxpayers;

NOW THEREFORE, the Senate resolves to establish a select committee to conduct an inquiry into the affairs of Kenya Airways Limited and its subsidiaries, and report to the Senate within three months, taking into account the following-

- i) The leasing and buying arrangement of aircrafts since 1996;
- ii) The role of off-shore companies in the investment affairs of the airline;
- iii) The identity of the share holders of these off-shore companies and their relationship with the management of Kenya Airways Limited;

- iv) The employment policies and practices of personnel, including engineers, pilots, cabin crew and ground personnel;
- v) The reason for delayed and cancelled flights, their frequency and the magnitude of losses attendant therein; and
- vi) Any other matter that may shed light on the financial and management crisis currently facing the airline.

AND FURTHER that the Members of the Select Committee are:-

1. Sen. (Prof.) Anyang' Nyong'o
2. Sen. Mutahi Kagwe
3. Sen. Hassan Omar
4. Sen. Daniel Karaba
5. Sen. (Dr.) Boni Khalwale
6. Sen. (Dr.) Agnes Zani
7. Sen. Lesuuda Naisula
8. Sen. Peter Mositet
9. Sen. (Prof.) Wilfred Lesan
10. Sen. Billow Kerrow
11. Sen. James Orengo

I. MOTION - (The Senate Majority Leader)

THAT, the Senate do now adjourn until Tuesday, 16th June, 2015.

J. Any Other Business

KEY

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