



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – FOURTH SESSION**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, JULY 27, 2016 AT 2.30 P.M.**

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

The Speaker conveyed the following Communications from the Chair:-

**a) Visiting pupils and teachers from Marell Academy, Bungoma County**

“Honourable Senators,

I wish to recognize the presence of visiting students and teachers from Marell Academy, Bungoma County.

They are seated at the Public gallery. In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

I thank you.”

**b) Visiting pupils and teachers from Matungulu Girls Secondary School, Makueni County**

“Honourable Senators,

I wish to recognize the presence of visiting students and lecturers from Matungulu Girls Secondary School, Makueni County.

They are seated at the Public gallery. In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

I thank you.”

4. **PAPERS LAID**

The following Papers were laid on the Table of the Senate-

- i) Report of the Mediation Committee on the Community Land Bill (National Assembly Bill No. 45 of 2015);
- ii) Report of the Mediation Committee on the Land Laws (Amendment) Bill (National Assembly Bill No. 55 of 2015);
- iii) Report of the Mediation Committee on the Water Bill (National Assembly Bill No. 7 of 2014).

*(The Chairperson, Mediation Committee)*

- iv) Report of the Standing Committee on Land and Natural Resources on the Physical Planning Bill (National Assembly Bill No. 46 of 2015).

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

5. **NOTICE OF MOTION- ADJOURNMENT OF THE HOUSE UNDER PROVISIONS OF STANDING ORDER NO. 33 TO DISCUSS THE DESTRUCTION OF EDUCATIONAL INFRASTRUCTURE THROUGH ARSON.**

Rising in his place on a Point of Order, the Senator for Bomet County (Sen. (Prof.) Wilfred Lesan) claimed to move a Motion for the adjournment of the House under the provisions of Standing Order No.33 in order to discuss a definite matter of national importance regarding the destruction of educational infrastructure through arson.

And the Speaker having acceded to the claim;

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

Thereupon, the Speaker directed that the Motion be moved at thirty minutes past Five O'clock, today.

6. **NOTICE OF MOTION** – (The Chairperson, Mediation Committee)

**THAT**, this House adopts the Report of the Mediation Committee on the Community Land Bill (National Assembly Bill No. 45 of 2015);

7. **NOTICE OF MOTION** – (The Chairperson, Mediation Committee)

**THAT**, this House adopts the Report of the Mediation Committee on the Land Laws (Amendment) Bill (National Assembly Bill No. 55 of 2015).

8. **NOTICE OF MOTION** – (The Chairperson, Mediation Committee)

**THAT**, this House adopts the Report of the Mediation Committee on the Water Bill (National Assembly Bill No. 7 of 2014).

9. **STATEMENT PURSUANT TO STANDING ORDER 45(2) (b)**

The Senate Minority Leader sought a statement from the Chairperson of the Standing Committee on Health regarding the recent rise in the number of deaths recorded in the Western parts of the country.

10. **MOTION – ADOPTION OF THE REPORT OF THE MEDIATION COMMITTEE ON THE COMMUNITY LAND BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2015)**

Motion made and question proposed;

**THAT**, this House adopts the Report of the Mediation Committee on the Community Land Bill (National Assembly Bill No. 45 of 2015).

*(Chairperson of the Mediation Committee)*

Debate arising;

Raising a point of order, the Senator for Kitui County (Sen. David Musila) claimed to move that, pursuant to Standing Order 99 (1), debate on the Motion be adjourned to a later date;

And the Temporary Speaker (Sen. (Dr.) Machage) acceding to the request;

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

Question put and agreed to.

**RESOLVED ACCORDINGLY-**

**THAT**, pursuant to Standing Order 99(1), the debate be now adjourned.

11. **MOTION – ADOPTION OF THE REPORT OF THE MEDIATION COMMITTEE ON THE LAND LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 55 OF 2015).**

**THAT**, this House adopts the Report of the Mediation Committee on the Land Laws (Amendment) Bill (National Assembly Bill No. 55 of 2015).

*(Chairperson of the Mediation Committee)*

Order deferred.

12. **MOTION – ADOPTION OF THE REPORT OF THE MEDIATION COMMITTEE ON THE WATER BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2014).**

**THAT**, this House adopts the Report of the Mediation Committee on the Water Bill (National Assembly Bill No. 7 of 2014).

*(Chairperson of the Mediation Committee)*

Order deferred.

13. **COMMITTEE OF THE WHOLE**  
**THE REPRODUCTIVE HEALTH CARE BILL (SENATE BILL NO. 17 OF 2014)**

(Sen. Judith Sijeny)

*(Resumption of Debate interrupted on Tuesday, 19<sup>th</sup> July, 2016)*

*(Division)*

Order deferred.

14. **COMMITTEE OF THE WHOLE**  
**THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILL NO. 11 OF 2015)**

(Sen. Mutula Kilonzo Jnr.)

*(Resumption of Debate interrupted on Tuesday, 19<sup>th</sup> July, 2016)*

*(Division)*

Order deferred.

15. **COMMITTEE OF THE WHOLE**  
**THE EMPLOYMENT (AMENDMENT) BILL (SENATE BILL NO. 1 OF 2015)**

(Sen. Martha Wangari)

*(Resumption of Debate interrupted on Thursday, 21<sup>st</sup> July, 2016)*

*(Division)*

Order deferred.

16. **COMMITTEE OF THE WHOLE**  
**THE COUNTY LIBRARY SERVICES BILL (SENATE BILL NO. 6 OF 2015)**

(Sen. Joy Gwendu)

*(Resumption of Debate interrupted on Thursday, 21<sup>st</sup> July, 2016)*

*(Division)*

Order deferred.

17. **THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILL NO. 21 OF 2015)**

(Sen. (Prof.) John Lonyangapuo)

*(Second Reading)*

*(Resumption of Debate interrupted on Wednesday, 20<sup>th</sup> July, 2016)*

*(Division)*

Order deferred.

18. **THE NATIONAL HOSPITAL INSURANCE FUND (AMENDMENT) BILL (SENATE BILL NO. 9 OF 2015)**

(Sen. Martha Wangari)

*(Second Reading)*

*(Resumption of Debate interrupted on Wednesday, 20<sup>th</sup> July, 2016)*

*(Division)*

Order deferred.

19. **THE CONSTITUTION OF KENYA (AMENDMENT) BILL (SENATE BILL NO. 16 OF 2015)**

(Sen. Judith Sijeny)

*(Second Reading)*

*(Resumption of Debate interrupted on Tuesday, 26<sup>th</sup> July, 2016)*

*(Division)*

Order deferred.

20. **THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILL NO.4 OF 2014)**

(The Senate Majority Leader)

*(Second Reading)*

*(Resumption of Debate interrupted on Tuesday, 26<sup>th</sup> July, 2016)*

*(Division)*

Order deferred.

21. **THE PARLIAMENTARY POWERS AND PRIVILEGES BILL (NATIONAL ASSEMBLY BILL NO. 35 OF 2014)**

(The Senate Majority Leader)

*(Second Reading)*

*(Resumption of Debate interrupted on Tuesday, 26<sup>th</sup> July, 2016)*

*(Division)*

Order deferred.

22. **THE SELF HELP ASSOCIATIONS BILL (SENATE BILL NO. 2 OF 2015)**

(Sen. Martha Wangari)

*(Second Reading)*

Order deferred.

23. **THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2015)**

Order for Second Reading Read;

Motion made -

**THAT**, the Physical Planning Bill (National Assembly Bill No. 46 of 2015) be now read a Second Time.

*(The Senate Majority Leader)*

Debate interrupted;

24. **MOTION-ADJOURNMENT OF THE HOUSE UNDER STANDING ORDER NO. 33 TO DISCUSS THE DESTRUCTION OF EDUCATIONAL INFRASTRUCTURE THROUGH ARSON.**

Motion made -

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

*(Sen. (Prof.) Wilfred Lesan)*

Debate arising;

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

25. **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, July 28, 2016 at 2.30 p.m.*

--X--