



**REPUBLIC OF KENYA**

**THE SENATE**

**ELEVENTH PARLIAMENT – THIRD SESSION**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, MARCH 04, 2015 AT 2.30 P.M**

1. The Senate assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **PETITION BY MEMBERS OF KISUMU COUNTY ASSEMBLY ON THE ALLEGED CORRUPTION AND GROSS MISMANAGEMENT BY THE KISUMU COUNTY GOVERNMENT**

Pursuant to Standing Order 225 (2) (a), the Senator for Kisumu County (Sen. (Prof.) Anyang' Nyong'o) presented a petition by Members of Kisumu County Assembly on the alleged corruption and gross mismanagement by the Kisumu County Government.

Pursuant to Standing Order 226, the Speaker allowed comments on the petition and directed that the petition be committed to the Standing Committee on Finance, Commerce and Budget pursuant to Standing Order 227 (1) and further that due to cross-cutting issues in the petition, the Standing Committee on Finance, Commerce and Budget works jointly with the Sessional Committee on Devolved Governments.

4. **STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (b)**
  - i) The Senator for Makueni County (Sen. Mutula Kilonzo Jr) sought a Statement from the Chairperson of the Standing Committee on Land and Natural Resources regarding the pollution of River Athi in Machakos and Makueni Counties.
  - ii) The Nominated Senator (Sen. Fatuma Dullo) sought a Statement from the Chairperson of the Standing Committee on Agriculture, Livestock and Fisheries regarding the status of Malka Daka irrigation project in Garbatulla, Isiolo County.

- iii) The Senator for West Pokot County (Sen. (Prof.) John Lonyangapuo) sought a Statement from the Chairperson of the Standing Committee on National Security and Foreign Relations on insecurity in villages along the border of West Pokot and Turkana Counties mainly due to cattle rustling.
- iv) The Senator for West Pokot County (Sen. (Prof.) John Lonyangapuo) sought a Statement from the Chairperson of the Standing Committee on National Security and Foreign Relations concerning the need to for long term measure to stump out cattle rustling in West Pokot County specifically at Turkwel-Kainuk junction.

5. **MOTION - ADOPTION OF THE REPORT ON THE SUITABILITY OF THE NOMINEES TO THE POSITION OF COMMISSIONER IN THE COMMISSION OF INQUIRY INTO THE PETITION TO DISSOLVE THE MAKUENI COUNTY GOVERNMENT**

Motion made and Question proposed

**THAT**, this House adopts the Report of the Sessional Committee on Devolved Government on the suitability of the Nominees to the position of Commissioner in the Commission of Inquiry into the Petition to Dissolve the Makueni County Government, laid on the Table of the House on 26<sup>th</sup> February, 2015.

*(The Chairperson, Sessional Committee on Devolved Government - 03.03.2015)*

Debate interrupted on Tuesday 3<sup>rd</sup> March, 2015 resumed;

There being no other Senator willing to contribute;

Before the question was put and pursuant to Standing Order 72, the Speaker informed the Senate that the Motion affected counties and voting would be by delegations;

The Speaker directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for five minutes;

After the expiry of five minutes, the Speaker directed that the bar be drawn and the doors be locked and requested Senators to log-in using their cards;

The Speaker 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 Speaker allowed five Senators to record their vote verbally.

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

- 1) Sen. Bule Ali abdi
- 2) Sen. Moi Gideon
- 3) Sen. Mositet Peter
- 4) Sen. Mungai James Kiarie
- 5) Sen. Ntutu Stephen Kanyinke

Upon a Division, Question agreed to.

The results of the Division were as follows:-

AYES - 32

NOES - 0

ABSTENTIONS - 0

1. Sen. Billow Adan Kerrow
2. Sen. Boy Juma Boy
3. Sen. Bule Ali Abdi - Voted verbally
4. Sen. Elachi Beatrice - on behalf of Nairobi City County Delegation
5. Sen. Haji Mohammed Yusuf
6. Sen. Hassan Abdirahman Ali
7. Sen. Kajwang Moses Otieno
8. Sen. Karaba Dickson Daniel
9. Sen. Kembu Gitura
10. Sen. Khalwale Boni
11. Sen. Khaniri George
12. Sen. Kilonzo Mutula Junior
13. Sen. Kindiki Kithure
14. Sen. Kuti Mohammed Abdi
15. Sen. Lekan Wilfred Rotich
16. Sen. Leshore Sammy Prisa
17. Sen. Lonyangapuo John Krop
18. Sen. Madzayo Stewart Mwachiru
19. Sen. Melly Isaac Kipkemboi
20. Sen. Moi Gideon - Voted verbally
21. Sen. Mositet Peter Korinko - Voted verbally
22. Sen. Mungai James Kiarie- Voted verbally
23. Sen. Murkomen Onesmus Kipchumba
24. Sen. Murungi Kiraitu
25. Sen. Musila David
26. Sen. Ndiema Henry Tiole
27. Sen. Ntutu Stephen Kanyinke - Voted verbally
28. Sen. Nyong'o Peter Anyang'
29. Sen. Obure Christopher Mogere
30. Sen. Orengo James
31. Sen. Sang Stephen Kipyego
32. Sen. Wetang'ula Moses Masika

**RESOLVED ACCORDINGLY**

**THAT**, this House adopts the Report of the Sessional Committee on Devolved Government on the suitability of the Nominees to the position of Commissioner in the Commission of Inquiry into the Petition to Dissolve the Makueni County Government, laid on the Table of the House on 26<sup>th</sup> February, 2015.

6. **MOTION -ADOPTION OF THE REPORT ON THE VETTING OF MR. JOSEPH KIPCHIRCHIR BOINETT FOR APPOINTMENT AS THE INSPECTOR - GENERAL OF THE NATIONAL POLICE SERVICE**

Motion made and Question proposed;

**THAT**, this House adopts the Report of the Joint Committee of the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security and Foreign Relations of the Senate on the vetting of Mr. Joseph Kipchirchir Boinett – Nominee for appointment to the position of Inspector - General of the National Police Service, laid on the Table of the House on Tuesday, 3<sup>rd</sup> March, 2015.

*(Chairperson, Standing Committee on National Security and Foreign Affairs)*

Debate arising;

And there being no other Senator willing to contribute;

Mover replied;

Before the Question was put, and pursuant to Standing Order No. 72, the Speaker informed the House that the Motion does not affect counties.

Question put and **agreed to**

**RESOLVED ACCORDINGLY**

**THAT**, this House adopts the Report of the Joint Committee of the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security and Foreign Relations of the Senate on the vetting of Mr. Joseph Kipchirchir Boinett – Nominee for appointment to the position of Inspector - General of the National Police Service, laid on the Table of the House on Tuesday, 3<sup>rd</sup> March, 2015.

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

7. 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, March 05, 2015 at 2.30 p.m.*

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