



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (THIRD SESSION)

THE SENATE

ORDER PAPER

THURSDAY, MARCH 05, 2015 AT 2.30 P.M

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers (As Listed in the Appendix)
6. Notices of Motion
7. Statements (As Listed in the Appendix)
8. **MOTION** - (Sen. Mutula Kilonzo Jnr.)
(Department of Interior and Coordination of National Government)

THAT, noting the constitutional role of the Senate in the protection of the interests of counties and their governments and in the implementation of the devolved system of Government pursuant to Article 96 of the Constitution; aware that the 47 counties are based on the delineation of administrative districts as created under the Provinces and Districts Act of 1992; further aware that there existed deep-rooted and historical boundary disputes between the districts which were inherited by the resultant counties; aware that there are existing boundary disputes between various counties, which raise questions on the exact boundaries between the counties; recognizing the provisions of Article 188 of the Constitution of Kenya that mandates Parliament to approve alteration of county boundaries on the recommendation of an independent commission set up for that purpose; the Senate urges the Standing Committee on Legal Affairs and Human Rights to initiate and prioritize the drafting of legislation within ninety days to provide for the establishment of an independent commission to inquire into, examine and identify the boundaries of counties, taking into account the criteria set out in Article 188 (2) of the Constitution and to recommend appropriate changes to Parliament so as to comprehensively deal and resolve the inter-county boundary disputes to enhance national cohesion and stability.

(Resumption of Debate interrupted on Thursday, 19th February, 2015)
(Balance of Time – 50 mins)

...../Motion

9. **MOTION** - (Sen (Dr.) Agnes Zani)
(Department of Education, Science and Technology)

THAT, aware that the prime purpose of devolution in Kenya is to decentralize and transfer functions, resources and power to the county level of government in order to promote participatory democracy and sustainable development for the benefit of all Kenyans; concerned that the Ministry of Education, Science and Technology still upholds the historical classification of schools into national, county and district schools; concerned that such categorization has implications in terms of funding, administration and eventually academic performance and that it limits choices and admissions of students to Form One; appreciating that in the current devolved system of government counties will play a key role in the educational outcomes of their schools; the Senate calls upon the Ministry of Education, Science and Technology to take immediate action to review the categorization of public secondary schools and to classify all of them as county schools in order to ensure equity in resource allocation and guarantee quality education for all.

10. **MOTION** - (Sen. (Dr.) Wilfred Machage)
(Department of Health)

THAT, aware that currently there are approximately 44 million persons living with dementia worldwide, a figure that is expected to triple by 2050; acknowledging that caring for dementia patients can be a difficult experience; appreciating the contribution of family members and other care givers of people suffering from dementia across Kenya; noting with concern that mental healthcare does not seem to be a priority in the public health sector in Kenya since the allocation for mental healthcare is less than 1% of the total public health budget; acknowledging the importance of raising awareness of dementia and ensuring that people with dementia are treated with dignity and respect; appreciating the contribution of non- governmental organizations such as the Africa Mental Health Foundation and the International Institute for Legislative Affairs who provide a platform for sharing of views and experiences on care of people with dementia; noting the need to enhance awareness on and provide better care for patients of dementia; the Senate directs the Standing Committee on Health to immediately initiate review of the existing legislation on health care in order to mainstream and enhance care for patients of dementia and further that the Committee submits a report to the House on the matter within ninety (90) days.

11. * **THE POTATO PRODUCE AND MARKETING BILL (SENATE BILL NO. 22 OF 2014)**
(Sen. (Eng.) Karue Muriuki)

(Second Reading)

(Resumption of Debate interrupted on Tuesday, 24th February, 2015)

12. *** **THE NATURAL RESOURCES (BENEFIT SHARING) BILL (SENATE BILL NO. 34 OF 2014)**
(Chairperson, *Ad hoc* Committee on Legislation on Royalties accruing from Natural Resources)
(Second Reading)
(Resumption of Debate interrupted on Thursday, 4th December, 2014)
13. ** **THE MINING BILL (NATIONAL ASSEMBLY BILL NO. 8 OF 2014)**
(The Senate Majority Leader)
(Second Reading)
14. *** **PUBLIC APPOINTMENTS (COUNTY ASSEMBLY APPROVAL) BILL (SENATE BILL NO. 20 OF 2014)**
(Chairperson of the Standing Committee on Labour and Social Welfare)
(Second Reading)
15. * **PARLIAMENTARY SERVICE COMMISSION (AMENDMENT) BILL (SENATE BILL NO. 21 OF 2014)**
(Sen. Kiraitu Murungi)
(Second Reading)
16. *** **THE PUBLIC FUNDRAISING BILL (SENATE BILL NO. 28 OF 2014)**
(Chairperson of the *Ad hoc* committee on Legislation on Harambee)
(Second Reading)
17. * **THE NATIONAL GOVERNMENT COORDINATION (AMENDMENT) BILL (SENATE BILL NO. 30 OF 2014)**
(Sen. (Prof.) John Lonyangapuo)
(Second Reading)
18. * **THE UNIVERSITIES (AMENDMENT) BILL (SENATE BILL NO. 31 OF 2014)**
(Sen. Halima Abdille)
(Second Reading)
19. *** **THE COUNTY HALL OF FAME BILL (SENATE BILL NO. 33 OF 2014)**
(Sen. Stephen Sang)
(Second Reading)

NOTICES

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

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

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

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KEY

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

APPENDIX**1. PAPER**

Business of the Senate for the coming week.

2. STATEMENTS

- a) The Senate Majority Leader to issue a statement on Business of the Senate for the coming week.
- b) The Chairperson of the Standing Committee on Agriculture, Livestock and Fisheries to issue a statement on the supply of Di-ammonium Phosphate (DAP) Fertilizer by the Government (Sen. Henry Ole Ndiema)
- c) The Chairperson of the Standing Committee on Labour and Social Welfare to issue a statement on number of senior citizens receiving Government cash transfers (Sen. David Musila)
- d) The Chairperson of the Standing Committee on Labour and Social Welfare to issue a statement on sexual exploitation of young girls in the coast region by tourists (Sen. Mshenga Mvita)
- e) The Chairperson of the Standing Committee on Labour and Social Welfare to issue a statement on the County Government Staff Pension Scheme (Sen. Stephen Sang)
- f) The Chairperson of the Standing Committee on Finance, Commerce and Budget to issue a statement on the decline of tourism sector in the Coast region (Sen. Mshenga Mvita)
- g) The Chairperson of the Standing Committee on Health to issue a statement on the disappearance of twin babies from Pumwani maternity hospital on the 5th January 2015 (Sen. Beth Mugo)
- h) The Chairperson of the Standing Committee on Energy to issue a statement on the impact of the drop in fuel prices in doing business (Sen. Chris Obure)
