



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – FOURTH SESSION

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, NOVEMBER 8, 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 issued the following Communications from the Chair-

**a) Visiting Members of the Chairpersons Panel and Staff from
Kakamega County Assembly**

"Honourable Senators,

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon, of visiting members of Chairpersons panel and staff from Kakamega County Assembly.

I request each member of the delegation to stand when called out so that they may be acknowledged in the usual Senate tradition.

They are:

- | | |
|---------------------------|-----------------------------------|
| 1) Hon. Abdihakim Mohamed | - Deputy Speaker |
| 2) Hon. Francis Mulama | - Chairperson, Chairpersons Panel |
| 3) Hon. Sayeed Omsiritsia | - Vice-Chairperson |
| 4) Hon. Herbert Sore | - Member |
| 5) Hon. Mispella Mulari | - Member |
| 6) Hon. Edward Shibember | - Member |
| 7) Hon. Jane Esuchi | - Member |
| 8) Hon. Isabella Amaiza | - Member |

- | | |
|----------------------------|-------------------|
| 9) Ms. Judy Achieng | - Committee Clerk |
| 10) Ms. Phyllivane Inziani | - Committee Clerk |
| 11) Ms. Janet Mwombe | - Committee Clerk |

On behalf of the Senate, and on my own behalf, I welcome them to the Senate and wish them well for the remainder of their stay.

I thank you."

b) Students from Nginda Girls Secondary School on Voluntary Attachment at the Senate

"Honorable Senators,

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon, of the following students from Nginda Girls Secondary School –

- 1) Ms. Jane Rose;
- 2) Ms. Sharon Paul;
- 3) Ms. Mercy Kiruga;
- 4) Ms. Harriet Wangechi; and
- 5) Ms. Patience Wambui

The students will be attached to the Senate for two weeks, from 7th to 18th November, 2016 under the Voluntary Service Scheme Programme.

Honourable Senators,

Since 2013, the Senate has hosted students serving under the Voluntary Service Scheme from the Starehe Boys Centre and School and, more recently, the Starehe Girls Centre. Nginda Girls Secondary School is, therefore, the third school to participate in this programme and serves as an indicator of the interest that schools have in exposing their students to the institutions of governance in Kenya.

Honourable Senators,

The Voluntary Service Scheme has enabled the Senate play a vital role in shaping young minds of students and fulfilling its obligations under the Constitution by promoting good governance. The principle purpose of the Voluntary Service Scheme is to enhance awareness amongst the members of the public, especially the youth, of the role of the Senate and the Parliament of Kenya as an arm of Government.

Honourable Senators,

The programme is also designed to be a platform for mentorship for young persons to inspire them to consider a career in public service, to expose students to the working environment and to bridge the gap between academics and real life experience in the work place.

Honourable Senators,

On behalf of the Senate, and on my own behalf, I welcome them to the Senate and wish them well for the remainder of their stay, and hope that they have a fruitful program.

I thank you."

4. **PAPERS LAID**

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

- 1) Recommendation of the Commission on Revenue Allocation on Equitable sharing of Revenue raised Nationally between the National and County Governments for Financial Year 2017/2018;
- 2) Report of the Controller of Budget on Review of the Annual National Government Budget Implementation for Financial year 2015/2016; and
- 3) Report of the Controller of Budget on Annual County Governments Budget Implementation for Financial Year 2015/2016.

(Sen. Beatrice Elachi, on behalf of the Chairperson, Standing Committee on Finance, Commerce and Budget)

- 4) Report of the Auditor-General on the Financial Operations of Marsabit County Assembly for the period 1st July, 2014 to 30th June, 2015;
- 5) Report of the Auditor-General on the Financial Statements of County Government of Garissa for the year ended 30th June, 2015; and
- 6) Report of the Auditor- General on the Financial Statements of the County Government of Laikipia for the year ended 30th June, 2015.

(Chairperson, Sessional Committee on County Public Accounts and Investments)

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

- a) The Senator for Kakamega County (Sen. (Dr.) Boni Khalwale) sought a statement from the Chairperson of the Standing Committee on Labour

and Social Welfare regarding the collapse of a section of Bukhungu Stadium in Kakamega County.

- b) The Senator for Machakos County (Sen. Johnson Muthama) sought a statement from the Chairperson of the Standing Committee on National Security and Foreign Relations regarding the detention, by Tanzanian authorities, of a Mr. Philip Mbithi Mutiso, a Kenyan citizen.
- c) A Nominated Senator (Sen. Joy Gwendu) sought a statement from the Chairperson of the Standing Committee on Roads and Transportation regarding the status of the Rabuor-Chiga-Kibos Road in Kisumu County.
- d) 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 regarding harm meted on Governor Isaac Ruto, the Governor of Bomet County.

6. **THE ASSUMPTION OF OFFICE OF GOVERNOR BILL (SENATE BILL NO. 10 OF 2016)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Assumption of Office of Governor Bill (Senate Bill No. 10 of 2016) be now read a Second Time.

(Sen. Paul Kimani Wamatangi) – 01.11.2016)

Debate interrupted on Wednesday, 2nd November, 2016 resumed on a Division;

The Speaker 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 Speaker directed that the bar be drawn and the doors be locked and requested Senators to log-in for electronic voting;

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 one Senator to record his vote verbally.

Thereupon, Sen. Kioko Mike Sonko Mbuvi recorded his vote as "Yes"-

Upon a Division, Question agreed to.

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Cheruiyot Aaron Kipkirui
2. Sen. Haji Mohammed Yusuf
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson Daniel
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kioko Mike Sonko Mbuvi – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Lesan Wilfred Rotich
13. Sen. Lesuuda Naisula – on behalf of Samburu County Delegation
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

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

7. **THE COUNTY GOVERNMENTS (AMENDMENT) (NO. 2) BILL (SENATE BILL NO. 7 OF 2016)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the County Governments (Amendment) (No. 2) Bill (Senate Bill No. 7 of 2016) be now read a Second Time.

(Sen. Mutula Kilonzo Jnr) – 02.11.2016)

Debate interrupted on Wednesday, 2nd November, 2016 resumed on a Division;

The Speaker 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 Speaker directed that the bar be drawn and the doors be locked and requested Senators to log-in for electronic voting;

The Speaker put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Upon a Division, Question agreed to.

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Cheruiyot Aaron Kipkirui
2. Sen. Haji Mohammed Yusuf
3. Sen. Hassan Abdirahman Ali
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson Daniel
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kindiki Kithure
10. Sen. Kioko Mike Sonko Mbuvi
11. Sen. Kivuti Lenny Maxwell
12. Sen. Lesan Wilfred Rotich
13. Sen. Lesuuda Naisula – on behalf of Samburu County Delegation
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

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

8. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

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

The County Outdoor Advertising Control Bill (Senate Bill No.11 of 2015)

Clause 3 - amendment proposed

THAT, clause 3(1) of the Bill be amended in paragraph (d) by deleting subparagraph (ii) and substituting therefor the following new subparagraphs-

- (ii) relating to the location or direction of a religious institution;
- (iia) relating to a public education institution or public medical institution;

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

Upon a Division, Question agreed to.

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 3 (as amended) - agreed to

Clause 4 - amendment proposed

THAT clause 4 of the Bill be amended in sub-clause (1) by-

- (a) inserting the words “and who shall be the chairperson” immediately after the word “writing” appearing in paragraph (a);

(b) inserting the words "nominated by the Kenya National Chamber of Commerce and Industry and" immediately after the words "business community in the county" appearing in paragraph (c);

(c) inserting the following new paragraph immediately after paragraph (c)-
(ca) one person nominated by the most representative association of outdoor advertisers and appointed by the Governor; and

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses

6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 4 (as amended) - agreed to

Clause 5 - amendment proposed

THAT clause 5 of the Bill be amended

- (a) in sub-clause (1) by deleting the word “a” appearing immediately after the words “application for” and substituting therefor the words “an outdoor advertising”; and
- (b) in sub-clause (2)-
 - (i) by deleting the word “registration” appearing immediately after the words “an application for” and substituting therefor the words “an outdoor advertising license” appearing in the introductory phrase;
 - (ii) by inserting the word “application” immediately after the words “the prescribed” appearing in paragraph (a);
 - (iii) deleting paragraph (c); and
 - (iv) deleting paragraph (d).

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu

20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 5 (as amended) - agreed to

Clause 6

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi

17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

Clause 6 - agreed to

Clause 7 - amendment proposed

THAT clause 7 of the Bill be amended-

- (a) by inserting the following new sub-clause immediately after sub-clause (1)-

(1A) Where the committee receives more than one application for the same advertisement space, the committee shall consider the applications in the order of presentation of the applications.

- (b) in subsection (2) by deleting the word "fourteen" appearing immediately after the words "under subsection (1) within" and substituting therefor the word "seven";

- (c) by deleting subsection (3);

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 7 (as amended) - agreed to

Clause 8

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

Clause 8 - agreed to

Clause 9 - amendment proposed

THAT clause 9 of the Bill be amended in paragraph (a) by inserting the words "and upon payment of the prescribed outdoor advertisement fee" immediately after the words "which it is issued".

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior

10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 9 (as amended) - agreed to

Clause 10

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel

7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

Clause 10 - agreed to

Clause 11 - amendment proposed

THAT clause 11 of the Bill be amended-

- (a) in sub-clause (1) by deleting the words "the holder of an outdoor advertising license" at the beginning of the sub-clause and substituting therefor the words "The licensee"; and
- (b) in sub-clause (3) by inserting the word "application" immediately after the words "pay the prescribed".

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 11 (as amended) - agreed to

Clauses 12 & 13

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

Clauses 12 &13 - agreed to

Clause 14 - amendment proposed

THAT the Bill be amended in the introductory phrase of clause 14 by deleting the words "the owner of an advertisement" appearing at the beginning of the phrase and substituting therefor the words "The licensee".

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses

6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 14 (as amended) - agreed to

Clause 15 - amendment proposed

THAT clause 15 of the Bill be amended by deleting sub-clause (1) and substituting therefore the following new sub-clause-

(1) The committee shall cause a notice of an application made under section 4 to be published in the prescribed form on the county website and a place accessible to the public at the premises of the committee.

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 15 (as amended) - agreed to

Clauses 16, 17, 18, 19 & 20

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

Clauses 16, 17, 18, 19 & 20 - agreed to

NEW CLAUSE PROPOSED:-

THAT the Bill be amended by inserting the following new clause immediately after clause 13 -

Removal of advertisement.

13A. A licensee shall remove an advertisement within seven days of the revocation or expiry of an outdoor advertising license.

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Motion made and Question proposed;

THAT, the New Clause 13A be now read a Second Time;

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed one Senator to record his vote verbally.

Thereupon, Sen. Kioko Mike Sonko Mbuvi recorded his vote as "Yes"-

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi – voted verbally
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

Motion made and Question proposed;

THAT, the New Clause 13A be part of the Bill;

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

New Clause 13A - agreed to

NEW CLAUSE PROPOSED:-

THAT the Bill be amended by inserting the following new clause immediately after clause 16 -

Vandalism of advertisement

16A. Any person who willfully or recklessly destroys or damages any advertisement belonging to another person commits the offence of vandalism and is liable, upon conviction -

- (a) in the case of a first offence, to imprisonment for a term not exceeding nine months, or to a fine not exceeding two hundred thousand shillings, or to both; and
- (b) for any subsequent offence, to imprisonment for a term not exceeding two years, or to a fine not exceeding five hundred thousand shillings, or to both.

(Sen. Joy Gwendo on behalf of Sen. Mutula Kilonzo Jr.)

Motion made and Question proposed;

THAT, the New Clause 16A be now read a Second Time;

(Sen. Joy Gwendo on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed one Senator to record his vote verbally.

Thereupon, Sen. Kioko Mike Sonko Mbuvi recorded his vote as "Yes"-

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses

6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi – voted verbally
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

Motion made and Question proposed;

THAT, the New Clause 16A be part of the Bill;

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

New Clause 16A - agreed to

Clause 2 - amendment proposed

THAT clause 2 of the Bill be amended –

- (a) in the definition of the term “advertisement” by inserting the words “including advertisements projected on screens carried on motor vehicles” immediately after the words “whether illuminated or not”;
- (b) deleting the definition of the term “county executive committee member”; and
- (c) inserting the following new definition immediately after the definition of the term “hoarding” -

“licensee” means a person who has been licensed to carry out outdoor advertising under this Act;

(Sen. Joy Gwendu on behalf of Sen. Mutula Kilonzo Jr.)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their votes verbally.

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

1. Sen. Kindiki Kithure
2. Sen. Murkomen Onesmus Kipchumba
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Sang Stephen Kipyego

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure – voted verbally
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru

16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego – voted verbally

Clause 2 (as amended) - agreed to

The Title & Clause 1

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 24

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kindiki Kithure
11. Sen. Kioko Mike Sonko Mbuvi
12. Sen. Kivuti Lenny Maxwell
13. Sen. Lesan Wilfred Rotich

14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Melly Isaac Kipkemboi
17. Sen. Chelule Liza – on behalf of Nakuru County Delegation
18. Sen. Murkomen Onesmus Kipchumba
19. Sen. Murungi Kiraitu
20. Sen. Muthama Johnson Nduya
21. Sen. Ndiema Henry Tiole
22. Sen. Obure Christopher Mogere
23. Sen. Okong'o Kennedy Mong'are
24. Sen. Sang Stephen Kipyego

The Title and Clause 1 - agreed to

Motion made;

THAT, the Bill be reported with amendments.

(The Senate Majority Leader)

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

Question put and agreed to.

9. **HOUSE RESUMED** – Temporary Speaker – (Sen. Sang) – in the Chair
10. **THE COUNTY OUTDOOR ADVERTISING CONTROL BILL (SENATE BILL NO.11 OF 2015)**

Bill reported with amendments

Motion made and Question proposed-

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

(The Senate Majority Leader)

There being no Senator wishing to contribute;

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

Question put and agreed to.

Motion made and Question Proposed;

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

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker (Sen. Sang') 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 Temporary Speaker (Sen. Sang) directed that the doors be locked and asked Senators to log-in for electronic voting;

The Temporary Speaker (Sen. Sang) 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 allowed one Senator to record his vote verbally.

Thereupon, Sen. Cheruiyot Aaron Kipkirui recorded his vote as "Yes"-

The results of the Division were as follows;

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi

13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Bill read a Third Time and passed.

11. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

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

The Employment (Amendment) Bill (Senate Bill No. 1 of 2015)

Clause 2 - amendment proposed

THAT, the Bill be amended by deleting clause 2 and substituting therefor the following new clause-

Insertion of new section 29 **2.** The principal Act is amended by inserting the following new section immediately after section 29-

Pre-adoption leave. **29A.** (1)Where pursuant to section 157 of the Children Act, a child is to be placed in the

continuous care and control of an applicant who is an employee under this Act-

(a) the employee shall be entitled to three consecutive months pre-adoption leave with full pay from the date of the placement of the child;

(b) in the case of a female employee who is married, the employee shall be entitled to

three consecutive months pre-adoption leave with full pay from the date of the placement of the child; and

(c) in the case of a male employee who is married, the employee shall be entitled to two weeks pre-adoption leave with full pay.

(2) An employee eligible for leave under subsection (1) shall notify the employer in writing of the intention of the adoption society to place the child in the custody of the employee at least fourteen days before the placement of the child.

(3) A notice under subsection (2) shall be accompanied by documentation evidencing the intention of the adoption society to place the child in the custody of the employee, including a custody agreement between the employee and the adoption society and an exit certificate.

(4) Subsections (2), (3) and (7) of section 29 shall, with necessary modifications, apply to an employee eligible to leave under subsection (1).

(Vice-Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Thursday, 21st July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy

2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Clause 2 (as amended) - agreed to

NEW CLAUSE PROPOSED:-

THAT the Bill be amended by inserting the following new clause immediately after clause 1 -

Amendment to **1A.** Section 2 of the Employment Act, in this Act referred to as the "principal Act", is amended by inserting the following new definition immediately after the definition of the term "employer"-

"exit certificate" means written authority given by a registered adoption society to a prospective adoptive parent to take the child from the custody of the adoption society;

(Vice-Chairperson, Standing Committee on Labour and Social Welfare)

Motion made and Question proposed;

THAT, the New Clause 1A be now read a Second Time;

(Vice-Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 19th July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed one Senator to record his vote verbally.

Thereupon, Sen. Kioko Mike Sonko Mbuvi recorded his vote as "Yes".

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi – voted verbally
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi

18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Motion made and Question proposed;

THAT, the New Clause 1A be part of the Bill;

(Vice-Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Thursday, 21st July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed one Senator to record his vote verbally.

Thereupon, Sen. Ndiema Henry Tiole recorded his vote as "Yes".

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali

6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

New Clause 1A - agreed to

The Title & Clause 1

Debate interrupted on Thursday, 21st July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Acting Chairperson allowed one Senator to record his vote verbally.

Thereupon, Sen. Ndiema Henry Tiole recorded his vote as "Yes".

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

The Title & Clause 1 - agreed to

Motion made;

THAT, the Bill be reported with amendments.

(The Senate Majority Leader)

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

Question put and agreed to.

12. **HOUSE RESUMED** – Temporary Speaker – (Sen. Sang) – in the Chair

13. THE EMPLOYMENT (AMENDMENT) BILL (SENATE BILL NO. 1 OF 2015)

Bill reported with amendments

Motion made and Question proposed-

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

(The Senate Majority Leader)

There being no Senator wishing to contribute;

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

Question put and agreed to.

Motion made and Question proposed;

That, the Employment (Amendment) Bill (Senate Bill No. 1 of 2015) be now read a Third Time.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker (Sen. Sang) 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 Temporary Speaker (Sen. Sang) directed that the doors be locked and asked Senators to log-in for electronic voting;

The Temporary Speaker (Sen. Sang) put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

The results of the Division were as follows;

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Bill read a Third Time and passed.

14. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

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

The County Library Services Bill (Senate Bill No. 6 of 2015)

Clauses 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12

Debate interrupted on Thursday, 21st July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Clauses 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12 - agreed to

The Schedule

Debate interrupted on Thursday, 21st July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

The Schedule - agreed to

Clause 2 - amendment proposed

THAT, clause 2 of the Bill be amended by inserting the following new definition immediately after the definition of the term “county executive committee member”-

“ electronic resources” means any publication in electronic form;

(Sen. Joy Gwendo on behalf of Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Thursday, 21st July, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell

14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Clause 2 (as amended) - agreed to

The Title & Clause 1

Debate interrupted on Thursday, 21st July, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George

10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

The Title and Clause 1 - agreed to

Motion made;

THAT, the Bill be reported with amendments.

(The Senate Majority Leader)

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

Question put and agreed to.

15. **HOUSE RESUMED** – Temporary Speaker – (Sen. Sang) – in the Chair
16. **THE COUNTY LIBRARY SERVICES BILL (SENATE BILL NO. 6 OF 2015)**

Bill reported with amendments

Motion made and Question proposed-

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

(The Senate Majority Leader)

There being no Senator wishing to contribute;

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

Question put and agreed to.

Motion made and Question proposed;

THAT, the County Library Services Bill (Senate Bill No. 6 of 2015) be now read a Third Time.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker (Sen. Sang) 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 Temporary Speaker (Sen. Sang) directed that the doors be locked and asked Senators to log-in for electronic voting;

The Temporary Speaker (Sen. Sang) 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 allowed one Senator to record his vote verbally.

Thereupon, Sen. Cheruiyot Aaron Kipkirui recorded his vote as "Yes".

The results of the Division were as follows;

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf
4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni

8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Bill read a Third Time and passed.

17. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

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

The Petition to County Assemblies (Procedure) Bill (Senate Bill No. 35 of 2014)

Clauses 3 & 4

Debate interrupted on Wednesday, 5th October, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Clauses 3 & 4 - agreed to

Clause 5 - amendment proposed

THAT clause 5 of the Bill be amended in sub-clause (3) by deleting the words "facilitate public participation" appearing immediately after the words "the county assembly shall" and substituting therefor the words "conduct public hearings".

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

Debate interrupted on Wednesday, 5th October, 2016 resumed on Division;

The Committee proceeded to a Division on the proposed amendment;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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 the provisions of Standing Order 74 (5), the Speaker allowed one Senator to record his vote verbally.

Thereupon, Sen. Khalwale Boni recorded his vote as "Yes".

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni – voted verbally
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi

18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Clause 5 (as amended) - agreed to

Clauses 6 & 7

Debate interrupted on Wednesday, 5th October, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell

14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Clauses 6 & 7 - agreed to

The Schedule

Debate interrupted on Wednesday, 5th October, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25 NOES - 0 ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George

10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

The Schedule - agreed to

Clause 2, the Title & Clause 1

Debate interrupted on Wednesday, 5th October, 2016 resumed on Division;

The Committee proceeded to a Division;

The Acting Chairperson (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;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and asked Senators 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;

The results of the Division were as follows-

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Boy Juma Boy
2. Sen. Bule Ali Abdi
3. Sen. Cheruiyot Aaron Kipkirui
4. Sen. Haji Mohammed Yusuf
5. Sen. Hassan Abdirahman Ali

6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni
9. Sen. Khaniri George
10. Sen. Kilonzo Mutula Junior
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
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18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole – voted verbally
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Clause 2, the Title and Clause 1 - agreed to

Motion made;

THAT, the Bill be reported with amendments.

(The Senate Majority Leader)

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

Question put and **agreed to.**

18. **HOUSE RESUMED** – Temporary Speaker – (Sen. Sang) – in the Chair
19. **THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILL NO. 35 OF 2014)**

Bill reported with amendments

Motion made and Question proposed-

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

(The Senate Majority Leader)

There being no Senator wishing to contribute;

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

Question put and agreed to.

Motion made and Question proposed;

That, the Petition to County Assemblies (Procedure) Bill (Senate Bill No. 35 of 2014) be now read a Third Time.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker (Sen. Sang) 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 Temporary Speaker (Sen. Sang) directed that the doors be locked and asked Senators to log-in for electronic voting;

The Temporary Speaker (Sen. Sang) 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 allowed one Senator to record his vote verbally.

Thereupon, Sen. Cheruiyot Aaron Kipkirui recorded his vote as "Yes".

The results of the Division were as follows;

AYES - 25

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Bule Ali Abdi
2. Sen. Cheruiyot Aaron Kipkirui – voted verbally
3. Sen. Haji Mohammed Yusuf

4. Sen. Hassan Abdirahman Ali
5. Sen. Kajwang' Moses
6. Sen. Karaba Dickson Daniel
7. Sen. Khalwale Boni
8. Sen. Khaniri George
9. Sen. Kilonzo Mutula Junior
10. Sen. Kimani Paul Wamatangi
11. Sen. Kindiki Kithure
12. Sen. Kioko Mike Sonko Mbuvi
13. Sen. Kivuti Lenny Maxwell
14. Sen. Lesan Wilfred Rotich
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru
17. Sen. Melly Isaac Kipkemboi
18. Sen. Chelule Liza – on behalf of Nakuru County Delegation
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Muthama Johnson Nduya
22. Sen. Ndiema Henry Tiole
23. Sen. Obure Christopher Mogere
24. Sen. Okong'o Kennedy Mong'are
25. Sen. Sang Stephen Kipyego

Bill read a Third Time and passed.

20. **COMMITTEE OF THE WHOLE**
THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 46
OF 2015)

(The Senate Majority Leader)

(Resumption of Debate interrupted on Tuesday, 4th October, 2016)
(Division)

Order deferred.

21. **THE TREATY MAKING AND RATIFICATION (AMENDMENT) BILL**
(SENATE BILL NO. 5 OF 2016)

(Chairperson, Standing Committee on National Security and Foreign Relations)

Order for Second Reading read;

Order deferred.

22. **THE IMPEACHMENT PROCEDURE BILL (SENATE BILL NO. 8 OF 2016)**
(Sen. (Eng.) Muriuki Karue)

Order for Second Reading read;

Order deferred.

23. **MOTION – COUNTRYWIDE AUDIT ON DISTRIBUTION OF TEACHERS IN ALL PUBLIC SCHOOLS**

WHEREAS Article 43(1)(f) and 53(1)(b) of the Constitution guarantees every citizen a right to education and every child a right to free and compulsory basic education, respectively;

NOTING that the Teachers Service Commission is mandated to handle employment, deployment, remuneration and discipline of teachers in public schools in Kenya;

CONCERNED that there are great disparities in the distribution of teachers in public schools across the country leading to oversupply in some schools and undersupply in others and ultimately leading to major teacher shortage especially in rural and marginalized areas;

APPRECIATING efforts made by the national government to improve the teacher pupil ratio to international standards in all public schools through yearly employment of teachers;

FURTHER CONCERNED that the statistics on the number and distribution of teachers in public schools is not readily available;

NOW THEREFORE, the Senate directs the Ministry of Education, Science and Technology to conduct a countrywide audit on the distribution of teachers in all public schools indicating the requisite establishment per school and the corresponding number of teachers who are in-post and further that the Ministry submits a report to the House on the matter within ninety (90) days.

(Sen. George Khaniri)

Order deferred.

24. **MOTION - CREATION OF THE OFFICE OF AN AUDITOR TO SPECIFICALLY AUDIT THE BASIC EDUCATION INSTITUTIONS' FUNDS**

THAT, whereas Article 53 (1)(b) of the Constitution provides that every child in Kenya has the right to free and compulsory basic education;

RECOGNIZING the importance of education in the alleviation of the main challenges facing Kenya's sovereignty identified at independence, namely; poverty, illiteracy and disease;

APPRECIATING the gains made following the implementation of the free primary education program in 2003 and cognizant of the principles set out in the Basic Education Act of 2013 whose objectives include promotion and regulation of free and compulsory basic education besides providing for accreditation, registration and management of basic education institutions;

NOTING the substantial resources invested by the national and county governments, parents, sponsors and development partners in the provision of basic education;

FURTHER NOTING that pursuant to the Basic Education Act, the County Director of Education is vested with numerous responsibilities including facilitation of auditing of all basic educational institutions in the respective county thereby leaving fundamental gaps of governance especially in the management of the available resources;

NOW THEREFORE, the House recommends to the Cabinet Secretary for Education to facilitate the creation of the office of an auditor to specifically audit the basic education institutions' funds to enhance transparency and accountability and improve governance in the management of these institutions.

(Sen. (Prof.) John Lonyangapuo)

Order deferred.

25. **MOTION – INSTALLATION OF CCTV CAMERAS IN ALL POLICE STATIONS AND POLICE POSTS**

THAT,

CONCERNED about the numerous reports of the arbitrary arrests of innocent people by the police;

FURTHER CONCERNED that a large number of those arrested are allegedly locked up in police cells without being recorded either in the Occurrence Book or elsewhere;

DEEPLY CONCERNED that some of the arrested people disappear without a trace and that many who are subsequently traced are found dead away from where they were known to have been locked up;

ALARMED by the recent incident where three young men were locked up for hours at Syokimau Police Post without any record indicating they had been at the police post, only for them to be found days later, in another area far from the police post, having been brutally killed;

APPRECIATING that the Closed Circuit Television (CCTV) system installed by the Government in Nairobi has helped a lot in criminal investigations;

NOW THEREFORE the Senate calls upon the National Government to-

- a) install CCTV cameras in all police stations and police posts in order to record each and every person going in and out of the station;
- b) have the CCTV system designed in such a way that it is capable of capturing the Occurrence Book entries every twelve hours; and
- c) ensure the CCTV system is connected to a central depository in order to minimize chances of subsequent tampering.

(Sen. (Eng.) Muriuki Karue)

Order deferred.

And there being no other business on the Order Paper, the Temporary Speaker (Sen. Sang') adjourned the Senate at Six O'clock without Question put pursuant to the Standing Orders.

26. **SENATE ROSE** - at six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Wednesday, November 09, 2016 at 2.30 p.m.*

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