



**REPUBLIC OF KENYA**

---

**THE SENATE**

**PROGRAMME OF SENATE BUSINESS**

**WEEK COMMENCING TUESDAY, SEPTEMBER 24, 2013**

---

***\* 11<sup>TH</sup> PARLIAMENT \* 1<sup>ST</sup> SESSION***

---

Printed and Published by the  
Clerk of the Senate  
Parliament Buildings  
NAIROBI

September 20, 2013

**REPUBLIC OF KENYA**

**THE SENATE**

**ELEVENTH PARLIAMENT (FIRST SESSION)**

**PROGRAMME OF SENATE BUSINESS FOR THE WEEK COMMENCING TUESDAY,  
SEPTEMBER 24, 2013**

**TUESDAY:** Communication from the Chair, Messages, Petitions, Papers, Notices of  
24/9/2013 Motion, Statements, Motions and Bills.

- A. **MOTION** – (Sen. Mutahi Kagwe)  
(Department of Information, Communication and Technology)

**THAT**, considering the need for Implementation of an Integrated Financial Management Information System (IFMIS) as required by the law; noting that most counties are not linked to the National Optic Fibre Broadband Infrastructure (NOFBI) ; aware that the rolling out of e-government will be hindered by lack of such infrastructure; recognizing the principles of good governance, integrity, transparency and accountability set out in the Constitution and the need for public participation and access to information; further recognizing that investment in ICT creates opportunities for youth employment; the Senate calls on the National Government, to connect all county headquarters to the Fibre Optic National Network and to link all county headquarters to relevant national institutions such as the Senate and the Treasury through video conferencing capability to save unnecessary expenses, enhance efficiency and accountability and improve the performance of county governments.

- B. **MOTION:** - (The Chairperson of the Standing Committee on Finance , Commerce and Economic Affairs)  
(The National Treasury)

**THAT**, pursuant to the provisions of Section 17 (7) of the Public Finance Management Act, the Senate adopts the report of the Standing Committee on Finance, Commerce and Economic Affairs on the County Government Cash Disbursement Schedule for Fiscal Year 2013/2014.

- C. **Any Other Business.**

**WEDNESDAY:**      **Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions and Bills.**  
25/9/2013  
**(Morning sitting)**

- A. **MOTION:** - (The Chairperson of the Standing Committee on Finance , Commerce and Economic Affairs)  
(The National Treasury)

**THAT**, pursuant to the provisions of Section 17 (7) of the Public Finance Management Act, the Senate adopts the report of the Standing Committee on Finance, Commerce and Economic Affairs on the County Government Cash Disbursement Schedule for Fiscal Year 2013/2014.

***(Resumption of debate interrupted on Tuesday, 24<sup>th</sup> September, 2013)***

- B. **MOTION** - (Sen. (Prof.) John Lonyangapuo)  
(Department of Interior and Coordination of National Government)

**THAT**, aware that in the African context elders popularly referred to as '*wazee wa mtaa*' have a special place and they are highly respected; appreciating their work in supplementing the work of Chiefs in matters of administration at the locational and village levels; concerned that no form of structured payment is given to them for the services they render; the Senate urges the National Government to establish a fund from which the elders will be compensated for their services.

- C. **MOTION** - (Sen. Peter Mositet)  
(Department of Transport and Infrastructure)

**THAT**, aware that Schedule Four to the Constitution assigns the responsibility of construction and operation of national trunk roads to the National Government and that county transport including county roads are the responsibility of the County Governments; acknowledging that the Kenya Rural Roads Authority (KeRRA) is mandated, under the Kenya Roads Act, 2007, to administer funds for the development, rehabilitation and maintenance of roads in constituencies which are roads within counties and which fall under Class D category and below; cognizant of the fact that there are already established KeRRA structures in each of Kenya's 47 counties; the Senate urges the National Government to transfer all the functions of KeRRA to the County Governments in order to ensure faster and more efficient delivery of services.

- D. **Any Other Business**
-

**WEDNESDAY:** Communication from the Chair, Messages, Petitions, Papers, Notices of  
25/9/2013 Motion, Statements, Motions and Bills.  
**(Afternoon sitting)**

A. **MOTION** - (Sen. (Dr.) Agnes Zani)  
(Department of Devolution and Planning)

THAT, aware that the county is the main focus of devolution and that there exist multi-level structures within county governments; noting the need for counties to succeed and improve the social, economic and political well being of citizens and attain optimum levels of development within the said counties; appreciating that the devolved government structure envisioned in the Constitution of Kenya 2010 provides for different levels of government functions and responsibilities and that the interpretation and enforcement of these roles has been the subject of debate; concerned that there is still no county impact analysis strategy; the Senate urges the Council of Governors to take measures to require all counties to formulate, map and operationalize, with measurable indicators, key development agenda and deliverables for each term of the respective county governments.

***(Resumption of debate interrupted on Tuesday, 17<sup>th</sup> September, 2013)***  
***(Balance of Time – 13 minutes)***

B. **MOTION**- (Sen. Catherine N. Mukiite)  
(Department of Health)

**THAT**, concerned with the rising cases of patient mistreatment, negligence and professional malpractice by medical personnel in public and private health institutions in Kenya which take the form of misdiagnosis, wrong decisions on treatment and prescription, medical or surgical errors, physical or verbal abuse, detention for inability to pay for services and alcoholism; aware of the devastating effects of such acts of commission and omission which have resulted in suffering, permanent injury or death of innocent Kenyans contrary to Articles 26, 43(1)(a) and 53(1) of the Constitution; concerned that most of those affected are the rural poor; further concerned that there are very few channels of addressing these abuses; the Senate urges the Government to establish public health complaint boards in all the forty-seven counties to address the systematic accountability issues that underlie rights violations in healthcare facilities in Kenya.

***(Resumption of debate interrupted on Tuesday, 17<sup>th</sup> September, 2013)***  
***(Division on amendment and on motion)***

C. **MOTION** (Sen. Amos Wako)  
(Department of Devolution and Planning)

**THAT**, noting that Article 1 (4) of the Constitution of Kenya states that the sovereign power of the people is exercised at the national and county levels; noting further that Article 6 (2) of the Constitution recognizes that the two levels of Government are distinct and inter-dependent; aware that devolution is an important principle of governance in the new structure; recognizing the important role of the civil service the world-over causing countries to establish specialized schools of Government; further noting that the Government established a training institute for civil servants in 1956 to impart relevant knowledge, skills, attitudes, leadership and management competencies that are required for efficient and effective service delivery; noting with concern that one of the main obstacles to the efficient and effective operation of County Governments is inadequate appropriate human capacity; further noting that section 15 (2) of the sixth schedule to the Constitution places responsibility on the national Government to assist County Governments in building capacity to govern effectively and provide services for which they are responsible, the Senate calls on the national Government to take immediate measures to set up a training institute or college to give the necessary and appropriate training to personnel of County Governments.

*(Resumption of debate interrupted on Wednesday, 18<sup>th</sup> September, 2013- Afternoon sitting)*  
*(Division)*

D. **MOTION:** - (The Chairperson of the Standing Committee on Finance , Commerce and Economic Affairs)  
(The National Treasury)

**THAT**, the Senate adopts the report of the Standing Committee on Finance, Commerce and Economic Affairs on the investigations carried out by the Controller of Budget on the irregular alteration to the Budget Estimates for Turkana County for Fiscal Year 2013/14.

E. **Any Other Business**

---

**THURSDAY: Communication from the Chair, Messages, Petitions, Papers, Notices of  
26/9 /2013 Motion, Statements, Motions and Bills**

- A. MOTION:** - (The Chairperson of the Standing Committee on Finance , Commerce and Economic Affairs)  
(The National Treasury)

**THAT**, the Senate adopts the report of the Standing Committee on Finance, Commerce and Economic Affairs on the investigations carried out by the Controller of Budget on the irregular alteration to the Budget Estimates for Turkana County for Fiscal Year 2013/14.

***(Resumption of debate interrupted on Wednesday, 25<sup>th</sup> September, 2013)***

- B. MOTION** - (Sen. Peter Mositet)  
(Department of Transport and Infrastructure)

**THAT**, aware that Schedule Four to the Constitution assigns the responsibility of construction and operation of national trunk roads to the National Government and that county transport including county roads are the responsibility of the County Governments; acknowledging that the Kenya Rural Roads Authority (KeRRA) is mandated, under the Kenya Roads Act, 2007, to administer funds for the development, rehabilitation and maintenance of roads in constituencies which are roads within counties and which fall under Class D category and below; cognizant of the fact that there are already established KeRRA structures in each of Kenya's 47 counties; the Senate urges the National Government to transfer all the functions of KeRRA to the County Governments in order to ensure faster and more efficient delivery of services.

***(Resumption of debate interrupted on Wednesday, 25<sup>th</sup> September, 2013- Morning sitting)***

**C. Any Other Business**

---