



REPUBLIC OF KENYA

**TWELFTH PARLIAMENT – (SECOND SESSION)**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**TUESDAY, DECEMBER 04, 2018 AT 2.30 PM**

1. The Senate assembled at thirty minutes past Two O'clock.
2. The proceedings were opened with Prayer said by the Deputy Speaker.
3. **COMMUNICATION FROM THE CHAIR - VISITING MEMBERS AND STAFF FROM THE COUNTY ASSEMBLIES OF MAKUENI AND NYANDARUA**

The Deputy Speaker conveyed the following Communication from the Chair:-

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, of visiting Members and staff from the County Assemblies of Makueni and Nyandarua.

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

They are:

- |    |                          |   |   |
|----|--------------------------|---|---|
| 1. | Hon. Jonathan M. Kimongo | - | Majority Whip, Makueni County Assembly      |
| 2. | Hon. Joseph K. Kivinda   | - | Minority Whip, Majueni County Assembly      |
| 3. | Ms. Judy N. Kinyua       | - | Hansard Reporter, Nyandarua County Assembly |

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

I thank you.”

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**4. PETITION**

Pursuant to Standing Order 230 (2) (b), the Deputy Speaker reported to the Senate a petition by the Member of Parliament for Kisumu East Constituency, Hon. Shakeel Shabbir Ahmed, concerning the environmental degradation and irregular dumping at the landfill in Kajulu in Kisumu East Constituency.

Pursuant to Standing Order 231, the Deputy Speaker invited Senators to comment on the Petition and, subsequently, committed it to the Standing Committee on Land, Environment and Natural Resources, pursuant to Standing Order 232(1).

**5. PAPER LAID**

The following Paper was laid on the Table of the Senate:-

Report of the Auditor General on the Financial Statements of Lamu Water and Sewerage Company Limited for the Year ended 30 June 2017.

*(The Senate Majority Whip)*

**6. STATEMENT****a) Statements pursuant to Standing Order No. 51 (1) (b)**

- a) The Vice- Chairperson of the Standing Committee on Roads and Transportation Devolution and Intergovernmental Relations (Sen. Hargura Godana) issued a Statement relating to the activities of the Committee during the previous three months;
- b) The Chairperson of the Standing Committee on County Public Accounts and Investments (Sen. Moses Kajwang') issued a Statement relating to the activities of the Committee during the previous three months; and
- c) The Vice- Chairperson of the Standing Committee on Delegated Legislation (Sen. Haji Farhiya) issued a Statement relating to the activities of the Committee during the previous three months.

**7. MOTION – ELECTION OF A SENATOR TO PRESIDE AT SITTINGS OF THE SENATE**

Motion made and Question proposed;

THAT, Pursuant to Article 107 (1) (c) of the Constitution and Senate Standing Order 15, the Senate elects Senator Halake Abshiro Soka to preside at the Sittings of the Senate on Tuesday, 4<sup>th</sup> December, 2018 to Thursday, 6<sup>th</sup> December, 2018 in the absence of the Speaker, Deputy Speaker and Members of the Speaker's Panel.

*(Senate Majority Whip)*

Debate arising;

And there being no other Senator wishing to contribute;

Before the Question was put, the Deputy Speaker ruled, pursuant to Standing Order 79 (1), that the Motion did not affect counties.

Question put and agreed to.

**RESOLVED ACCORDINGLY**

THAT, pursuant to Article 107 (1) (c) of the Constitution and Senate Standing Order 15, the Senate elects Senator Halake Abshiro Soka to preside at the Sittings of the Senate on Tuesday, 4<sup>th</sup> December, 2018 to Thursday, 6<sup>th</sup> December, 2018 in the absence of the Speaker, Deputy Speaker and Members of the Speaker's Panel.

8. **THE TREATY MAKING AND RATIFICATION (AMENDMENT) BILL (SENATE BILLS NO. 23 OF 2018)**

(Sen. Fatuma Dullo, MP)

*(Second Reading)*

***(Resumption of debate interrupted on Tuesday, 27<sup>th</sup> November, 2018)***

***(Division)***

Order deferred.

9. **THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILLS NO. 24 OF 2018)**

(Chairperson, Sessional Committee on Delegated Legislation)

*(Second Reading)*

***(Resumption of debate interrupted on Wednesday, 28<sup>th</sup> November, 2018)***

***(Division)***

Order Deferred

10. **THE COUNTY LAW COMPLIANCE AND ENFORCEMENT BILL (SENATE BILLS NO. 25 OF 2018)**

(Sen. George Khaniri, MP)

*(Second Reading)*

***(Resumption of debate interrupted on Wednesday, 28<sup>th</sup> November, 2018)***

***(Division)***

Order deferred.

11. **THE COUNTY EARLY CHILDHOOD EDUCATION BILL (SENATE BILLS NO. 26 OF 2018)**

(Chairperson, Standing Committee on Education)

*(Second Reading)*

***(Resumption of debate interrupted on Thursday, 29<sup>th</sup> November, 2018)***

***(Division)***

Order deferred.

12. **COMMITTEE OF THE WHOLE**  
**THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILLS NO. 13 OF 2018)**

(Sen. Aaron Cheruiyot, MP)

*(Resumption of debate interrupted on Wednesday, 21<sup>st</sup> November, 2018)*  
*(Division)*

Order deferred.

13. **COMMITTEE OF THE WHOLE**  
**THE URBAN AREAS AND CITIES (AMENDMENT) BILL (SENATE BILLS NO. OF 2017)**

(The Senate Majority Leader)

*(Consideration of the National Assembly Amendments)*

Order deferred.

14. **THE COUNTY GOVERNMENTS RETIREMENT BILL (NATIONAL ASSEMBLY BILLS NO. 10 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, the County Governments Retirement Bill (National Assembly Bills No. 10 of 2018) be now read a Second Time.

(Senate Majority Leader – 29.11.2018)

Debate interrupted on 29.11.2018 resumed;

And the time being thirty minutes past Six O'clock, the Temporary Speaker (Sen. Halake Abshiro, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

15. **SENATE ROSE** – at thirty minutes past Six O'clock.

**M E M O R A N D U M**

*The Speaker will take the Chair on*  
*Wednesday, December 05, 2018 at 2.30 p.m.*

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