



REPUBLIC OF KENYA  
TWELFTH PARLIAMENT – (THIRD SESSION)  
THE SENATE  
**ORDER PAPER**  
TUESDAY, NOVEMBER 12, 2019 AT 2.30 P.M.

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions (as listed in the Appendix)
5. Papers
6. Notices of Motion
7. Statements (as listed in the Appendix)
8. **MOTION - EXTENSION OF TIME FOR THE AD-HOC COMMITTEE TO INVESTIGATE THE MANAGED MEDICAL EQUIPMENT SERVICE**  
(Chairperson, Ad Hoc Committee to investigate the Managed Medical Equipment Service)

**THAT, AWARE** that the Senate resolved to establish a select Committee comprising nine (9) Senators to investigate and establish the facts surrounding the leasing of the Medical Equipment, in the now 119 beneficiary hospitals country wide;

**APPRECIATING**, that the mandate of the Select Committee lapsed on **Friday, 8<sup>th</sup> November, 2019**;

**REGRETING**, that due to heavy workload and sheer magnitude of the assignment, the Committee is yet to table its report in the House and requires more time to conduct a further and thorough inquiry into the subject matter of its mandate;

**NOW THEREFORE**, the Senate resolves to renew the mandate of the committee by a further period of forty-five (45) days to enable it conclude its work and table its report in the House.

9. **\*THE CARE AND PROTECTION OF CHILD PARENTS BILL (SENATE BILLS NO. 11 OF 2019)**  
(Sen. Beatrice Kwamboka, MP)

*(Second Reading)*

*(Resumption of debate interrupted on Wednesday, 6<sup>th</sup> November, 2019)*

...../Bill

10. **\*THE REGISTRATION OF PERSONS (AMENDMENT) BILL (SENATE BILLS NO. 14 OF 2019)**

(Sen. (Dr.) Isaac Mwaura, MP)

*(Second Reading)*

***(Resumption of debate interrupted on Thursday, 7<sup>th</sup> November, 2019)***

11. **\*THE KENYAN SIGN LANGUAGE BILL (SENATE BILLS NO. 15 OF 2019)**

(Sen. (Dr.) Getrude Musuruve, MP and Sen. (Prof.) Margaret Kamar, MP)

*(Second Reading)*

12. **\*THE ALTERNATIVE DISPUTE RESOLUTION BILL (SENATE BILLS NO. 19 OF 2019)**

(Sen. (Arch.) Sylvia Kasanga, MP)

*(Second Reading)*

13. **MOTION - FREE ADMINISTRATION OF THE SNAKE BITES ANTI-VENOM IN PUBLIC HEALTH FACILITIES**

(Sen. Beatrice Kwamboka, MP)

**THAT, AWARE THAT,** there is an abundance of snakes in various parts of the country namely; Kitui, Baringo, Wajir, Kajiado, Embu and Tana River Counties among others, which poses a high mortality rate of snake bites across these counties;

**FURTHER AWARE THAT,** all patients bitten by snakes should be assessed by medically-trained staff to determine the species responsible, the amount of venom injected and the variable time course for development of signs, requiring that patients be kept under observation for at least 24 hours;

**CONCERNED THAT,** these incidences of snake bites are a neglected emergency in Kenya owing to the low awareness of snake bites as a public health problem in the country resulting to victims being maimed and even losing lives;

**FURTHER CONCERNED THAT,** poor infrastructure and poverty contribute to delays in seeking and receiving treatment for snake bites including the high cost of acquiring and storing the anti-venom;

**RECOGNIZING THAT,** it is essential for snakebite victims to get supportive care followed by the administration of the anti-venom as soon as possible following a snake bite;

**NOTING THAT,** Article 43 (1) (a) of the Constitution provides that every person has the right to the highest attainable standard of health;

**NOW THEREFORE,** the Senate urges the Ministry of Health in collaboration with the County governments to establish programs to sensitize people on the management of snake bites and to ensure timely supply and free administration of the anti-venom in public health facilities, concentrating on sub county health facilities in the affected counties, and further ensure that these facilities are equipped with the necessary infrastructure for the storage of the anti-venom.

...../Motion

14. **MOTION - EXERCISE BY THE DEPUTY COUNTY GOVERNORS OF THE POWERS AND FUNCTIONS VESTED IN THE OFFICE OF THE COUNTY GOVERNOR IN THE ABSENCE OF THE SUBSTANTIVE HOLDER OF THE OFFICE**

(Sen. Ledama Olekina, MP)

**THAT, COGNIZANT THAT**, Article 179(4) of the Constitution designates the County Governor and the Deputy County Governor as the chief executive and deputy chief executive of the County, respectively;

**FURTHER COGNIZANT THAT**, pursuant to Article 180(6) of the Constitution, a County Governor and Deputy County Governor are elected on a joint ticket, with Article 179(5) providing that, whenever the County Governor is absent, the Deputy County Governor shall act as the County Governor;

**AWARE THAT**, in several Counties, Deputy County Governors have had to serve as County Governors due to the absence of the substantive County Governors, arising from ill health, incapacity or orders emanating from the Courts barring the substantive Governor from accessing office;

**ACKNOWLEDGING THAT**, section 32(4) of the County Governments Act places limitations on the exercise, by the Deputy County Governor while acting as Governor, of the powers to nominate, appoint or dismiss that are assigned to the Governor under the Constitution or other written law;

**NOTING THAT**, other than the said limitations under section 32(4) of the County Governments Act, no other restraints are placed in law on the exercise, by the Deputy County Governor, of the powers and functions of the Governor whenever the Governor is absent;

**AWARE THAT**, in exercising the powers and functions of County Governor pursuant to Article 179(5) of the Constitution, Deputy County Governors face a myriad of legal, operational and administrative challenges, which hinder the effective functioning of county governments and the efficient delivery of services to the public;

**NOW THEREFORE**, the Senate recommends that the National Treasury, the Controller of Budget, the Auditor General, and the respective County Assemblies and County Executive Committee Members, to work directly with the Deputy County Governor, while exercising the functions of County Governor, in order to facilitate the effective functioning of county governments and the efficient delivery of services to the public.

15. **MOTION –REPORTS OF THE PARLIAMENT OF KENYA DELEGATION TO THE GLOBAL SUMMIT ON OPEN GOVERNANCE PARTNERSHIP**

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

**THAT**, this House notes the Reports of the Parliament of Kenya Delegation on the Global Open Governance Partnership Summits held in Tbilisi, Georgia, from 17<sup>th</sup> to 19<sup>th</sup> July, 2018, laid on the Table of the House on Wednesday, 20<sup>th</sup> February, 2019, and in Ottawa, Canada, from 29<sup>th</sup> to 30<sup>th</sup> May, 2019, laid on the Table of the House on Thursday, 11<sup>th</sup> July, 2019.

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...../Notice

**NOTICE**

The Senate resolved on 13<sup>th</sup> February, 2019 as follows:-

**THAT**, pursuant to Standing Order 106 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

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

**KEY**

**\*\*\*\*** - Denotes a Majority /Minority Party Bill

**\*\*\*** - Denotes a National Assembly Bill

**\*\*** - Denotes a Committee Bill

**\*** - Denotes any other Bill

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**APPENDIX**

**1. PETITION**

Petition to the Senate concerning delayed opening of Njiru Secondary School in Nairobi.

*(Sen. Millicent Omanga, MP)*

**2. STATEMENTS**

**(i) Pursuant to Standing Order 47(1)**

Nominated Senator (Sen. Abshiro Halake, MP) to make a statement on electoral violence in the by-election campaigns.

**(ii) Pursuant to Standing Order 48(1)**

a) The Senator for Wajir County (Sen. (Dr.) Abdullahi Ali, MP) to seek a statement from the Standing Committee on Finance and Budget on the status of pending bills in the Counties.

b) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a statement from the Standing Committee on Roads and Transportation on the recent incidents in the operations of Silverstone Air in Kenya.

c) Nominated Senator (Sen. (Dr.) Getrude Musuruve, MP) to seek a statement from the Standing Committee on Labour and Social Welfare on the dismissal of workers at the Mumias Sugar company.

d) Seneta wa Kaunti ya Mombasa (Sen. Mohamed Faki, MP) kuomba taarifa kutoka kwa Kamati ya Leba na Huduma za Jamii kuhusu maandalizi ya uchaguzi wa Shirikisho la Kandanda nchini (FKF).

**(iii) Pursuant to Standing Order 51(1)(b)**

a) The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries to issue a statement relating to the activities of the Committee;

b) The Chairperson, Standing Committee on Devolution and Intergovernmental Affairs to issue a statement relating to the activities of the Committee; and

c) The Chairperson, Standing Committee on Education to issue a statement relating to the activities of the Committee.

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