



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, NOVEMBER 05, 2019 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 conveyed the following Communications from the Chair: -

(i) **The 2019 Senate - Kenya Private Sector Alliance (KEPSA) Round Table Conference**

“Honourable Senators,

As you are aware, the Kenya Private Sector Alliance (KEPSA) is the apex body of the private sector in Kenya. KEPSA brings together the business community under a single umbrella body to engage and influence public policy for an enabling business environment. Over the last few years, the Senate and KEPSA have held a Round Table Conference, on an annual basis, with a view to enhancing greater private sector engagement and participation in Kenya’s governance structure and economic management.

You will recall that last year, the two organizations hosted the Senate – KEPSA Round Table, 2018, that was held from 22<sup>nd</sup> to 24<sup>th</sup> November, 2018, under the theme “*Re-Imagining Kenya’s Political Economy*”. Deliberations at this event placed emphasis on increased partnership between the Senate and the private sector in the “Big Four Agenda” i.e., healthcare, housing, manufacturing and agriculture.

Honourable Senators,

As a follow up to the conference held in 2018, the Senate – KEPSA Round Table Conference, 2019, is scheduled to be held from 7<sup>th</sup> to 9<sup>th</sup> November, 2019. The theme for the event is “*Boosting Business Competitiveness for Growth & Job Creation: The Roles of the Senate and the Private Sector.*” Discussion will focus on interventions that impact on the county’s business environment and competitiveness, trade investments and value chain development.

Additionally, the event will also assess implementation of the “Big Four Agenda”, take stock of the resolutions arrived at during the 2018 conference and devise strategies that unlock the potential of the Big Four Agenda and for devolution.

Honourable Senators,

I wish to extend an invitation to all Honourable Senators to this important forum with the private sector. The venue will be the Great Rift Valley Lodge, Naivasha, Nakuru County.

Further details on the event will be given through the Office of the Clerk.

I thank you”.

(ii) **Visiting Students and Teachers from Little Sisters of St. Francis of Assisi School, Nakuru County**

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting students and teachers Little Sisters of St. Francis of Assisi School, Nakuru County.

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.”

4. **PAPERS**

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

- (i) Joint Report of the Sessional Committee on Delegated Legislation and the Standing Committee on Finance and Budget on the consideration of the Public Finance Management (National Government) (Amendment) Regulations, 2019 (Legal Notice 155 of 26<sup>th</sup> September, 2019).

*(Chairperson, Sessional Committee on Delegated Legislation)*

- (ii) The 2019 Budget Review and Outlook Paper for the Financial Year 2020/21 and Medium-Term Budget.
- (iii) Report of the Auditor-General on the Financial Statements of Turkana County Emergency Fund for the Year ended 30<sup>th</sup> June 2018.
- (iv) Report of the Auditor-General on the Financial Statements of Siaya County Assembly Car Loan and Mortgage Fund for the Year ended 30<sup>th</sup> June 2018.
- (v) Report of the Auditor-General on the Financial Statements of Nandi County Assembly Scheme Fund Car Loans and Mortgage.

*(The Senate Majority Leader)*

- (vi) Report of the Standing Committee on National Cohesion, Equal Opportunity and Regional Integration on the visit to the East African Community Organs and Institutions from 18<sup>th</sup> to 30<sup>th</sup> August, 2019.

*(Sen. (Dr.) Christopher Langat on behalf of the Chairperson, Standing Committee on National Cohesion, Equal Opportunity and Regional Integration)*

5. **NOTICE OF MOTION** - (Chairperson, Sessional Committee on Delegated Legislation)

THAT, this House adopts the Joint Report of the Sessional Committee on Delegated Legislation and the Standing Committee on Finance and Budget on the consideration of the Public Finance Management (National Government)(Amendment) Regulations, 2019, laid on the Table of the Senate on Wednesday, October 16, 2019, and pursuant to the provisions of Article 211(1)(a) of the Constitution of Kenya, Section 205(4) of the Public Finance Management Act and Section 18 of the Statutory Instruments Act, approves the amendments to the Public Finance Management (National Government) Regulations, 2015 (Principal Regulations) as effected through Legal Notice No. 155 of 26<sup>th</sup> September, 2019.

6. **STATEMENTS PURSUANT TO STANDING ORDER 48(1)**

- (i) The Senator for Nandi County (Sen. Samson Cherarkey, MP) sought a statement from the Standing Committee on Roads and Transportation on re-introduction of new speed governors for public transport vehicles.
- (ii) Nominated Senator (Sen. Millicent Omanga, MP) sought a Statement from the Standing Committee on Devolution and Inter-Governmental Relations regarding the state of affairs at the Nairobi County Assembly.
- (iii) The Senator for Makueni County (Sen. Mutula Kilonzo Junior, MP) sought a Statement from the Standing Committee on Labour and Social Welfare regarding sports activities funded by the Sports Fund.

7. **PROCEDURAL MOTION – EXTENSION OF SITTING TIME OF THE SENATE PURSUANT TO STANDING ORDER 31(3)(a)**

Motion made and Question proposed;

THAT, pursuant to Standing Order 31(3)(a), the Senate resolves to extend its sitting time until the conclusion of debate on the Motion appearing under Order Number 8 in today's Order Paper.

*(The Senate Majority Leader)*

There being no Senator wishing to contribute;

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

Question put and agreed to.

8. **MOTION – APPROVAL OF REVISED DEBT CEILING FOR THE NATIONAL GOVERNMENT**

Order read;

Motion made and Question proposed-

THAT, this House adopts the Joint Report of the Sessional Committee on Delegated Legislation and the Standing Committee on Finance and Budget on the consideration of the Public Finance Management (National Government)(Amendment) Regulations, 2019, laid on the Table of the Senate on Wednesday, October 16, 2019, and pursuant to the provisions of Article 211(1)(a) of the Constitution of Kenya, Section 205(4) of the Public Finance Management Act and Section 18 of the Statutory Instruments Act, approves the amendments to the Public Finance Management (National Government) Regulations, 2015 (Principal Regulations) as effected through Legal Notice No. 155 of 26<sup>th</sup> September, 2019.

*(Chairperson, Sessional Committee on Delegated Legislation)*

Debate arising;

And there being no other Senator wishing to contribute;

Mover replied;

Raising a point of order, the mover requested, pursuant to Standing Order 61(3), for the deferment of the putting of the Question to a later date;

And the Deputy Speaker, acceding to the request, nominated Wednesday 6<sup>th</sup> November, 2019 as the day when the Question shall be put.

And the time being Seven Minutes past Seven O'clock, the Deputy Speaker adjourned the Senate without Question put, pursuant to the Standing Orders.

9. **SENATE ROSE** – at Seven Minutes past Seven O'clock.

**MEMORANDUM**

*The Speaker will take the Chair on  
Wednesday, November 06, 2019 at 2.30 p.m.*

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