



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, NOVEMBER 26, 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 Deputy Speaker.
3. **PAPERS**

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

Report of the Standing Committee on National Security, Defence and Foreign Relations on its consideration of the Registration of Persons (Amendment) Bill, (Senate Bills No. 14 of 2018).

*(Sen. Fatuma Dullo on behalf of the Chairperson, Standing Committee on National Security, Defence and Foreign Relations)*

4. **WITHDRAWAL OF PAPER LAID**

The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights (Sen. Samson Cherarkey, MP) sought leave of the House for the withdrawal of the Report of the Standing Committee on the Constitution of Kenya (Amendment) Bill (Senate Bills No. 16 of 2019), that was laid in the Senate on Thursday, 21<sup>st</sup> November, 2019 to allow for further consultations on the Bill.

And the Speaker acceding to the request, granted leave for the withdrawal of the Report.

5. **NOTICE OF MOTION** - (Chairperson, Standing Committee on Roads and Transportation)

THAT, the Senate adopts the Report of the Standing Committee on Roads and Transportation on its inquiry into projects undertaken by the Kenya Maritime Authority, Kenya Ferry Services and the National Social Security Fund, laid on the Table of the Senate on Thursday, 21<sup>st</sup> November, 2019.

6. **NOTICE OF MOTION - ADJOURNMENT OF THE SENATE PURSUANT TO THE PROVISIONS OF STANDING ORDER 34 (1) TO DISCUSS A DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE**

Raising a point of order, the Senator for Bomet County (Sen. (Dr.) Christopher Lang'at, MP) sought leave to move a Motion for the adjournment of the Senate to discuss a definite matter of urgent national importance, namely the disaster in West Pokot County occasioned by a landslide that claimed over fifty (50) persons following days of heavy rains in the County.

And there being the requisite number of Senators rising in support of the claim;

Thereupon, the Deputy Speaker directed that the Motion be moved at 5.00pm on the same day.

7. **STATEMENTS**

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

The Nominated Senator (Sen. (Arch.) Sylvia Kasanga, MP) made a Statement on behalf of Nominated Senator (Sen. (Dr.) Getrude Musuruve, MP) regarding the appointment of Sen. (Prof.) Margaret Kamar, MP as a Trustee of the National Fund for the Disabled of Kenya.

The Senator informed the House that via Gazette Notice No. 10746 of 4<sup>th</sup> November, 2019, the President appointed Sen. (Prof.) Kamar, Ms. Cecilia Mbaka and Ms. Anne Mugambi as a Trustees of the Fund National Fund for the Disabled of Kenya.

The Senator further informed the House that through scholarly and legislative deliberations in the Standing Committee on Education, Sen. (Prof.) Kamar had assisted her in the completion of resource documents for persons living with disability (PWDs) that were approved by the Kenya Institute for Curriculum Development. These include -

- i. Signing Made Easy, Learners Book 1
- ii. Signing Made Easy, Teachers Guide
- iii. An Anthology, I speak for the Deaf and Hard of Hearing

The Senator expressed her confidence in Sen. (Prof.) Kamar to work with her and other colleagues in identifying genuine PWDs across the 47 counties and ensuring that there was fair and impartial financial support for all PWD groups.

The Senator congratulated Sen. (Prof.) Kamar, on her appointment and indicated that it was her hope and belief that Sen. (Prof.) Kamar's appointment was a triumph for PWDs in Kenya.

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

The Chairperson, Sessional Committee on County Public Accounts and Investments issued a Statement relating to the activities of the Committee for the period 1<sup>st</sup> July, 2019 to 30<sup>th</sup> September, 2019.

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

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

*(Second Reading)*

***(Resumption of debate interrupted on Wednesday, 20<sup>th</sup> November, 2019)***

***(Mover to Reply)***

Order deferred.

9. **MOTION – ADOPTION OF REPORT OF SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON ACCOUNTS OF COUNTY EXECUTIVES FOR FINANCIAL YEAR 2014/2015**

**THAT**, the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on the Inquiry into the Financial Operations of Baringo, Busia, Elgeyo Marakwet, Embu, Kajiado, Kericho, Kilifi, Kirinyaga, Kisii, Kwale, Lamu, Makueni, Marsabit, Meru, Nakuru, Narok, Nyamira, Uasin Gishu, Vihiga and West Pokot County Executives for Financial year 2014/2015 (1<sup>st</sup> July, 2014 to 30<sup>th</sup> June, 2015), laid on the Table of the Senate on Wednesday, 9<sup>th</sup> October, 2019.

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

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

***(Division)***

Order deferred

10. **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, 13<sup>th</sup> November, 2019)***

***(Division)***

Order deferred

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

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

*(Second Reading)*

***(Resumption of debate interrupted on Tuesday, 19<sup>th</sup> November, 2019)***

***(Division)***

Order deferred

12. **COMMITTEE OF THE WHOLE THE ELECTION LAWS (AMENDMENT) BILL (SENATE BILLS NO. 33 OF 2018)**

(Sen. Ledama Olekina, MP)

Order deferred

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

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Kenyan Sign Language Bill (Senate Bills No. 15 of 2019) be now read a Second Time.

*(Sen. (Dr.) Getrude Musuruwe, MP and Sen. (Prof.) Margaret Kamar, MP- 20.11.19)*

Debate interrupted on Wednesday, 20<sup>th</sup> November, 2019 resumed;

There being no other Senator wishing to contribute;

And in the absence of the Mover;

The Deputy Speaker deferred the putting of the Question to a later date Pursuant to Standing Order 61(3).

14. **THE COUNTY LICENSING (UNIFORM PROCEDURE) BILL (SENATE BILLS NO. 17 OF 2019)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the County Licensing (Uniform Procedure) Bill (Senate Bills No. 17 of 2019) be now read a Second Time.

*(Sen. Mercy Chebeni, MP- 21.11.19)*

Debate interrupted on Thursday, 21<sup>st</sup> November, 2019 resumed;

There being no other Senator wishing to contribute;

And in the absence of the Mover;

The Deputy Speaker deferred the putting of the Question to a later date Pursuant to Standing Order 61(3).

15. **THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (NO. 2) BILL (NATIONAL ASSEMBLY BILLS NO. 13 OF 2018)**

(The Senate Majority Leader)

Order for Second Reading read;

Order deferred

16. **THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) (NO. 3) BILL (NATIONAL ASSEMBLY BILLS NO. 35 OF 2019)**

(The Senate Majority Leader)

Order for Second Reading read;

Order deferred

17. **THE ELECTION (AMENDMENT) BILL (SENATE BILLS NO. 18 OF 2019)**

(Sen. (Eng.) Ephraim Maina, MP)

Order for Second Reading read;

Order deferred

18. **MOTION - ADOPTION OF THE REPORT OF SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON ACCOUNTS OF VARIOUS COUNTY EXECUTIVES FOR FINANCIAL YEAR 2013/2014**

Order read;

Motion made and Question proposed-

THAT, the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on the inquiry into the Financial Operations of Kiambu, Busia, Kwale, Tana River, Trans Nzoia, Nyandarua, Migori, Kisumu, Samburu, Kericho, Bomet, Bungoma, Garissa, Isiolo, Kitui, Lamu, Makueni, Mandera, Marsabit, Meru, Mombasa, Nyamira, Taita Taveta, Uasin Gishu, Vihiga and Wajir County Executives for the Financial Year 2013/2014 (1st July, 2013-30th June, 2014), laid on the Table of the Senate on Thursday, 21st November, 2019.

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

Debate arising;

And there being no other Senator wishing to contribute;

Mover replied;

Raising a point of order the Mover requested that the putting of the question be deferred to a later date pursuant to Standing Order 61(3).

And the Deputy Speaker acceding to the request deferred putting of the Question to a later date.

19. **MOTION - ADJOURNMENT OF THE SENATE PURSUANT TO STANDING ORDER 34 (1) TO DISCUSS A DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE RELATING TO LANDSLIDE DISASTER IN WEST POKOT COUNTY**

Motion made and Question proposed-

THAT, the Senate do now adjourn to discuss a definite matter of urgent national importance, namely the disaster in West Pokot County occasioned by a landslide that claimed over fifty (50) persons following days of heavy rains in the County.

*(Sen. (Dr.) Christopher Langat, MP)*

Debate arising;

There being no other Senator wishing to contribute;

The Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) adjourned the Senate at twenty five minutes past Six O'clock without Question put, pursuant to the Standing Orders.

20. SENATE ROSE - at twenty-five minutes past Six O'clock.

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

*The Speaker will take the Chair on  
Wednesday, November 27, 2017 at 2:30 p.m.*

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