



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – (FIFTH SESSION)
THE SENATE
VOTES AND PROCEEDINGS
WEDNESDAY, NOVEMBER 17, 2021 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. **COMMUNICATION FROM THE CHAIR ON VISITING MEMBERS OF THE SECRETARIAT FROM THE NATIONAL ASSEMBLY OF GAMBIA.**

The Speaker conveyed the following Communication from the Chair

“Honorable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, visiting members of the Secretariat from the National Assembly of Gambia.

The delegation is undertaking a one (1) week’s study visit on preparation of Parliament’s budget, development of budgets of Parliamentary Committees, engagement mechanism between Parliament and the National Treasury, regulations governing the Parliamentary Service, accountability mechanisms for the service and facilities accorded to Parliamentarians.

The delegation comprises the following:-

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| 1. Mr. Momodou A. Sise | - Clerk of the National Assembly |
| 2. Mr. Daniel Cardos | - Deputy Clerk, Legislative Business |
| 3. Mrs. Isatou Kassama | - Director, Research and Library |
| 4. Mr. Gibairu Janneh | - Director, Communications |
| 5. Mr. Alhagie Dumbuya | - Director, Hansard |

Honorable Senators,

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!”

4. **PETITIONS**

- i) Pursuant to Standing Order 232(2), the Chairperson, Standing Committee on Devolution and Intergovernmental Relations tabled before the Senate the Report of the Standing Committee on Devolution and Intergovernmental Relations on a Petition to the Senate by Mr. Nashon Ogana, concerning the boundary question between Kisumu, Siaya and Vihiga Counties around Maseno area.

Pursuant to Standing Order 232, the Speaker invited Senators to comment on the Petition.

- ii) Pursuant to Standing Order 230 (2) (a), the Senator for Embu (Sen. Njeru Ndwiga, MP) presented a Petition by Bishop Paul Kariuki Njiru and Sister Alice Wambui, concerning illegal alienation of a Parcel of Land in Embu Municipality No. 375 (Leasehold), by the Child Welfare Society of Kenya.

Pursuant to Standing Order 231, the 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. **PAPERS**

The following Papers was laid on the Table of the Senate –

- i) Report of the Standing Committee on Labour and Social Welfare on the Heritage and Museums Bill (Senate Bills No. 22 of 2021)

(The Chairperson, Standing Committee on Labour and Social Welfare)

- ii) Report of the Standing Committee on Devolution and Intergovernmental Relations on a Petition to the Senate by Mr. Nashon Ogana, concerning the boundary question between Kisumu, Siaya and Vihiga Counties around Maseno area.

(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations)

6. **STATEMENTS PURSUANT TO STANDING ORDER 51(1)(b)**

- i) The Chairperson, Standing Committee on Education issued a Statement relating to the activities of the Committee for the period 1st July to 12th November, 2021.
- ii) The Chairperson, Standing Committee on Energy issued a Statement relating to the activities of the Committee for the period 1st July to 7th November, 2021.

7. **THE HERITAGE AND MUSEUMS BILL (SENATE BILLS NO. 22 OF 2021)**
(Sen. (Dr.) Alice Milgo, MP)

Order for Second Reading read;

(Resumption of debate interrupted on Tuesday, 2nd November, 2021)
(Division)

Order deferred.

8. **THE COUNTY OVERSIGHT AND ACCOUNTABILITY BILL (SENATE BILLS NO. 17 OF 2021)**
(Sen. Ledama Olekina, MP)

Order for Second Reading read;

(Resumption of debate interrupted on Tuesday, 2nd November, 2021)
(Division)

Order deferred.

9. **THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL, (SENATE BILLS NO. 37 OF 2021)**
(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations)

Order for Second Reading read;

(Resumption of debate interrupted on Thursday, 4th November, 2021)
(Division)

Order deferred.

10. **THE COUNTY GOVERNMENTS (AMENDMENT) BILL, (SENATE BILLS NO. 38 OF 2021)**
(Sen. Moses Kajwang', MP)

Order for Second Reading read;

(Resumption of debate interrupted on Tuesday, 16th November, 2021)
(Division)

Order deferred.

11. **MOTION – ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON INQUIRY INTO ALLEGATIONS OF IRREGULARITIES BY THE KENYA MEDICAL SUPPLIES AUTHORITY IN PROCUREMENT OF PHARMACEUTICAL EQUIPMENT**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Health on inquiry into allegations regarding irregularities in the procurement of various pharmaceutical equipment and products by the Kenya Medical Supplies Authority (KEMSA), laid on the Table of the Senate on Tuesday, 30th March, 2021.

(The Chairperson, Standing Committee on Health)

Debate arising;

And there being no other Senator wishing to contribute;

The Mover replied;

Before the Question was put and pursuant to Standing Order 79 (1), the Temporary Speaker (Sen. John Kinyua Nderitu, MP) ruled that the Motion does not affect counties.

Question put and agreed to.

RESOLVED ACCORDINGLY

THAT, the Senate adopts the Report of the Standing Committee on Health on inquiry into allegations regarding irregularities in the procurement of various pharmaceutical equipment and products by the Kenya Medical Supplies Authority (KEMSA), laid on the Table of the Senate on Tuesday, 30th March, 2021.

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

12. **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
Thursday, November 18, 2021 at 2.30 p.m.*

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