



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FIFTH SESSION)

SPECIAL SITTING

VOTES AND PROCEEDINGS

WEDNESDAY, JANUARY 26, 2022 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. **THE POLITICAL PARTIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 56 OF 2021)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Political Parties (Amendment) Bill (National Assembly Bills No. 56 of 2021) be now read a Second Time.

(The Senate Majority Leader)

Debate arising;

Rising in his place on a point of order pursuant to Standing Order 104 (1), the Deputy Senate Minority Leader (Sen. Stewart Madzayo, MP) claimed to move-

"THAT, the Mover be now called upon to reply ";

And the Speaker acceding to the claim;

Before the Question was put and pursuant to Standing Order 79, the Speaker ruled that the Question did not affect Counties.

Question put and agreed to.

Thereupon, the Mover replied;

The House proceeded to a Division;

The Speaker directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division Bell be rung for five minutes;

The Speaker directed that the Division Bell be rung for five minutes;

Upon the expiry of the five minutes, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Beatrice, Kwamboka, MP – AYES
2. Sen. Cherarkey, Samson, MP – NOES

The Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:-

AYES: 29

NOES: 7

ABSTENTIONS: 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohammed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang, Moses Otieno - voted virtually
7. Sen. Kamar, Margaret Jepkoech- voted virtually
8. Sen. Khaniri, George - voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina- voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitio, Michael Maling'a- voted virtually
14. Sen. Mbogo, George Ochilo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett- voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru- voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo

24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos
29. Sen. Wambua, Enoch Kiio

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Cheruiyot, Aaron Kipkirui
3. Sen. Linturi, Franklin Mithika- voted virtually
4. Sen. Mahamud, Mohamed Maalim
5. Sen. Murkomen, Onesimus Kipchumba
6. Sen. Nderitu, John Kinyua
7. Sen. Wario, Golich Juma

Question agreed to.

Bill read a Second Time and committed to the Committee of the Whole today.

4. **COMMITTEE OF THE WHOLE**
(By the Leave of the House)

Order for Committee read;

IN THE COMMITTEE

The Acting Chairperson of Committees (Sen. Rose Nyamunga, MP) – in
the Chair

**The Political Parties (Amendment) Bill (National Assembly Bills No. 56
of 2021)**

Clauses 3 - 6

Motion made and Question proposed;

THAT, Clauses 3 - 6 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee

sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson (Sen. Rose Nyamunga, MP) put the Question and directed the Clerk to call out the names of Senators in alphabetical order; The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clauses 3 – 6 - agreed to

Clause 7

Motion made and Question proposed;

THAT, Clause 7 be part of the Bill;

Debate arising;

amendment proposed

THAT, clause 7 of the Bill be amended in paragraph (b) by deleting the new proposed subsection (6).

(Sen. Enoch Wambua, MP)

Proposed amendment withdrawn by Sen. Ledama Olekina, MP on behalf of the Mover.

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

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NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 7 - agreed to

Clause 8

Motion made and Question proposed;

THAT, Clause 8 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

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ABSTENTIONS – 0

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9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
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28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 8 - agreed to

Clause 9

Motion made and Question proposed;

THAT, clause 9 be part of the Bill

Debate arising;

amendment proposed

THAT the Bill be amended by deleting clause 9.

(Sen. Samson Cherarkey, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP- AYES
2. Sen. Naomi, Shiyonga, MP – NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

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AYES

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4. Sen. Nderitu, John Kinyua

NOES

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2. Sen. Ali, Abdullahi Ibrahim
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10. Sen. Kimani, Wamatangi Paul
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24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 9

- proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

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ABSTENTIONS - 0

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26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 9 - agreed to

Clause 10

Motion made and Question proposed;

THAT, Clause 10 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS – 0

AYES

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6. Sen. Kajwang', Moses Otieno – voted virtually

7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
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23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 10 - agreed to

Clause 11

Motion made and Question proposed;

THAT, clause 11 be part of the Bill;

Debate arising;

amendment proposed

THAT clause 11 of the Bill be amended-

(a) in the proposed new section 14A-

- (i) by deleting subsection (4) and substituting therefor the following new subsection-

(4) Upon notification under subsection (3), the Registrar shall where the Registrar is satisfied that the political party has complied with the procedure under subsection (2), notify the member of receipt of notification of the member's resignation from the political party.

- (ii) by inserting the following new section immediately after subsection (4)-

(4A) The Registrar shall upon issuing the notification to the member under subsection (4), publish, by notice in the *Gazette*, the Registrar's intention to remove, upon the expiry of twenty one days after the publication of the notice, the member's name from the register of the political party.

- (b) in the proposed new section 14B by inserting the following new subsections immediately after subsection (2)-

(3) A political party which expels a member shall notify the Registrar in writing of the member's expulsion and request the Registrar to remove that member's name from the register of members of that political party.

(4) Upon notification under subsection (3), the Registrar shall where the Registrar is satisfied that the political party has complied with the procedure under subsection (2), notify the member of receipt of notification of the member's expulsion from the political party.

(5) The Registrar shall upon issuing the notification to the member under subsection (4), publish, by notice in the *Gazette*, the Registrar's intention to remove, upon the expiry of twenty one days after the date of publication of the notice, the member's name from the register of the political party.

(6) Where the Registrar is not satisfied that the political party has complied with the procedure under subsection (2), the Registrar shall refer the matter back to the concerned political party for reconsideration.

(Sen. Kipchumba Murkomen, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
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20. Sen. Mwinyihaji, Mohamed Faki
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22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 11 - proposed amendment negatived

Further amendment proposed

Motion made and Question proposed;

THAT, clause 11 of the Bill be amended by inserting the following new section immediately after the proposed new section 14B –

14C (1) A political party may, notwithstanding section 14A and 14B and upon deeming a member to have resigned or finding a member to have contravened any provision of the constitution of the political party and before expelling a member, take disciplinary measures including –

- (a) warning a member;
- (b) reprimanding a member;
- (c) suspending a member;
- (d) removing a member from a leadership position in a legislature; or
- (e) removing a member from the membership of committees in a legislature.

(2) A person who is deemed to have resigned or is expelled from a political party shall not lose their elective seat unless all possibility of appeal or review of the decision has been exhausted.

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

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
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25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 11 - proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS - 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul

11. Sen. Kirinyaga, Ephraim Mwangi Maina-voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 11 - agreed to

Clauses 12 – 19

Motion made and Question proposed;

THAT, Clauses 12 - 19 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clauses 12 - 19 - agreed to

Clause 20

Motion made and Question proposed;

THAT, Clause 20 be part of the Bill;

Debate arising;

amendment proposed

THAT clause 20 of the Bill be amended by deleting the word “ninety” appearing immediately after the words “therefor the word” and substituting therefor the word “thirty”.

(Sen. Samson Cherarkey, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 20 - proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS - 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 20 - agreed to

Clause 21

Motion made and Question proposed;

THAT, Clause 21 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS - 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o

16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 21 - agreed to

Clause 22

Motion made and Question proposed;

THAT, Clause 22 be part of the Bill;

Debate arising;

amendment proposed

THAT clause 22 of the Bill be amended –

- (a) by deleting paragraph (a);
- (b) in paragraph (c) by deleting the proposed new –
 - (i) paragraph (fc); and
 - (ii) paragraph (fd).

(Sen. (Dr.) Irungu Kang'ata, MP)

Proposed amendment dropped in the absence of the Mover.

Further amendment proposed

Motion made and Question proposed;

THAT clause 22 of the Bill be amended by deleting paragraph (c).

(Sen. Kipchumba Murkomen, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually

12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 22- proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28**NOES - 4****ABSTENTIONS - 0****AYES**

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually

7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling’a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong’o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 22 - agreed to

Clause 23

Motion made and Question proposed;

THAT, Clause 23 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES
- 3.

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS - 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 23 - agreed to

Clause 24

Motion made and Question proposed;

THAT, Clause 24 be part of the Bill;

Debate arising;

amendment proposed

THAT clause 24 of the Bill be amended by deleting the proposed new -

- (a) section 38A;
- (b) section 38C;
- (c) section 38E;
- (d) section 38F;
- (e) section 38G; and
- (f) section 38H.

(Sen. Kipchumba Murkomen, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that roll call division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP- AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;
The results of the Division were as follows:

AYES - 4**NOES - 28****ABSTENTIONS - 0****AYES**

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Further amendment proposed

Motion made and Question proposed;

THAT clause 24 of the Bill be amended by deleting the proposed new section 38D;

(Sen. Cherarkey Samson, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that roll call division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

- 1.Sen. Cherarkey, Samson Kiprotich
- 2.Sen. Lelegwe, Ltumbesi,
- 3.Sen. Murkomen, Onesimus Kipchumba
- 4.Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually

9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina-voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a - voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett - voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru - voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 24 - proposed amendment negatived

Further amendment proposed

Motion made and Question proposed;

THAT clause 24 of the Bill be amended in the proposed new section 38(G) by deleting subsection (3).

(Sen. Petronilla Were Lokorio, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that roll call division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP- AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 27

ABSTENTIONS - 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Madzayo, Stewart Mwachiru
12. Sen. Mbiti, Michael Maling'a – voted virtually
13. Sen. Mbogo, George Ochillo Ayacko
14. Sen. Mogeni, Erick Okong'o
15. Sen. Moi, Gideon Kipsielei Towett – voted virtually
16. Sen. Muthama, Agnes Kavindu
17. Sen. Mwangi, Paul Githiomi
18. Sen. Mwaruma, Johnes Mwashushe
19. Sen. Mwinyihaji, Mohamed Faki
20. Sen. Ndwiga, Peter Njeru – voted virtually
21. Sen. Olekina, Ledama
22. Sen. Ongeru, Samson Kegengo
23. Sen. Orengo, James
24. Sen. Outa, Frederick Otieno
25. Sen. Poghisio, Samuel Losuron
26. Sen. Sakaja, Johnson Arthur
27. Sen. Wako, Sitswila Amos

Clause 24 - proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that roll call division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and

Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 27

NOES - 4

ABSTENTIONS – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Madzayo, Stewart Mwachiru
12. Sen. Mbiti, Michael Maling'a – voted virtually
13. Sen. Mbogo, George Ochillo Ayacko
14. Sen. Mogeni, Erick Okong'o
15. Sen. Moi, Gideon Kipsielei Towett – voted virtually
16. Sen. Muthama, Agnes Kavindu
17. Sen. Mwangi, Paul Githiomi
18. Sen. Mwaruma, Johnes Mwashushe
19. Sen. Mwinyihaji, Mohamed Faki
20. Sen. Ndwiga, Peter Njeru – voted virtually
21. Sen. Olekina, Ledama
22. Sen. Ongeru, Samson Kegengo
23. Sen. Orengo, James
24. Sen. Outa, Frederick Otieno
25. Sen. Poghisio, Samuel Losuron
26. Sen. Sakaja, Johnson Arthur
27. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 24 - agreed to

Clauses 25 – 27

Motion made and Question proposed;

THAT, Clauses 25 - 27 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech

8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling’a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong’o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clauses 25 - 27 - agreed to

Clause 28

Motion made and Question proposed;

THAT, Clause 28 be part of the Bill;

Debate arising;

amendment proposed

THAT clause 28 of the Bill be amended by deleting paragraph (a).

(Sen. Kipchumba Murkomen, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that roll call division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee

sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo

24. Sen. Orengo James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 28 - proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that roll call division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang' ,Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu

18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 28 - agreed to

Clauses 29 & 30

Motion made and Question proposed;

THAT, Clauses 29 & 30 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS - 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clauses 29 & 30 - agreed to

Clause 31

Motion made and Question proposed;

THAT, Clause 31 be part of the Bill;

Debate arising;

amendment proposed

THAT clause 31 of the Bill be amended by deleting—

- (a) paragraph (b); and
- (b) paragraph (c).

(Sen. Kipchumba Murkomen, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

- 1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
- 2. Sen. Naomi, Shiyonga, MP – NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

- 1. Sen. Cherarkey, Samson Kiprotich
- 2. Sen. Lelegwe, Ltumbesi,
- 3. Sen. Murkomen, Onesimus Kipchumba
- 4. Sen. Nderitu, John Kinyua

NOES

- 1. Sen. Adan, Dullo Fatuma
- 2. Sen. Ali, Abdullahi Ibrahim

3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbito Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 31 - proposed amendment negatived

Further amendment proposed

Motion made and Question proposed;

THAT, the Bill be amended in clause 31 by inserting the following new paragraph immediately after paragraph (c) -

(d) in section 43 by deleting the words “six months” appearing immediately after the words “office at least” and substituting therefor the words “four months”.

(Sen. Petronilla Were Lokorio, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the

further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS - 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki

21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 31 - proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS - 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitio Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually

17. Sen. Muthama Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 31 - agreed to

The Title and Clause 1

Motion made and Question proposed;

THAT, the Title and Clause 1 be part of the Bill.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES
- 3.

The Acting Chairperson put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS - 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

The Title and Clause 1 - agreed to

Clause 2

Motion made and Question proposed;

THAT, Clause 2 be part of the Bill;

Debate arising;

amendment proposed

THAT, clause 2 of the Bill be amended—

- (a) in paragraph (a) by deleting sub-paragraph (b);
- (b) in paragraph (c) by deleting the definition of the term-
 - (i) “direct party nomination”; and
 - (ii) “indirect party nomination”

(Sen. Kipchumba Murkomen, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

- 1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
- 2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson (Sen. Rose Nyamunga, MP) put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 4

NOES - 28

ABSTENTIONS – 0

AYES

- 1. Sen. Cherarkey, Samson Kiprotich
- 2. Sen. Lelegwe, Ltumbesi,
- 3. Sen. Murkomen, Onesimus Kipchumba
- 4. Sen. Nderitu, John Kinyua

NOES

- 1. Sen. Adan, Dullo Fatuma
- 2. Sen. Ali, Abdullahi Ibrahim
- 3. Sen. Boy, Issa Juma

4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang’ Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling’a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong’o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

Clause 2 - proposed amendment negatived

Further amendment proposed

Motion made and Question proposed;

THAT, clause 2 of the Bill be amended -

- (a) in the proposed definition of the term “direct party nominations” by deleting the words “through its registered members” appearing immediately after the word “political party”;
- (b) in the proposed definition of the term “indirect party nomination” by deleting the words “selected from registered members of the political party and interviews” appearing immediately after the words; and
- (c) by deleting the proposed new definition of the term “statement of ideology”.

(Sen. Samson Cherarkey, MP)

Debate arising;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Cherarkey, Samson Kiprotich, MP– AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson (Sen. Rose Nyamunga, MP) put the Question and directed the Clerk to call out the names of Senators in alphabetical order;
The results of the Division were as follows:

AYES - 4

NOES - 27

ABSTENTIONS - 0

AYES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

NOES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Madzayo, Stewart Mwachiru
12. Sen. Mbitu, Michael Maling'a – voted virtually
13. Sen. Mbogo, George Ochillo Ayacko
14. Sen. Mogeni, Erick Okong'o
15. Sen. Moi, Gideon Kipsielei Towett – voted virtually
16. Sen. Muthama, Agnes Kavindu
17. Sen. Mwangi, Paul Githiomi

18. Sen. Mwaruma, Johnes Mwashushe
19. Sen. Mwinyihaji, Mohamed Faki
20. Sen. Ndwiga, Peter Njeru – voted virtually
21. Sen. Olekina, Ledama
22. Sen. Ongeru, Samson Kegengo
23. Sen. Orengo, James
24. Sen. Outa, Frederick Otieno
25. Sen. Poghisio, Samuel Losuron
26. Sen. Sakaja, Johnson Arthur
27. Sen. Wako, Sitswila Amos

Clause 2 - proposed amendment negatived

Thereupon, the Acting Chairperson (Sen. Rose Nyamunga, MP) directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines issued by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and that the Division bell be rung for five minutes;

Upon the expiry of the five minutes, the Acting Chairperson directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur, MP – AYES
2. Sen. Naomi, Shiyonga, MP - NOES

The Acting Chairperson (Sen. Rose Nyamunga, MP) put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows:

AYES - 28

NOES - 4

ABSTENTIONS – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma
4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbiti, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko

15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Clause 2 - agreed to

Motion made: -

THAT, the Committee of the Whole do report to the House, its consideration of the Political Parties (Amendment) Bill (National Assembly Bills No. 56 of 2021) and its approval thereof without amendments.

(The Senate Majority Leader)

Before the Question was put and pursuant to Standing Order 79(1), the Acting Chairperson (Sen. Rose Nyamunga, MP) ruled that the Question did not affect counties;

Question put and agreed to.

5. **HOUSE RESUMED** – the Speaker in the Chair

The Political Parties (Amendment) Bill (National Assembly Bills No. 56 of 2021)

Bill reported without amendments;

Motion made and Question proposed;

THAT, the House do agree with the Committee in the said report.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

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

Question put and agreed to;

Motion made and Question proposed;

THAT, the Political Parties (Amendment) Bill (National Assembly Bills No. 56 of 2021) be now read a Third Time.

(The Senate Majority Leader)

There being no Senator wishing to contribute;

The House proceeded to a Division;

The Speaker directed that a Roll Call Division be taken pursuant to Standing Order 83 (1), and in line with the further Guidelines by the Speaker for Senate plenary and Committee sittings during the Covid-19 pandemic situation dated 17th April, 2020, and directed that the division bell be rung for one minute;

Upon the expiry of the one minute, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Sakaja, Johnson Arthur – AYES
2. Sen. Makori, Beatrice Kwamboka – NOES

Thereupon, the Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows: -

AYES - 28

NOES - 4

ABSTENTIONS – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Boy, Issa Juma

4. Sen. Haji, Abdul Mohamed
5. Sen. Hargura, Godana – voted virtually
6. Sen. Kajwang', Moses Otieno – voted virtually
7. Sen. Kamar, Margaret Jepkoech
8. Sen. Khaniri, George – voted virtually
9. Sen. Kibiru, Charles Reubenson
10. Sen. Kimani, Wamatangi Paul
11. Sen. Kirinyaga, Ephraim Mwangi Maina–voted virtually
12. Sen. Madzayo, Stewart Mwachiru
13. Sen. Mbitu, Michael Maling'a – voted virtually
14. Sen. Mbogo, George Ochillo Ayacko
15. Sen. Mogeni, Erick Okong'o
16. Sen. Moi, Gideon Kipsielei Towett – voted virtually
17. Sen. Muthama, Agnes Kavindu
18. Sen. Mwangi, Paul Githiomi
19. Sen. Mwaruma, Johnes Mwashushe
20. Sen. Mwinyihaji, Mohamed Faki
21. Sen. Ndwiga, Peter Njeru – voted virtually
22. Sen. Olekina, Ledama
23. Sen. Ongeru, Samson Kegengo
24. Sen. Orengo, James
25. Sen. Outa, Frederick Otieno
26. Sen. Poghisio, Samuel Losuron
27. Sen. Sakaja, Johnson Arthur
28. Sen. Wako, Sitswila Amos

NOES

1. Sen. Cherarkey, Samson Kiprotich
2. Sen. Lelegwe, Ltumbesi,
3. Sen. Murkomen, Onesimus Kipchumba
4. Sen. Nderitu, John Kinyua

Question – agreed to.

Bill read a Third Time and **passed**.

6. **COMMITTEE OF THE WHOLE**

THE HERITAGE AND MUSEUMS BILL (SENATE BILLS NO. 22 OF 2021)

(Sen. (Dr.) Alice Milgo, MP)

(Resumption of debate interrupted on Tuesday, 25th January, 2022)

(Division)

Order deferred.

7. **COMMITTEE OF THE WHOLE****THE COUNTY OVERSIGHT AND ACCOUNTABILITY BILL (SENATE BILLS NO. 17 OF 2021)**

(Sen. Ledama Olekina, MP)

(Resumption of debate interrupted on Wednesday, 22nd December, 2021 – Morning Sitting)

(Division)

Order deferred.

8. **COMMITTEE OF THE WHOLE****THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILLS NO. 38 OF 2021)**

(Sen. Moses Kajwang', MP)

(Resumption of debate interrupted on Wednesday, 22nd December, 2021 – Morning Sitting)

(Division)

Order deferred.

9. **COMMITTEE OF THE WHOLE****THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL (SENATE BILLS NO. 37 OF 2021)**

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

(Resumption of debate interrupted on Wednesday, 22nd December, 2021 – Morning Sitting)

(Division)

Order deferred.

And there being no other Business in the Order Paper, the Speaker adjourned the Senate at one minute past nine O'clock without Question put, pursuant to the Standing Orders.

10. **SENATE ROSE** – at one minute past nine O'clock.**M E M O R A N D U M**

*The Speaker will take the Chair on
Thursday, January 27, 2022 at 10.00 a.m.*

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