



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (SIXTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

WEDNESDAY, MARCH 30, 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. **PAPER**

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

Report of the Standing Committee on Health on the Kenya Medical Supplies Authority (Amendment) Bill, (Senate Bills No. 53 of 2021).

(The Chairperson, Standing Committee on Health)

4. **STATEMENTS**

a) Pursuant to Standing Order 47 (1)

- i) Nominated Senator (Sen. (Dr.) Gertrude Musuruve, MP) made a statement regarding the World Water Day.

The Senator stated that the World Water Day is held on 22nd March every year and that the theme for 2022 World Water Day was "*Groundwater: making the invisible visible*". She further stated that the event raised awareness of an estimated 2 billion people who are living without access to safe water and a looming global water crisis.

The Senator expressed concern that water resources are under threat due to scarcity, pollution, water conflict and climate change. She highlighted that while fresh water is a renewable resource; the world's supply of ground water is steadily decreasing and thereby, making water scarcity a global challenge.

The Senator concluded by urging both levels of government to have sustainable mechanisms in place to ensure that water supply is efficient and sufficient in all counties.

- ii) The Senate Majority Leader (Sen. Samuel Poghisi, MP) made a statement concerning the Twelfth Ordinary Session of the Plenary Assembly of the Forum of Parliaments of the International Conference on the Great Lakes Region (FP-ICGLR).

The Majority Leader informed the Senate that the Parliament of Kenya was scheduled to host the 12th Plenary Assembly of the Forum of Parliaments of Member States of the International Conference on the Great Lakes Region (FP-ICGLR), from 2nd to 6th April, 2022. He further informed the House that of the forum's organs, the Plenary Assembly was the highest decision making body and was mandated to inter alia, approve the nomination of office bearers of the FP-ICGLR; adopt the Forum's budget; adopt the reports of Committees; adopt the recommendations and resolutions to governments and parliaments of the Member States of the ICGLR; and deliberate on all matters within the jurisdiction of the Forum. The Plenary Assembly meets on an annual basis, and the venue of the event is held on a rotational basis between the Member States.

The Senator highlighted that the themes for the 12th Ordinary Session of the Plenary Assembly is "The Role of Parliament in Conflict Resolution" and that the Forum had been crucial in spearheading discourse on security, peace, stability and development in the region; a region that had over the years, seen its share of bloody wars, famine and starvation, economic and social inequalities, religious strife and political instability.

The Senator concluded by emphasizing the role of Parliaments in addressing the aforementioned challenges, and expressed optimism that at the event, Member Parliaments would take necessary action to strengthen governance systems and processes, inter-state and regional cooperation in addressing them.

b) Pursuant to Standing Order 51 (1) (a)

The Chairperson, Standing Committee on Finance and Budget issued a statement concerning the status of the County Governments Grants Bill (Senate Bills No. 35 of 2021).

Thereupon, the Chairperson stated that following concerns raised by Senators on Thursday, 24th March, 2022, on the matter, a meeting was convened between the Leadership of the two Houses of Parliament where he and the Chairperson of the Budget and Appropriations Committee of the National Assembly were present.

The Chairperson informed the Senate that the Bill will be introduced to Parliament on an annual basis and that further, the Mediation Committee was scheduled to hold a meeting on Thursday, 31st March, 2022, to conclude on the Bill and prepare a report for tabling.

5. **THE LANDLORD AND TENANT BILL (NATIONAL ASSEMBLY BILLS NO. 3 OF 2021)**

(The Senate Majority Leader)

(Second Reading)

***(Resumption of debate interrupted on Wednesday, 23rd February, 2022-
Morning Sitting)
(Division)***

Order deferred.

6. **THE PERSONS WITH DISABILITIES (AMENDMENT) BILL (SENATE BILLS NO. 29 OF 2020)**

(Sen. Aaron Cheruiyot, MP and Sen. (Dr) Isaac Mwaura, MP)

(Second Reading)

***(Resumption of debate interrupted on Thursday, 10th March, 2022)
(Division)***

Order deferred.

7. **THE ELECTION CAMPAIGN FINANCING (AMENDMENT) BILL (SENATE BILLS NO. 51 OF 2021)**

(Sen. Ledama Olekina, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 23rd March, 2022)

(Division)

Order deferred.

8. **MOTION - ADOPTION OF REPORTS OF THE SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON CONSIDERATION OF THE REPORTS BY THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF VARIOUS COUNTY EXECUTIVES FOR FINANCIAL YEAR 2018/2019**

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

THAT, the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on consideration of the Reports by the Auditor General on the Financial Statements of the following County Executives for the Financial Year 2018/2019- Embu; Homa-Bay; Kericho; Kilifi; Kirinyaga; Kisii; Kwale; Machakos; Mombasa; Nandi; Baringo; Bomet; Garissa; Kajiado; and West Pokot as contained in Volume 1 of the Report and the following County Executives- Isiolo; Kakamega; Kisumu; Laikipia; Mandera; Marsabit; Nakuru; Narok; Nyandarua; Samburu; Taita Taveta; Trans-Nzoia; Uasin- Gishu; Vihiga;

and Wajir, as contained in Volume 2 of the Report , Laid on the Table of the Senate on Thursday 2nd December, 2021.

*(Resumption of debate interrupted on Tuesday, 8th March, 2022)
(Division)*

Order deferred.

9. **MOTION - ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE SPECIAL AUDIT REPORT ON UTILIZATION OF COVID-19 FUNDS BY TWENTY EIGHT (28) COUNTY GOVERNMENTS**

(The Chairperson, Standing Committee on Health)

THAT, the Senate adopts the Report of the Standing Committee on Health on the special audit report on utilization of COVID-19 funds by twenty eight (28) county governments, laid on the Table of the Senate on Wednesday, 9th February, 2022.

*(Resumption of debate interrupted on Wednesday, 23rd March, 2022)
(Division)*

Order deferred.

10. **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.

11. **COMMITTEE OF THE WHOLE
THE LAW OF SUCCESSION (AMENDMENT) BILL, (SENATE BILLS NO. 15 OF 2021)**

(Sen. Abshiro Halake, MP)

*(Resumption of debate interrupted on Wednesday, 2nd March, 2022 –
Morning Sitting)*

(Division)

Order deferred.

12. **COMMITTEE OF THE WHOLE**
THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF
ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILLS NO. 21 OF 2021)
(Sen. Abshiro Halake, MP)

*(Resumption of debate interrupted on Wednesday, 2nd March, 2022 –
Morning Sitting)
(Division)*

Order deferred.

13. **COMMITTEE OF THE WHOLE**
THE LIFESTYLE AUDIT BILL (SENATE BILLS NO. 36 OF 2021)
(Sen. (CPA). Farhiya Haji, MP)

*(Resumption of debate interrupted on Tuesday, 1st March, 2022)
(Division)*

Order deferred.

14. **COMMITTEE OF THE WHOLE**
THE SPECIAL NEEDS EDUCATION BILL (SENATE BILLS NO. 44 OF 2021)
(Sen. (Dr.) Getrude Musuruve and Sen. (Prof.) Margaret Kamar, MP)

*(Resumption of debate interrupted on Wednesday, 2nd March, 2022 –
Morning Sitting)
(Division)*

Order deferred.

15. **THE COTTON INDUSTRY DEVELOPMENT BILL (SENATE BILLS NO. 55 OF**
2021)
(Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

(Second Reading)

Order deferred.

16. **THE EMPLOYMENT (AMENDMENT) BILL (SENATE BILLS NO. 54 OF 2021)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Employment (Amendment) Bill (Senate Bills No. 54 of 2021) be
now read a Second Time.

(Sen. Samson Cherarkey, MP)

Debate arising;

And there being no other Senator wishing to contribute;
The Mover replied;

Pursuant to Standing Order 61 (3), the Mover requested the Temporary Speaker (Sen. Rose Nyamunga, MP) to defer putting of the Question to a later date.

And the Temporary Speaker (Sen. Rose Nyamunga, MP) acceding to the request, deferred putting of the Question to the next Sitting.

17. **COMMITTEE OF THE WHOLE**
THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILLS NO. 8 OF 2022)

(The Senate Majority Leader)

Order deferred.

18. **COMMITTEE OF THE WHOLE**
THE ELECTIONS (AMENDMENT) (NO. 3) BILL (SENATE BILLS NO. 48 OF 2021)

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

Order deferred.

19. **COMMITTEE OF THE WHOLE**
THE IRRIGATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2021)

(The Senate Majority Leader)

Order deferred.

20. **COMMITTEE OF THE WHOLE**
THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 7 OF 2021)

(Chairperson, Standing Committee on Tourism, Trade and Industrialization)

Order deferred.

21. **COMMITTEES OF THE WHOLE**
THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 53 OF 2021)

(Sen. Naomi Shiyonga, MP)

Order deferred.

And there being no other business in the Order Paper, the Temporary Speaker (Sen. Rose Nyamunga, MP) adjourned the Senate at thirty-seven minutes past four O'clock, without Question put, pursuant to the Standing Orders.

22. SENATE ROSE - at thirty-seven minutes past four O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Thursday, March 31, 2022 at 02:30 p.m.*

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