



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (SIXTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, MAY 5, 2022 AT 2.30 P.M.

1. The Senate assembled at two thirty O'clock.
2. The proceedings were opened with Prayer said by the Speaker.

3. **PETITION**

Pursuant to Standing Order 232(2), Sen. (Dr.) Gertrude Musuruve tabled the report of the Standing Committee on Education on the Petition to the Senate by Mr. Fred O. Sagwe and other residents of Mombasa County regarding the introduction of the Chess Game in the School Curriculum as a tool for education and promotion of good health, on behalf of the Chairperson, Standing Committee on Education.

4. **PAPERS LAID**

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

- i.) Report of the Auditor General on the financial statement of Nyamira County Executive Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2020.
- ii.) Report of the Auditor General on the financial statement of Nyamira County Assembly Car and Mortgage Loan Scheme Fund for the year ended 30th June, 2020.
- iii.) Statement on the business of the Senate for the week commencing Tuesday, 10th May, 2022.

(The Deputy Senate Majority Whip)

5. STATEMENTS**a) Pursuant to Standing Order 47 (1)**

Nominated Senator (Sen. (Dr.) Gertrude Musuruve, MP) made a statement on May Day.

Thereupon, the Senator noted that May 1st was chosen as Labour day, also referred to as workers' day or May Day to commemorate the Haymarket Riot in Chicago in 1886.

The Senator indicated that the purpose of the day is to commemorate efforts and victories of the working class and the contributions they make towards the growth of the nation. It is a day when those who fought for workers' rights are remembered. She further indicated that the pioneer activists in the labour movement set the appropriate pace in bettering the lives of workers.

She further pointed out that in Kenya a number of unions emerged before, during and after independence and with various leaderships including pioneer trade unionists like Thomas Joseph Mboya, Fred Kubai, Makhan Singh and Bildad Kaggia. In addition, other celebrated notable trade unionists includes , Clement Lubembe, the first secretary general of COTU, Joseph Kioni who formed the Kenya National Union of Teachers in 1957, Juma Boy, Secretary General of COTU who played a major role in getting funds for Mboya Labour College in Kisumu, Joseph Mugalla and Francis Atwoli, the current COTU Secretary General.

In conclusion, the Senator urged employers to adequately facilitate all their employees including People With Disabilities (PWDs) to orient on their rights as provided in the Labour Relations Act and implement to the letter the labour laws to improve their welfare.

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

- (i) Nominated Senator (Sen. Gertrude Musuruve, MP), a Member of the Standing Committee on Education, made a statement on the activities of the Committee for the period 24th January to 25th April, 2022, on behalf of the Chairperson.
- (ii) Nominated Senator (Sen. Farhiya Haji, MP), a Member of the Standing Committee on Finance and Budget, made a statement on the activities of the Committee for the period 8th February to 30th April, 2022, on behalf of the Chairperson.

- (iii) The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights, made a statement on the activities of the Committee for the period January to April, 2022.

c) Pursuant to Standing Order 52 (1)

The Senate Deputy Majority Whip issued a statement on the business of the Senate for the week commencing Tuesday, 10th May, 2022 on behalf of the Senate Majority Leader.

6. **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.

7. **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.

8. **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.

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

(Sen. Samson Cherarkey, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 30th March, 2022)

(Division)

Order deferred.

10. **THE COTTON INDUSTRY DEVELOPMENT BILL (SENATE BILLS NO. 55 OF 2021)**

(The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

(Second Reading)

(Resumption of debate interrupted on Thursday, 31st March, 2022)

(Division)

Order deferred.

11. **THE SUGAR BILL (NATIONAL ASSEMBLY BILLS NO. 68 OF 2019)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Thursday, 7th April, 2022)

(Division)

Order deferred.

12. **THE PUBLIC PROCUREMENT AND ASSET DISPOSAL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 32 OF 2021)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Thursday, 28th April, 2022)

(Division)

Order deferred.

13. **THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 55 OF 2021)**

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 4th May, 2022)

(Division)

Order deferred.

14. **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.

15. **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.

16. **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.

17. **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.

18. **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.

19. **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.

20. **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.

21. **COMMITTEE OF THE WHOLE**
THE MENTAL HEALTH (AMENDMENT) BILL (SENATE BILLS NO. 28 OF 2020)
(Sen. (Arch.) Sylvia Kasanga, MP)

(Consideration of National Assembly Amendments)

(Resumption of debate interrupted on Thursday, 7th April, 2022)

(Division)

Order deferred.

22. **COMMITTEE OF THE WHOLE**
THE IRRIGATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2021)
(The Senate Majority Leader)
(Resumption of debate interrupted on Wednesday, 4th May, 2022)
(Division)
Order deferred.
23. **THE SUSTAINABLE WASTE MANAGEMENT BILL (NATIONAL ASSEMBLY BILLS NO. 22 OF 2021)**
(The Senate Majority Leader)
(Second Reading)
Order deferred.
24. **COMMITTEE OF THE WHOLE**
THE ELECTIONS (AMENDMENT) (NO. 3) BILL (SENATE BILLS NO. 48 OF 2021)
(Sen. (Eng.) Ephraim Maina, MP)
Order deferred.
25. **COMMITTEE OF THE WHOLE**
THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 53 OF 2021)
(Sen. Naomi Shiyonga, MP)
Order deferred.
26. **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.
27. **COMMITTEE OF THE WHOLE**
THE COUNTY RESOURCE DEVELOPMENT BILL (SENATE BILLS NO. 45 OF 2021)
(Sen. Rose Nyamunga, MP)
Order deferred.
28. **COMMITTEE OF THE WHOLE**
THE COMMUNITY GROUPS REGISTRATION BILL (NATIONAL ASSEMBLY BILLS NO. 20 OF 2021)
(The Senate Majority Leader)
Order deferred.

And there being no other business on the Order Paper, the Temporary Speaker (Sen. John Kinyua, MP) adjourned the Senate at fifty-five minutes past three O'clock without Question put, pursuant to the Standing Orders.

29. SENATE ROSE – at fifty-five minutes past Three O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, May 10, 2022 at 2:30 p.m.*

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