



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (THIRD SESSION)**

**THE SENATE**

**ORDER PAPER**

**THURSDAY, MARCH 07, 2024 AT 2.30 PM**

**PRAYER**

1. Administration of Oath
2. Communication from the Chair
3. Messages (as listed in the Appendix)
4. Petitions
5. Papers (as listed in the Appendix)
6. Notices of Motion (as listed in the Appendix)
7. Questions and Statements (as listed in the Appendix)
8. **MOTION - RENEWAL OF THE MANDATE OF THE AD HOC COMMITTEE ON THE COMPENSATION TO THE KENYAN VICTIMS OF THE 1998 BOMBING OF THE UNITED STATES OF AMERICA EMBASSY IN NAIROBI**  
(The Chairperson, Ad-Hoc Committee)

**THAT, AWARE THAT**, at the Sitting of the Senate held on 29<sup>th</sup> June, 2023, the Senate, resolved to establish an Ad Hoc Committee to investigate the compensation to the Kenyan victims of the 1998 bombing of the United States of America Embassy in Nairobi and report back to the House within three months of its establishment;

**FURTHER AWARE**, that on 3<sup>rd</sup> October, 2023 and on 15<sup>th</sup> November, 2023 the Senate resolved to renew the mandate of the Ad Hoc Committee for a further period not exceeding forty-five (45) days, and a further period not exceeding one hundred (100) days from 10<sup>th</sup> November, 2023, respectively, to enable the Committee to finalize and table its report in the Senate on or before 18<sup>th</sup> February, 2024;

**APPRECIATING THAT**, the Committee has a lot of work to execute before conclusion of its enquiry and reporting to the Senate;

**NOW, THEREFORE**, the Senate resolves to renew the mandate of the Ad Hoc Committee for a further period not exceeding one hundred (100) days from 11<sup>th</sup> March, 2024, and to table its final report in the Senate on or before 19<sup>th</sup> June, 2024.

...../Motion

9. **MOTION - ESTABLISHMENT OF A SPECIAL COMMITTEE TO INVESTIGATE AND REPORT ON THE PROPOSED REMOVAL FROM OFFICE, BY IMPEACHMENT, OF HONOURABLE (DR.) ROBERT MONDA, THE DEPUTY GOVERNOR OF KISII COUNTY**

(The Senate Majority Leader)

**THAT, WHEREAS**, pursuant to Article 181 of the Constitution and Section 33 of the County Governments Act, on Thursday, 29<sup>th</sup> February, 2024, the Kisii County Assembly approved a Motion to remove from office, by impeachment, Honourable (Dr.) Robert Monda, the Deputy Governor of Kisii County;

**AND FURTHER, WHEREAS** by a letter dated 1<sup>st</sup> March, 2024 and received in the Office of the Speaker of the Senate on Saturday, 2<sup>nd</sup> March, 2024, the Speaker of the Kisii County Assembly informed the Speaker of the Senate of the approval of the Motion by the County Assembly and further forwarded to the Speaker of the Senate, documents in evidence of the proceedings of the Assembly;

**AND WHEREAS**, pursuant to section 33(3) (b) of the County Governments Act, and Standing Order 80(1) (b) and (9) of the Senate, the Senate by resolution, may appoint a special committee comprising eleven of its Members to investigate the matter;

**NOW, THEREFORE**, pursuant to section 33(3) (b) of the County Governments Act, and Standing Order 80(1) (b) and (9), the Senate resolves to establish a special committee comprising the following Senators: -

1. Sen. Seki Lenku Ole Kanar, MP;
2. Sen. David Wafula Wakoli, MP;
3. Sen. Mariam Sheikh Omar, MP;
4. Sen. Joe Nyutu, MP;
5. Sen. James Ekomwa Lomenen, MP;
6. Sen.(Prof.) Margaret Kamar, EGH, MP;
7. Sen. Okiya Omtatah, MP;
8. Sen. Beth Syengo, MP;
9. Sen. Issa Juma Boy, MP;
10. Sen. Shakila Abdallah, CBS, MP; and
11. Sen. Crystal Asige, MP;

to investigate the proposed removal from office of Hon. (Dr.) Robert Monda, the Deputy Governor of Kisii County and pursuant to Standing Order 80 (2), to report to the Senate, within ten (10) days of its appointment, on whether or not it finds the particulars of the allegations against the Deputy Governor to have been substantiated.

- 10. **COMMITTEE OF THE WHOLE**  
**\*\*\*THE WATER (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 33 OF 2023)**  
 (The Senate Majority Leader)

*(Resumption of debate interrupted on Wednesday, 6<sup>th</sup> March, 2024 –  
 Afternoon Sitting)  
 (Division)*

- 11. **COMMITTEE OF THE WHOLE**  
**\*THE CARE AND PROTECTION OF CHILD PARENTS BILL (SENATE BILLS NO. 29 OF 2023)**  
 (Sen. Miraj Abdillahi Abdulrahman, MP)

*(Resumption of debate interrupted on Wednesday, 6<sup>th</sup> March, 2024 –  
 Afternoon Sitting)  
 (Division)*

- 12. **\*THE COUNTY BOUNDARIES BILL (SENATE BILLS NO. 6 OF 2023)**  
 (Sen. Moses Kajwang', MP)

*(Second Reading)  
 Resumption of debate interrupted on Tuesday, 5<sup>th</sup> March, 2024)*

- 13. **\*\*\*THE AFFORDABLE HOUSING BILL (NATIONAL ASSEMBLY BILLS NO. 75 OF 2023)**  
 (The Senate Majority Leader)

*(Second Reading)*

- 14. **\*\*\*THE SUGAR BILL (NATIONAL ASSEMBLY BILLS NO. 34 OF 2022)**  
 (Sen. David W. Wafula, MP)

*(Second Reading)*

- 15. **\*THE ENERGY (AMENDMENT) BILL (SENATE BILLS NO. 42 OF 2023)**  
 (Sen. Edwin Sifuna, MP)

*(Second Reading)*

- 16. **\*\*\*THE NATIONAL RATING BILL (NATIONAL ASSEMBLY BILLS NO. 55 OF 2022)**  
 (The Senate Majority Leader)

*(Second Reading)*

- 17. **\*\*\*\*THE METEOROLOGY BILL (SENATE BILLS NO. 45 OF 2023)**  
 (The Senate Majority Leader)

*(Second Reading)*

18. **\*\*\*THE NATIONAL CONSTRUCTION AUTHORITY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 59 OF 2022)**

(The Senate Majority Leader)

*(Second Reading)*

19. **\*\*\*THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 2 OF 2023)**

(The Senate Majority Leader)

*(Second Reading)*

20. **MOTION - DECLARATION OF CATTLE RUSTLING AND BANDITRY AS A NATIONAL DISASTER AND ESTABLISHMENT OF A SPECIAL FUND FOR VICTIMS**

(Sen. William Cheptumo, MP)

**THAT AWARE THAT**, cattle rustling/banditry is a major menace and security threat in the South and North Rift regions and some other regions of the country;

**CONCERNED THAT**, the menace has since left irreparable and negative socio-economic impact which include but are not limited to increased number of widows, widowers, orphaned children, poverty, displacement of people leading to Internally Displaced Persons (IDPS), disruption of educational health programs and other economic activities owing to the destruction and/or closure of educational, health and other institutions;

**FURTHER CONCERNED THAT**, the people living in the affected regions have been denied the enjoyment of their social, economic and political rights as guaranteed to them under the Bill of Rights as enshrined in Chapter Four of the Constitution;

**NOW THEREFORE**, the Senate resolves that the National Government through the Ministry of Interior and National Administration and in collaboration with the Council of Governors:

1. Declares cattle rustling a National Disaster;
2. Establish a National Task force on cattle rustling/banditry to:
  - (i) Investigate the causes of the rampant cattle rustling and banditry in the said region and the Country at large;
  - (ii) Establishes the extent of suffering, loss and damage the cattle rustling/banditry has occasioned to the communities in all the affected Counties;

...../Motion

- 3. Create a Special Fund for mitigating the losses suffered by and in compensating all victims of cattle rustling/banditry and settle all internally displaced persons occasioned by the menace.

***(Resumption of debate interrupted on Wednesday, 6<sup>th</sup> March, 2024 – Morning Sitting – Balance of time 56 minutes)***

**21. MOTION - REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON ITS CONSIDERATION OF THE AUDIT REPORTS OF THE WATER SERVICE PROVIDERS FOR THE YEAR ENDED 30<sup>TH</sup> JUNE, 2019, 30<sup>TH</sup> JUNE, 2020 AND 30<sup>TH</sup> JUNE, 2021.**

(The Chairperson, Committee on County Public Investments and Special Funds)

**THAT**, the Senate adopts the Reports of the Select Committee on County Public Investments and Special Funds on its consideration of the Audit Reports for the year ended, 30<sup>th</sup> June, 2019, 30<sup>th</sup> June, 2020 and 30<sup>th</sup> June, 2021 of the following Water Service Providers-

- i.) Amatsi Water Services Company Limited - Vihiga County;
- ii.) Bomet Water Company Limited – Bomet County;
- iii.) Gusii Water and Sanitation Company Limited – Kisii/Nyamira Counties;
- iv.) Kisumu Water and Sanitation Company Limited –Kisumu County;
- v.) Kwale Water and Sewerage Company Limited – Kwale County; and
- vi.) Nyeri Water and Sanitation Company Limited – Nyeri County

and the Audit Report of the Wajir Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2021, laid on the Table of the Senate on Thursday, 23<sup>rd</sup> November, 2023.

**22. MOTION - REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC ACCOUNTS ON ITS CONSIDERATION OF THE REPORTS OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF THARAKA NITHI, HOMA BAY, KAKAMEGA, KIRINYAGA, MAKUENI, MERU, BOMET, MURANG’A, NANDI, NYAMIRA, NYERI, SIAYA, VIHIGA, WAJIR AND SAMBURU COUNTY EXECUTIVES FOR THE FINANCIAL YEAR 2019/2020**

(The Chairperson, County Public Accounts Committee)

**THAT**, the Senate adopts the Report of the Select Committee on County Public Accounts on its consideration of the Reports of the Auditor General on the Financial Statements of Tharaka Nithi, Homa Bay, Kakamega, Kirinyaga, Makueni, Meru, Bomet, Murang’a, Nandi, Nyamira, Nyeri, Siaya, Vihiga, Wajir and Samburu County Executives for the Financial Year 2019/2020 laid on the table of the Senate on Tuesday, 5<sup>th</sup> March, 2024.

...../Motion

- 23. **MOTION - REPORT OF THE 63<sup>RD</sup> SESSION OF THE OACPS PARLIAMENTARY ASSEMBLY AND 43<sup>RD</sup> SESSION OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY MEETINGS IN BRUSSELS, BELGIUM**  
(Sen. Kathuri Murungi, MP)

**THAT**, the Senate notes the Report of the 63<sup>rd</sup> Session of the OACPS Parliamentary Assembly and 43<sup>rd</sup> Session of the ACP-EU Joint Parliamentary Assembly Meetings in Brussels, Belgium laid on the table of Senate on Wednesday, 6<sup>th</sup> December, 2023.

- 24. **MOTION - REPORT OF THE 147<sup>TH</sup> ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS HELD IN LUANDA, ANGOLA ON 23<sup>RD</sup> TO 27<sup>TH</sup> OCTOBER, 2023**  
(Sen. Catherine Mumma, MP)

**THAT**, the Senate notes the Report of 147<sup>th</sup> Assembly of the Inter-Parliamentary Union (IPU) and related meetings held in Luanda, Angola on 23<sup>rd</sup> to 27<sup>th</sup> October, 2023 laid on the Table of the Senate on Thursday 29<sup>th</sup> February, 2024.

- 25. **MOTION - REPORT OF THE PARLIAMENT OF KENYA DELEGATION TO THE 13<sup>TH</sup> PLENARY ASSEMBLY OF THE FORUM OF PARLIAMENTS OF THE MEMBER STATES OF THE INTERNATIONAL CONFERENCE ON THE GREAT LAKES REGION (FP-ICGLR), HELD IN JUBA, SOUTH SUDAN**  
(Sen. Roba Ali Ibrahim, MP)

**THAT**, the Senate notes the Report of the Parliament of Kenya Delegation to the 13<sup>th</sup> Plenary Assembly of the Forum of Parliaments of the Member States of the International Conference on the Great Lakes Region (FP-ICGLR), held in Juba, South Sudan, laid on the table of Senate on Thursday, 7<sup>th</sup> December, 2023.

- 26. **MOTION - REPORT OF THE 9<sup>TH</sup> INTER-PARLIAMENTARY UNION (IPU) GLOBAL CONFERENCE OF YOUNG PARLIAMENTARIANS HELD IN HANOI, VIETNAM FROM 15<sup>TH</sup> TO 17<sup>TH</sup> SEPTEMBER, 2023**  
(Sen. John Methu, MP)

**THAT**, the Senate notes the Report of the 9<sup>th</sup> Inter-Parliamentary Union (IPU) Global Conference of Young Parliamentarians held in Hanoi, Vietnam from 15<sup>th</sup> to 17<sup>th</sup> September, 2023, laid on the table of Senate on Tuesday, 5<sup>th</sup> March, 2024.

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**NOTICE**

The Senate resolved on 14<sup>th</sup> February, 2024 as follows:-

**THAT**, pursuant to Standing Order 111 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.

**KEY**

**\*\*\*\*- Denotes a Majority /Minority Party Bill**

**\*\*\*- Denotes a National Assembly Bill**

**\*\*- Denotes a Committee Bill**

**\*- Denotes any other Bill**

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**NOTICE OF AMENDMENTS**

**\*\*\*THE WATER (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 33 OF 2023)**

(The Senate Majority Leader)

**NOTICE** is given that, the Chairperson Standing Committee on Land, Environment and Natural Resources, intends to move the following amendments to the Water (Amendment) Bill, 2023 (National Assembly Bills No. 33 of 2023), at the Committee Stage—

**CLAUSE 3**

**THAT** clause 3 of the Bill be amended —

- (a) in the proposed new paragraph (g) by inserting the words “subject to the economic efficiency criteria set by the Regulatory Board” at the end of the paragraph; and
- (b) in the proposed new paragraph (h) by inserting the words “subject to the economic efficiency criteria set by the Regulatory Board” at the end of the paragraph.

**CLAUSE 4**

**THAT** the Bill be amended by deleting Clause 4 and inserting the following new Clause 4 —

**4.** Section 68 of the principal Act is amended by inserting the following new paragraphs immediately after paragraph (b)—

(ba) operate water works and provide bulk water services by entering into a bulk water purchase agreement —

- (i) with an investor in accordance with the provisions of the Public Private Partnerships Act, Cap 430, subject to the economic efficiency criteria set by the Regulatory Board and after conducting public participation and consulting the relevant county government whose area of jurisdiction the water works is located; or
- (ii) with a water services provider subject to the economic efficiency criteria set by the Regulatory Board.

(bb) operate water works and provide bulk water services as a bulk water services provider until such a time as the water works development agency transfers responsibility for the operation and management of water works to a county government or water services provider in whose area of jurisdiction the water works is located.



**CLAUSE 5**

**THAT** the Bill be amended in the proposed section 68A (2) by deleting the words “and with the approval of the Cabinet Secretary,” appearing immediately after the words “necessary thereafter”.

**CLAUSE 6**

**THAT** clause 6 of the Bill be amended—

(a) in paragraph (a), by deleting the new proposed subsection (1) and inserting the following new proposed subsection (1)—

(1) As soon as possible, following the commissioning of waterworks, the water works development agency shall enter into an agreement with a county government, a joint committee, cross-county water services provider, or water services provider to provide water services within whose area of jurisdiction the services are located.

(b) by deleting paragraph (b) and inserting the following new paragraph—

(b) in subsection (2) by deleting the word “authority” appearing after the words “the joint committee” and inserting therefor the words “cross-county water service providers”.

(c) by deleting paragraph (c) and inserting therefor the following new paragraph —

(d) in subsection (3) by deleting the words “the authority” appearing immediately after the words “the joint committee” and inserting the words “cross-county water service providers”.

**CLAUSE 7**

**THAT** clause 7 of the Bill be amended—

(a) by deleting paragraph (a) and inserting the following new paragraph —

(a) by inserting the following new paragraphs immediately after paragraph (b)—

(ba) evaluate and recommend bulk water tariffs and approve the imposition of such tariffs in line with consumer protection standards for use of water for domestic and commercial purposes;

(bb) evaluate and recommend tariffs for irrigation purposes;

(b) in paragraph (b) by deleting the proposed new paragraph (c) and inserting the following new paragraph—

(c) issue licenses, set conditions for water service provision, and accredit water service providers and bulk water services providers.

**CLAUSE 9**

**THAT** clause 9 of the Bill be amended in paragraph (b) in the proposed new subsection (3), by deleting the words “provision of water services” appearing immediately after the words “infrastructure used for the” and inserting therefor the words “contracted function”.

**CLAUSE 10**

**THAT** clause 10 of the Bill be amended by deleting the proposed subsection (4) and inserting therefor the following new subsection —

(4) Despite any provision in this Act, bulk water supply services which are primarily intended to supply water in bulk to a water services provider in a county or counties other than the county in which the bulk water abstraction works are located, shall be undertaken by bulk water services providers licensed under this section.

**CLAUSE 11**

**THAT** the Bill be amended by deleting clause 11.

**CLAUSE 12**

**THAT** clause 12 of the Bill be amended in the proposed new section 119 (2) by inserting the following new paragraph immediately after paragraph (c):

(d) two persons, a man and a woman, who possess a degree from a university recognized in Kenya and at least five years’ experience in a relevant field, nominated by the Council of County Governors.

**CLAUSE 2**

**THAT** clause 2 of the Bill be amended—

a) by deleting paragraph (a) and inserting the following new paragraph—

(a) by inserting the following new definitions in the proper alphabetical sequence-

“bulk water service provider” means a water service provider, contracting authority, or any other person providing bulk water services in accordance with a license issued by the Regulatory Board for the service areas specified in the license;

“contracting authority” means-

- (a) at the national government level, a state department, agency or state corporation which intends to have its functions undertaken by a private party; or
- (b) at the county level, the county government, county agency or county corporation which intends to have its functions undertaken by a private party;

“joint committee” means a committee established by the national or county government consisting of the national government and a county government or two or more county governments;

“private party” means a party that enters into a project agreement with a contracting authority and is responsible for undertaking a project on behalf of the contracting authority under this Act;

- b) in paragraph (b) by deleting the proposed definition of “bulk water” and inserting therefor the following new definition—

“bulk water” means supply of water in bulk by a bulk water services provider to a water services provider for retail;

- c) by deleting paragraph (c).

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**APPENDIX**

**1. MESSAGE**

Message from Kisii County Assembly regarding the removal from office, by way of impeachment, of Hon. (Dr.) Robert Onsare Monda, the Deputy Governor of Kisii County.

*(The Speaker of the Senate)*

**2. PAPERS**

- i.) Report of the Auditor General on Financial Statements of the County Executive of Kwale for the year ended 30<sup>th</sup> June, 2023.
- ii.) Report of the Auditor General on Financial Statements of Kwale County Assembly of for the year ended 30<sup>th</sup> June, 2023.
- iii.) Report of the Auditor General on Financial Statements of Kwale County Assembly Members and Staff Loan Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- iv.) Report of the Auditor General on Financial Statements of Kwale County Trade Revolving Fund for the year ended 30<sup>th</sup> June, 2023.
- v.) Report of the Auditor General on Financial Statements of Kwale County Youth, Women and Persons With Disability Revolving Fund for the year ended 30<sup>th</sup> June, 2023.
- vi.) Report of the Auditor General on Financial Statements of Kwale County Emergency Fund for the year ended 30<sup>th</sup> June, 2023.
- vii.) Report of the Auditor General on Financial Statements of the County Executive of Taita Taveta for the year ended 30<sup>th</sup> June, 2023.
- viii.) Report of the Auditor General on Financial Statements of the County Assembly of Taita Taveta for the year ended 30<sup>th</sup> June, 2023.
- ix.) Report of the Auditor General on Financial Statements of Taita Taveta County Education Fund for the year ended 30<sup>th</sup> June, 2023.
- x.) Report of the Auditor General on Financial Statements of the County Government of Taita Taveta – Receiver of Revenue for the year ended 30<sup>th</sup> June, 2023.
- xi.) Report of the Auditor General on Financial Statements of Taita Taveta County Datu Sawazisha Fund for the year ended 30<sup>th</sup> June, 2023.
- xii.) Report of the Auditor General on Financial Statements of the County Executive of Tana River for the year ended 30<sup>th</sup> June, 2023.

...../Appendix

- xiii.) Report of the Auditor General on Financial Statements of the County Assembly of Tana River for the year ended 30<sup>th</sup> June, 2023.
- xiv.) Report of the Auditor General on Financial Statements of the County Government of Tana River – Receiver of Revenue for the year ended 30<sup>th</sup> June, 2023.
- xv.) Report of the Auditor General on Financial Statements of the County Assembly of Tana River Car Loan and Mortgage Fund for the year ended 30<sup>th</sup> June, 2023.
- xvi.) Report of the Auditor General on Financial Statements of Tana River County Car Loan and Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- xvii.) Report of the Auditor General on Financial Statements of Tana River County Disaster Risk Management Fund for the year ended 30<sup>th</sup> June, 2023.
- xviii.) Report of the Auditor General on Financial Statements of Tana River County Emergency Fund for the year ended 30<sup>th</sup> June, 2023.
- xix.) Report of the Auditor General on Financial Statements of Tana River County Inuka Fund for the year ended 30<sup>th</sup> June, 2023.
- xx.) Report of the Auditor General on Financial Statements of Tana River County Ward Bursary Fund for the year ended 30<sup>th</sup> June, 2023.
- xxi.) Report of the Auditor General on Financial Statements of the County Government of Tana River – County Revenue Fund for the year ended 30<sup>th</sup> June, 2023.
- xxii.) Report of the Auditor General on Financial Statements of Mombasa County Assembly Car Loan and Mortgage Fund for the year ended 30<sup>th</sup> June, 2023.
- xxiii.) Report of the Auditor General on Financial Statements of the County Government of Mombasa – County Revenue Fund for the year ended 30<sup>th</sup> June, 2023.
- xxiv.) Report of the Auditor General on Financial Statements of Mombasa County Consolidated Revolving Fund for the year ended 30<sup>th</sup> June, 2023.
- xxv.) Report of the Auditor General on Financial Statements of Mombasa County Elimu Scheme for the year ended 30<sup>th</sup> June, 2023.

- xxvi.) Report of the Auditor General on Financial Statements of Mombasa County Alcoholic Drinks Control Fund for the year ended 30<sup>th</sup> June, 2023.
- xxvii.) Report of the Auditor General on Financial Statements of the County Government of Mombasa – County Receiver of Revenue for the year ended 30<sup>th</sup> June, 2023.
- xxviii.) Report of the Auditor General on Financial Statements of West Pokot County Bursary, Education Development and Infrastructure Fund for the year ended 30<sup>th</sup> June, 2023.
- xxix.) Report of the Auditor General on Financial Statements of Embu County Youth Trust Fund for the year ended 30<sup>th</sup> June, 2023.
- xxx.) Report of the Auditor General on Financial Statements of Meru County Executive Staff Housing Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxi.) Report of the Auditor General on Financial Statements of Nyandarua County Assembly (Staff) Car Loan and Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxii.) Report of the Auditor General on Financial Statements of Tharaka Nithi County Executive Staff Mortgage and Car Loan Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxiii.) Report of the Auditor General on Financial Statements of Kilifi County Emergency Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxiv.) Report of the Auditor General on Financial Statements of Kilifi County Microfinance (Wezesha) Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxv.) Report of the Auditor General on Financial Statements of Turkana County Executive State and Public Officers Car Loan & Mortgage Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxvi.) Report of the Auditor General on Financial Statements of Turkana County Assembly Car Loan (Members) Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxvii.) Report of the Auditor General on Financial Statements of Turkana County Assembly Staff Car Loan and Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2023.
- xxxviii.) Report of the Auditor General on Financial Statements of Turkana County Co-operative Enterprise Development Fund for the year ended 30<sup>th</sup> June, 2023.

- xxxix.) Report of the Auditor General on Financial Statements of Uasin Gishu County Education Revolving Fund for the year ended 30<sup>th</sup> June, 2023.
- xl.) Report of the Auditor General on Financial Statements of the County Executive of Trans Nzoia for the year ended 30<sup>th</sup> June, 2023.
- xli.) Report of the Auditor General on Financial Statements of the County Assembly of Trans Nzoia for the year ended 30<sup>th</sup> June, 2023.

*(The Senate Majority Leader)*

- xlii.) Report of the Select Committee on County Public Accounts on its consideration of the Reports of the Auditor General on the financial statements of West Pokot County Assembly for the financial year 2018/2019 and Reports of the Auditor General on the financial statements of Isiolo, Kiambu, Kitui, Marsabit, Narok, Nyamira, Trans Nzoia, West Pokot and Murangá County Assemblies for the financial year 2019/2020.

*(The Chairperson, County Public Accounts Committee)*

**3. NOTICES OF MOTION**

- i) **ESTABLISHMENT OF A SPECIAL COMMITTEE TO INVESTIGATE AND REPORT ON THE PROPOSED REMOVAL FROM OFFICE, BY IMPEACHMENT, OF HONOURABLE (DR.) ROBERT MONDA, THE DEPUTY GOVERNOR OF KISII COUNTY**

*(The Senate Majority Leader)*

**THAT, WHEREAS**, pursuant to Article 181 of the Constitution and Section 33 of the County Governments Act, on Thursday, 29<sup>th</sup> February, 2024, the Kisii County Assembly approved a Motion to remove from office, by impeachment, Honourable (Dr.) Robert Monda, the Deputy Governor of Kisii County;

**AND FURTHER, WHEREAS** by a letter dated 1<sup>st</sup> March, 2024 and received in the Office of the Speaker of the Senate on Saturday, 2<sup>nd</sup> March, 2024, the Speaker of the Kisii County Assembly informed the Speaker of the Senate of the approval of the Motion by the County Assembly and further forwarded to the Speaker of the Senate, documents in evidence of the proceedings of the Assembly;

**AND WHEREAS**, pursuant to section 33(3) (b) of the County Governments Act, and Standing Order 80(1) (b) and (9) of the Senate, the Senate by resolution, may appoint a special committee comprising eleven of its Members to investigate the matter;

**...../Appendix**

**NOW, THEREFORE**, pursuant to section 33(3) (b) of the County Governments Act, and Standing Order 80(1) (b) and (9), the Senate resolves to establish a special committee comprising the following Senators: -

1. Sen. Seki Lenku Ole Kanar, MP;
2. Sen. David Wafula Wakoli, MP;
3. Sen. Mariam Sheikh Omar, MP;
4. Sen. Joe Nyutu, MP;
5. Sen. James Ekomwa Lomenen, MP;
6. Sen.(Prof.) Margaret Kamar, EGH, MP;
7. Sen. Okiya Omtatah, MP;
8. Sen. Beth Syengo, MP;
9. Sen. Issa Juma Boy, MP;
10. Sen. Shakila Abdallah, CBS, MP; and
11. Sen. Crystal Asige, MP;

to investigate the proposed removal from office of Hon. (Dr.) Robert Monda, the Deputy Governor of Kisii County and pursuant to Standing Order 80 (2), to report to the Senate, within ten (10) days of its appointment, on whether or not it finds the particulars of the allegations against the Deputy Governor to have been substantiated.

- ii) **REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC ACCOUNTS ON ITS CONSIDERATION OF THE REPORT OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF WEST POKOT COUNTY ASSEMBLY FOR THE FINANCIAL YEAR 2018/2019 AND REPORTS OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF ISIOLO, KIAMBU, KITUI, MARSABIT, NAROK, NYAMIRA, TRANS NZOIA, WEST POKOT AND MURANG'A COUNTY ASSEMBLIES FOR THE FINANCIAL YEAR 2019/2020.**

(The Chairperson, County Public Accounts Committee)

**THAT**, the Senate adopts the Report of the Select Committee on County Public Accounts on its consideration of the Report of the Auditor General on the financial statements of West Pokot County Assembly for the financial year 2018/2019 and Reports of the Auditor General on the financial statements of Isiolo, Kiambu, Kitui, Marsabit, Narok, Nyamira, Trans Nzoia, West Pokot and Murangá County Assemblies for the financial year 2019/2020 laid on the table of the Senate on Thursday, 7<sup>th</sup> March, 2024.

**4. QUESTIONS AND STATEMENTS**

**a) Statement pursuant to Standing Order 52(1)**

The Senator for Nandi County, (Sen. Samson Cherarkey, MP) to make a Statement on the outstanding performance of the Kenyan team at the 2024 Tokyo Marathon.



**b) Request for Statements pursuant to Standing Order 53(1)**

- i) The Senator for Migori County (Sen. Eddy Oketch, MP) to seek a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the use of unnecessary and excessive force by the police during the Kenya Medical Practitioners, Pharmacists and Dentists Union (KMPDU) peaceful procession.
- ii) Nominated Senator (Sen. Veronica Maina, MP) to seek a Statement from the Standing Committee on Roads, Transportation and Housing regarding the efficiency and competitiveness of the port of Mombasa.
- iii) The Senator for Bungoma County (Sen. David Wakoli, MP) to seek a Statement from the Standing Committee on Labour and Social Welfare regarding the policies governing confirmation in appointment after the probation period in public service.
- iv) The Senator for Nairobi City County (Sen. Edwin Sifuna, MP) to seek a Statement from the Standing Committee on Roads, Transportation and Housing concerning the ownership of Kariokor Estate in Starehe Constituency.
- v) The Senator for Nairobi City County (Sen. Edwin Sifuna, MP) to seek a Statement from the Standing Committee on Education regarding the exclusion of Alternative Provision of Basic Education and Training (APBET) institutions from the education framework.
- vi) The Senator for Kisumu City County (Sen. (Prof.) Tom Ojienda, SC, MP) to seek a Statement from the Standing Committee on National Security, Defence and Foreign Relations concerning the security and well-being of police officers while on duty countrywide.

**c) Statement pursuant to Standing Order 57(1)**

The Senate Majority Leader to issue a Statement on the business of the Senate for the week commencing Tuesday, 12<sup>th</sup> March, 2024.

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# **NOTICE PAPER**

## **Tentative Business for**

**Tuesday, March 12, 2024**

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*(Published pursuant to Standing Order 43 (1))*

It is notified that the Senate Business Committee has approved the following **tentative** business to appear in the Order Paper for Tuesday, March 12, 2024.

### **A. BILLS AT THE SECOND READING STAGE**

- i.) \*\*THE HERITAGE AND MUSEUMS BILL (SENATE BILLS NO. 8 OF 2023)  
(The Chairperson, Standing Committee on Labour and Social Welfare)
  - ii.) \*THE AGRICULTURE AND FOOD AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 13 OF 2023)  
(Sen. James Murango, MP)
  - iii.) \*THE MATERNAL, NEWBORN AND CHILD HEALTH BILL (SENATE BILLS NO. 17 OF 2023)  
(Sen. Beatrice Ogolla, MP)
  - iv.) \*THE COUNTY HALL OF FAME BILL (SENATE BILLS NO. 18 OF 2023)  
(Sen. Miraj Abdillahi Abdulrahman, MP)
  - v.) \*THE RICE BILL (SENATE BILLS NO. 19 OF 2023)  
(Sen. James Kamau Murango, MP)
  - vi.) THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILLS NO. 25 OF 2023)  
(Sen. Samson Cherarakey, MP)
  - vii.) \*THE COUNTY ASSEMBLY SERVICES (AMENDMENT) BILL (SENATE BILLS NO. 34 OF 2023)  
(Sen. Mohamed Chute, MP)
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