



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FOURTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, MAY 15, 2025 AT 2.30 PM

1. The Senate assembled at thirty Minutes past Two O'clock.
2. The proceedings were opened with Prayer said by the Speaker.
3. **QUORUM OF THE SENATE**

The Speaker, having counted the Honourable Senators present at the commencement of the sitting and confirming that there was no Quorum, directed that the bell be rung for ten minutes, pursuant to Standing Order 40;

And there being a Quorum before the expiry of the ten minutes;

The Speaker invited the Clerk to call the Orders of the day.

4. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair –

a) Visiting Delegation from the National Youth Service Engineering Institute

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of a visiting delegation from the National Youth Service Engineering Institute. The delegation comprises one (1) unit commander, three (3) teaching staff and fifty (50) student leaders, who are in the Senate for a one-day academic exposition.

Honourable Senators,

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

I thank you.”

b) Visiting teachers and students from Sekenani Girls Secondary School

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting teachers and students from Sekenani Girls Secondary School. The delegation comprises seven teachers and 140 students who are in the Senate for a one-day academic exposition.

Honourable Senators,

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

I thank you.”

5. **SUBSTANTIATION OF A STATEMENT MADE BY SEN. SAMSON CHERARKEY, MP, DURING THE SITTING OF THE SENATE HELD ON THURSDAY, 8TH MAY, 2025**

The Speaker directed Sen. Samson Cherarkey, MP, to substantiate utterances made on Thursday, 8th May, 2025, in the course of his contribution to the Motion on consolidation of bursary funds for equitable access to education in Kenya.

Thereupon, the Senator withdrew his remarks and apologized pursuant to Standing Order 105(2).

6. **PAPERS LAID**

The following papers were laid on the Table of the Senate –

- i) Report of the Standing Committee on Finance and Budget on the Division of Revenue Bill, 2025 (National Assembly Bills No.10 of 2025).

(Sen. (Dr.) Boni Khalwale, MP on behalf of the Chairperson, Finance and Budget Committee)

- ii) Report of the Standing Committee on Agriculture, Livestock and Fisheries on the Consideration of National Assembly amendments to the Coffee Bill, 2023 (Senate Bills No.10 of 2023).

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

- iii) Statement on the business of the Senate for the week commencing Tuesday, 20th May, 2025.

(The Senate Majority Whip)

- iv) Statement by the Chairperson, Standing Committee on Roads, Transportation and Housing relating to the activities of the Committee for the period, January to April, 2025.

(The Vice Chairperson, Standing Committee on Roads, Transportation and Housing)

- v) Statement by the Chairperson, County Public Investments and Special Funds Committee relating to the activities of the Committee for the period, January to April, 2025.

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

- vi) Statement by the Chairperson, Committee on Delegated Legislation relating to the activities of the Committee for the period, January to April, 2025.

(The Chairperson, Committee on Delegated Legislation)

7. **NOTICE OF MOTION – REPORT OF THE STANDING COMMITTEE ON JUSTICE, LEGAL AFFAIRS AND HUMAN RIGHTS ON ITS CONSIDERATION OF SESSIONAL PAPER NO. 3 OF 2023 ON THE KENYA POLICY ON PUBLIC PARTICIPATION**

(The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

THAT, the Senate adopts the Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of the Sessional Paper No. 3 of 2023 on the Kenya Policy on Public Participation, laid on the table of the Senate on Wednesday, 14th May, 2025 and approves Sessional Paper No. 3 of 2023 on the Kenya Policy on Public Participation.

8. **QUESTIONS & STATEMENTS**

a) Statement pursuant to Standing Order 52 (1)

Nominated Senator Hamida Kibwana made a statement on the growing crisis of unintended pregnancies and unsafe abortions in Kenya.

In the statement, the Senator attributed the problem of unintended pregnancies and unsafe abortions in Kenya to ineffective contraception and inadequate reproductive healthcare services. Citing a 2023 study by the Africa Population and Health Research Centre and the Ministry of Health, the Senator revealed that Kenya recorded over 1.4 million unintended pregnancies and nearly 794,000 abortions, with the highest rates in Nairobi and Central Kenya.

The Senator highlighted concerns over the effectiveness and proper use of emergency contraceptives, noting that 35% of users conceived. She also emphasized the need to address persistence of stigma around contraception, especially affecting young and married women, many of whom already have children.

The Senator was further concerned that there were critical gaps in post-abortion care, with a majority of health facilities lacking basic services. The Senator Concluded by calling upon on the Standing Committee on Health to investigate the quality and availability of contraceptives and to promote public education to reduce stigma, and strengthen post-abortion care.

b) Statements pursuant to Standing Order 53 (1)

- i.) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the rising wave of killings across the country stemming from land disputes.
- ii.) Nominated Senator (Sen. Shakila Abdalla, MP) sought a Statement from the Standing Committee on Land, Environment and Natural Resources regarding the acquisition and utilization of land for the construction of the Lamu Port and access roads.
- iii.) The Senator for Machakos County (Sen. Agnes Kavindu, MP) sought a Statement from the Standing Committee on Devolution and Intergovernmental Relations regarding the indefinite suspension of Plenary and Committee operations of the County Assembly of Machakos.

c) Statements pursuant to Standing Order 56 (1) (b)

- i.) The Vice Chairperson, Standing Committee on Roads, Transportation and Housing made a Statement relating to the activities of the Committee for the period, January to April, 2025.
- ii.) The Chairperson, County Public Investments and Special Funds Committee made a Statement relating to the activities of the Committee for the period, January to April, 2025.
- iii.) The Chairperson, Committee on Delegated Legislation to made a Statement relating to the activities of the Committee for the period, January to April, 2025.

d) Statement pursuant to Standing Order 57(1)

The Senate Majority Whip issued a Statement on the business of the Senate for the week commencing Tuesday, 20th May, 2024.

9. **MOTION - PROGRESS REPORT OF THE STANDING COMMITTEE ON DEVOLUTION AND INTERGOVERNMENTAL RELATIONS ON THE OPERATIONAL AND LEADERSHIP CRISIS AFFECTING THE COUNTY ASSEMBLY OF NYAMIRA**

Order read;

Motion Made and Question proposed;

THAT, the Senate adopts the Progress Report of the Standing Committee on Devolution and Intergovernmental Relations on the operational and leadership crisis affecting the County Assembly of Nyamira, laid on the table of the Senate on Thursday, 17th April, 2025, subject to insertion of the following recommendations after recommendation number 2 in the report of the Committee-

3. that the decision and resolutions made by the impeached Speaker and Members of the County Assembly that convened outside the gazetted precincts of the County Assembly are null and void;
4. that the Ethics and Anti-Corruption Commission investigates appropriation and spending of public resources by the impeached Speaker and a group of Members of the County Assembly that held meetings outside the gazetted precincts of the County Assembly; and
5. that the Clerk of the County Assembly surcharges and recovers all allowances and funds paid to the impeached Speaker and the group of Members of the County Assembly who conducted business outside the gazetted precincts of the County Assembly.

(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations - 14.05.2025- Afternoon Sitting)

Debate interrupted on Wednesday 14th May, 2025 (Afternoon Sitting) resumed for the Question to be put;

Before the Question was put, and pursuant to Standing Order No. 84 (1), the Speaker ruled that the Motion does not affect Counties.

And the Speaker having ascertained that there was Quorum, pursuant to Standing Order 42(1);

Question put and agreed to.

RESOLVED ACCORDINGLY

THAT, the Senate adopts the Progress Report of the Standing Committee on Devolution and Intergovernmental Relations on the operational and leadership crisis affecting the County Assembly of Nyamira, laid on the table

of the Senate on Thursday, 17th April, 2025, subject to insertion of the following recommendations after recommendation number 2 in the report of the Committee-

3. that the decision and resolutions made by the impeached Speaker and Members of the County Assembly that convened outside the gazetted precincts of the County Assembly are null and void;
 4. that the Ethics and Anti-Corruption Commission investigates appropriation and spending of public resources by the impeached Speaker and a group of Members of the County Assembly that held meetings outside the gazetted precincts of the County Assembly; and
 5. that the Clerk of the County Assembly surcharges and recovers all allowances and funds paid to the impeached Speaker and the group of Members of the County Assembly who conducted business outside the gazetted precincts of the County Assembly.
10. **THE CREATIVE ECONOMY SUPPORT BILL (SENATE BILLS NO. 30 OF 2024)**

Order for Second Reading read;

Motion made and Question proposed;

That, the Creative Economy Support Bill (Senate Bills No. 30 of 2024) be now read a Second Time.

(Sen. Eddy Oketch, MP – 13.05.2025)

Debate interrupted on Wednesday, 14th May, 2025 – Afternoon Sitting resumed;

QUORUM IN THE SENATE

Raising a point of order, pursuant to Standing Order 41(1), the Senator for Marsabit County (Sen. Mohamed Chute, MP) drew the attention of the Temporary Speaker (Sen. Abdul Haji, CBS, MP) to the fact that there was no quorum in the Senate;

And the Temporary Speaker (Sen. Abdul Haji, CBS, MP) having counted the Senators present and confirming that there was no Quorum, caused the Quorum Bell to be rung for ten minutes;

And there being no Quorum after the expiry of ten minutes;

The Temporary Speaker (Sen. Abdul Haji, CBS, MP), adjourned the Senate at thirty-five minutes past Five O'clock without Question put, pursuant to the Standing Orders.

11. SENATE ROSE – at thirty-five minutes past Five O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, February 18, 2025 at 2:30 pm*

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