



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FOURTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

SPECIAL SITTING

FRIDAY, JUNE 27, 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 no Quorum at the expiry of the ten minutes, the Speaker directed that the Bell be rung for a further ten minutes;

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

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

4. **COMMUNICATION FROM THE CHAIR - CONVENING OF THE SPECIAL SITTING OF THE SENATE**

The Speaker conveyed the following Communication from the Chair:

“Honourable Senators,

I welcome you to this Special Sitting of the Senate. I regret to interrupt your recess, but this has been necessitated by urgent legislative business, which requires to be dispensed with. On the request of the Senate Majority Leader, vide letter Ref. No. SEN/MLS/CORR (23) dated 26th June, 2025 and with the support of the requisite number of Senators, I appointed today, Friday, 27th June, 2025, as a day for a Special Sitting of the Senate. The appointment was made vide Gazette Notice No. 8512 dated 27th June, 2025.

In the Gazette Notice, I indicated that the business to be transacted at this Special Sitting shall be the consideration of –

- (i) The Equalisation Fund Appropriation Bill (Senate Bills No. 7 of 2025);
- (ii) The County Allocation of Revenue Bill (Senate Bills No. 9 of 2025);
- (iii) The County Governments Additional Allocations (No. 2) Bill (Senate Bills No. 8 of 2025);
- (iv) Report of the Mediation Committee on the Division of Revenue Bill (National Assembly Bills No. 10 of 2025); and
- (v) Any other urgent business or messages received from the National Assembly or a County Assembly.

Honourable Senators,

In accordance with Standing Order 33 (5), the business specified in the Gazette Notice referred to above and as outlined in the Order Paper, shall be the only business before the Senate during the Special Sitting, following which the Senate shall stand adjourned until Tuesday, 8th July, 2025 at 2:30 p.m., pursuant to the Senate Calendar.

I thank you.”

5. MESSAGES FROM THE NATIONAL ASSEMBLY

The Speaker conveyed the following Messages from the National Assembly:

a) Passage of the Mediated version of the Division of Revenue Bill (National Assembly Bills No. 10 of 2025)

“Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46 (3), I received the following Message from the Speaker of the National Assembly regarding the approval, by the National Assembly, of the Mediated Version of the Division of Revenue Bill (National Assembly Bills No. 10 of 2025).

The Message, dated Friday, 20th June, 2025, was received in the Office of the Clerk of the Senate on Tuesday, 24th June, 2025, while the Senate was on recess.

Pursuant to Standing Order 46 (5), I now report the Message -

“PURSUANT to the provisions of Standing Order 41 (1) and 150 (4)(b) of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly;

WHEREAS, on Tuesday, 3rd June, 2025, the National Assembly considered and rejected the Senate amendments to the Division of Revenue Bill (National Assembly Bills No. 10 of 2025) thereby committing the Bill to a mediation committee in accordance with the provisions of Article 112 (2)(b) of the Constitution;

WHEREAS, on Wednesday, 4th June, 2025 and Wednesday, 11th June, 2025, the National Assembly and the Senate, respectively appointed Members to a Mediation Committee to develop a mediated version of the said Bill;

AND WHEREAS, on Thursday, 19th June 2025, the National Assembly considered and approved the Mediated Version of the Division of Revenue Bill (National Assembly Bills No. 10 of 2025) in the form developed by the Mediation Committee;

NOW THEREFORE, in accordance with the provisions of Article 113 (3) of the Constitution and Standing Order 150 (4)(b) of the National Assembly Standing Orders, I hereby convey the said decision of the National Assembly to the Senate.”

Honourable Senators,

I will, at the appropriate time during this sitting, call on the Co-Chairperson of the Mediation Committee to table the report of the Mediation Committee, which will, thereafter, be considered by the Senate in accordance with Standing Order 167.

I thank you.”

b) Passage of the Environmental Management and Coordination (Amendment) Bill (National Assembly Bills No. 66 of 2023)

“Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46 (3), I received the following Message from the Speaker of the National Assembly regarding the passage, by the National Assembly, of the Environmental Management and Coordination (Amendment) Bill (National Assembly Bills No. 66 of 2023).

The Message, dated Thursday, 19th June, 2025, was received in the Office of the Clerk of the Senate on Tuesday, 24th June, 2025, while the Senate was on recess.

Pursuant to Standing Order 46 (5), I now report the Message -

“PURSUANT to the provisions of Standing Order 41 (1) and 142 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly;

WHEREAS, the Environmental Management and Coordination (Amendment) Bill (National Assembly Bills No. 66 of 2023) was published vide Kenya Gazette Supplement No. 195 on 16th October, 2023 to amend section 147 of the Environmental Management and Co-ordination Act. No. 8 of 1999 to permit the Cabinet Secretary to make regulations to prohibit the planting of eucalyptus trees along rivers, lakes, seas and wetlands;

AND WHEREAS, the National Assembly considered the said Bill in terms of Article 109 (4) of the Constitution and passed it with amendments on Wednesday, 4th June, 2025 in the form attached hereto;

NOW THEREFORE, in accordance with the provisions of Article 110 (4) of the Constitution and Standing Orders 41 and 142 of the National Assembly Standing Orders, I hereby refer the Bill to the Senate for consideration.”

Honourable Senators,

The Message was received with a request by the Sponsor of the Bill in the National Assembly, Hon. Irene Mayaka, MP, that Sen. Crystal Asige, MP co-sponsors and introduces the Bill in the Senate, pursuant to Standing Order 163 (2).

Honourable Senators,

Standing Order 163 requires that a Bill, which originates in the National Assembly be proceeded with by the Senate in the same manner as a Bill introduced in the Senate by way of First Reading in accordance with Standing Order 144.

Accordingly, I direct that the Environmental Management and Coordination (Amendment) Bill (National Assembly Bills No. 66 of 2023) be listed in the Order Paper for First Reading.

I thank you.”

c) Approval of the Fourth Basis for Allocating the Share of National Revenue among the Counties for the Financial Years 2025/2026 to 2029/2030

“Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 46 (3) and (4), I have received the following Message from the Speaker of the National Assembly regarding the approval by the National Assembly of the Fourth

Basis for Revenue Allocation among the County Governments (Fourth Generation Formula).

The Message, dated Tuesday, 24th June, 2025, was received in the Office of the Clerk of the Senate today, Friday, 27th June, 2025.

Pursuant to Standing Order 46 (4), I now report the Message –

“PURSUANT to the provisions of Standing Order 41(1) of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly-

WHEREAS, in accordance with the provisions of article 217(1) of the Constitution, the Senate determined and approved the Fourth Basis for the Annual Allocation of the Share of National Revenue Allocation to the County level of Government for the Financial Years 2025/2026 to 2029/2030 on Thursday, 12th June, 2025, and thereafter referred the Resolution to the National Assembly for consideration in accordance with the provisions of Article 217(3) of the Constitution;

AND WHEREAS, pursuant to the provisions of Article 217(4) of the Constitution, on Tuesday, 24th June, 2025, the National Assembly considered and approved the Fourth Basis for Revenue Sharing among the County Governments in the form determined by the Senate and without amendments;

NOW THEREFORE, in accordance with the provisions of Article 217(4) of the Constitution and Standing Order 41(1) of the National Assembly Standing Orders, I hereby convey the said decision of the National Assembly to the Senate.”

Honourable Senators,

The Fourth Basis for Revenue Allocation among the County Governments (Fourth Generation Formula) stands approved and, pursuant to Article 217(7) of the Constitution, shall be applicable until a subsequent basis for revenue sharing is approved.

I thank you.”

6. PAPER LAID

The following Paper was laid on the Table of the Senate:

Report of the Mediation Committee on the Division of Revenue Bill (National Assembly Bills No. 10 of 2025).

(The Co-Chairperson, Mediation Committee)

7. **NOTICE OF MOTION - CONSIDERATION OF THE REPORT OF THE MEDIATION COMMITTEE ON THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILLS NO. 10 OF 2025)**
(The Co-Chairperson, Mediation Committee)

THAT, the Senate adopts the Report of the Mediation Committee on the Division of Revenue Bill (National Assembly Bills No. 10 of 2025), laid on the table of the Senate on Friday, 27th June, 2025; and that, pursuant to Article 113(2) of the Constitution and Standing Order 167(3) of the Senate, approves the mediated version of the Bill.

8. **MOTION - CONSIDERATION OF THE REPORT OF THE MEDIATION COMMITTEE ON THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILLS NO. 10 OF 2025)**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Mediation Committee on the Division of Revenue Bill (National Assembly Bills No. 10 of 2025), laid on the table of the Senate on Friday, 27th June, 2025; and that, pursuant to Article 113(2) of the Constitution and Standing Order 167(3) of the Senate, approves the mediated version of the Bill.”

(The Co-Chairperson, Mediation Committee)

Debate arising;

And there being no more Senators wishing to contribute;

Mover replied;

Pursuant to Standing Order 66 (3), the Mover requested for the deferment of the putting of the Question to a later date;

And the Deputy Speaker, acceding to the request, deferred the putting of Question to a later date.

9. **THE EQUALISATION FUND APPROPRIATION BILL (SENATE BILLS NO. 7 OF 2025)**
(The Chairperson, Standing Committee on Finance and Budget)

Order for First Reading read;

Bill read a First Time and committed to the Standing Committee on Finance and Budget.

10. **THE COUNTY GOVERNMENTS ADDITIONAL ALLOCATIONS (NO. 2) BILL (SENATE BILLS NO. 8 OF 2025)**

(The Chairperson, Standing Committee on Finance and Budget)

Order for First Reading read;

Bill read a First Time and committed to the Standing Committee on Finance and Budget.

11. **THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILLS NO. 9 OF 2025)**

(The Chairperson, Standing Committee on Finance and Budget)

Order for First Reading read;

Bill read a First Time and committed to the Standing Committee on Finance and Budget.

And there being no other business on the Order Paper, the Deputy Speaker adjourned the Senate at fifty-nine minutes past Four O'clock without Question put, pursuant to the Standing Orders.

12. **SENATE ROSE** – at fifty-nine minutes past Four O'clock

M E M O R A N D U M

The Speaker will take the Chair on
Tuesday, July 8th 2025 at 2:30 pm

--X--