



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (FOURTH SESSION)**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**TUESDAY, JULY 29, 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. **COMMUNICATION FROM THE CHAIR – VISITING TEACHERS AND STUDENTS FROM TABAKA GIRLS PRIMARY AND JUNIOR SCHOOL IN KISII COUNTY**

The Speaker conveyed the following Communication from the Chair:

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting teachers and students from Tabaka Girls Primary and Junior School in Kisii County. The delegation comprises thirty-three (33) teachers and one hundred and sixty-eight (168) 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. **PAPERS LAID**

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

- i) Special Audit Report of the Auditor-General on Payroll Management for the Migori County Executive.
- ii) Special Audit Report of the Auditor-General on Payroll Management for the Kisii County Executive.
- iii) Special Audit Report of the Auditor-General on Payroll Management for the Nyandarua County Executive.
- iv) Special Audit Report of the Auditor-General on Payroll Management for the Nyeri County Executive.
- v) Special Audit Report of the Auditor-General on Payroll Management for the Kirinyaga County Executive.
- vi) Special Audit Report of the Auditor-General on Payroll Management for the Murang'a County Executive.
- vii) Special Audit Report of the Auditor-General on Payroll Management for the Uasin Gishu County Executive.
- viii) Special Audit Report of the Auditor-General on Payroll Management for the Turkana County Executive.
- ix) Special Audit Report of the Auditor-General on Payroll Management for the Kiambu County Executive.
- x) Special Audit Report of the Auditor-General on Payroll Management for the Busia County Executive.
- xi) Special Audit Report of the Auditor-General on Payroll Management for the Nandi County Executive.
- xii) Special Audit Report of the Auditor-General on Payroll Management for the Elgeyo Marakwet County Executive.
- xiii) Special Audit Report of the Auditor-General on Payroll Management for the Nakuru County Executive.
- xiv) Special Audit Report of the Auditor-General on Payroll Management for the Nairobi City County Executive.
- xv) Special Audit Report of the Auditor-General on Payroll Management for the Nyamira County Executive.
- xvi) Special Audit Report of the Auditor-General on Payroll Management for the Machakos County Executive.
- xvii) Special Audit Report of the Auditor-General on Payroll Management for the Baringo County Executive.

- xviii) Special Audit Report of the Auditor-General on Payroll Management for the Laikipia County Executive.
- xix) Special Audit Report of the Auditor-General on Payroll Management for the Siaya County Executive.
- xx) Special Audit Report of the Auditor-General on Payroll Management for the Bomet County Executive.
- xxi) Special Audit Report of the Auditor-General on Payroll Management for the Kakamega County Executive.
- xxii) Special Audit Report of the Auditor-General on Payroll Management for the Vihiga County Executive.
- xxiii) Special Audit Report of the Auditor-General on Payroll Management for the Bungoma County Executive.
- xxiv) Special Audit Report of the Auditor-General on Payroll Management for the West Pokot County Executive.
- xxv) Special Audit Report of the Auditor-General on Payroll Management for the Makueni County Executive.
- xxvi) Special Audit Report of the Auditor-General on Payroll Management for the Mombasa County Executive.
- xxvii) Special Audit Report of the Auditor-General on Payroll Management for the Kwale County Executive.
- xxviii) Special Audit Report of the Auditor-General on Payroll Management for the Kilifi County Executive.
- xxix) Special Audit Report of the Auditor-General on Payroll Management for the Kajiado County Executive.
- xxx) Special Audit Report of the Auditor-General on Payroll Management for the Narok County Executive.
- xxxi) Special Audit Report of the Auditor-General on Payroll Management for the Wajir County Executive.
- xxxii) Special Audit Report of the Auditor-General on Payroll Management for the Tana River County Executive.
- xxxiii) Special Audit Report of the Auditor-General on Payroll Management for the Lamu County Executive.
- xxxiv) Special Audit Report of the Auditor-General on Payroll Management for the Taita Taveta County Executive.

- xxxv) Special Audit Report of the Auditor-General on Payroll Management for the Garissa County Executive.
- xxxvi) Special Audit Report of the Auditor-General on Payroll Management for the Mandera County Executive.
- xxxvii) Special Audit Report of the Auditor-General on Payroll Management for the Marsabit County Executive.
- xxxviii) Special Audit Report of the Auditor-General on Payroll Management for the Isiolo County Executive.
- xxxix) Special Audit Report of the Auditor-General on Payroll Management for the Meru County Executive.
- xl) Special Audit Report of the Auditor-General on Payroll Management for the Tharaka Nithi County Executive.
- xli) Special Audit Report of the Auditor-General on Payroll Management for the Trans Nzoia County Executive.
- xlii) Special Audit Report of the Auditor-General on Payroll Management for the Samburu County Executive.
- xliii) Special Audit Report of the Auditor-General on Payroll Management for the Kitui County Executive.
- xliv) Special Audit Report of the Auditor-General on Payroll Management for the Embu County Executive.
- xlv) Special Audit Report of the Auditor-General on Payroll Management for the Kisumu County Executive.
- xlvi) Special Audit Report of the Auditor-General on Payroll Management for the Homa Bay County Executive.
- xlvii) Special Audit Report of the Auditor-General on Payroll Management for the Kericho County Executive.
- xlviii) Report of the Auditor-General on financial Statements of Machakos Municipality – County Government of Machakos for the year ended 30<sup>th</sup> June, 2024.

*(The Senate Majority Leader)*

- xl ix) Report of the Standing Committee on Finance and Budget on its consideration of the County Wards (Equitable Development) Bill (Senate Bills No. 20 of 2024)

*(The Vice-Chairperson, Standing Committee on Finance and Budget)*

**6. QUESTIONS AND STATEMENTS****Requests for Statements pursuant to Standing Order 53 (1)**

- i) The Senator for Nandi County (Sen. Samson Cherarkey, MP) sought a Statement from the Standing Committee on Education regarding the disqualification of students of St. Michael's Terige Boys High School and Kimwani Secondary School from participating in County Sports in Nandi County.
- ii) Nominated Senator (Sen. Tabitha Mutinda, MP) sought a Statement from the Standing Committee on Health concerning the deteriorating state of healthcare service delivery in counties.

**7. MOTION - APPROVAL OF SITTINGS OF THE SENATE TO BE HELD IN BUSIA COUNTY**

Order read;

Motion made and Question proposed;

THAT, AWARE that the Senate of Kenya is established under Article 93 of the Constitution and its main role, as set out at Article 96 is to represent, serve and protect the interests of the counties and their governments;

FURTHER AWARE of the critical role that the Senate plays in the interlinkage between the National and County levels of government, and the need to enhance the interaction between the Senate and county governments, as a means of bringing the Senate closer to the counties and the general public;

ACKNOWLEDGING the successes made during the sittings of the Senate outside Nairobi held in Uasin Gishu, Kitui and Turkana Counties in September, 2018, 2019 and 2023, respectively;

FURTHER ACKNOWLEDGING the recommendation of the Senate Business Committee that a sitting of the Senate be held away from the traditional premises in Parliament Buildings, Nairobi, during the term of the 13<sup>th</sup> Parliament; and the subsequent resolution of the Senate made on 8<sup>th</sup> March, 2023, to hold plenary and committee sittings in the counties for a one-week period within the month of September in every Session of the 4<sup>th</sup> Senate, except during an election year with the objective to: -

- 1) promote the role and work of the Senate and enhance public awareness regarding the Business of the Senate and Parliament in general;
- 2) highlight existing and new opportunities for engagement in the legislative process;
- 3) develop and strengthen partnerships at the county level of government; and

- 4) provide an opportunity to members and staff of county assemblies to learn and share best practices with Senators and parliamentary officers;

NOW, THEREFORE, pursuant to Article 126 (1) of the Constitution, the Senate resolves to hold its Plenary and Committee sittings in Busia County, from 6<sup>th</sup> to 10<sup>th</sup> October 2025.

*(The Senate Majority Whip – 24.07.2025)*

Debate interrupted on Thursday, 24<sup>th</sup> July, 2025 resumed for Question to be put;

Before the Question was put, and pursuant to Standing Order No. 84 (2), 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, AWARE that the Senate of Kenya is established under Article 93 of the Constitution and its main role, as set out at Article 96 is to represent, serve and protect the interests of the counties and their governments;

FURTHER AWARE of the critical role that the Senate plays in the interlinkage between the National and County levels of government, and the need to enhance the interaction between the Senate and county governments, as a means of bringing the Senate closer to the counties and the general public;

ACKNOWLEDGING the successes made during the sittings of the Senate outside Nairobi held in Uasin Gishu, Kitui and Turkana Counties in September, 2018, 2019 and 2023, respectively;

FURTHER ACKNOWLEDGING the recommendation of the Senate Business Committee that a sitting of the Senate be held away from the traditional premises in Parliament Buildings, Nairobi, during the term of the 13<sup>th</sup> Parliament; and the subsequent resolution of the Senate made on 8<sup>th</sup> March, 2023, to hold plenary and committee sittings in the counties for a one-week period within the month of September in every Session of the 4<sup>th</sup> Senate, except during an election year with the objective to: -

- 1) promote the role and work of the Senate and enhance public awareness regarding the Business of the Senate and Parliament in general;
- 2) highlight existing and new opportunities for engagement in the legislative process;
- 3) develop and strengthen partnerships at the county level of government; and

- 4) provide an opportunity to members and staff of county assemblies to learn and share best practices with Senators and parliamentary officers;

NOW, THEREFORE, pursuant to Article 126 (1) of the Constitution, the Senate resolves to hold its Plenary and Committee sittings in Busia County, from 6<sup>th</sup> to 10<sup>th</sup> October 2025.

8. **MOTION - CONSIDERATION OF THE REPORT OF THE STANDING COMMITTEE ON JUSTICE, LEGAL AFFAIRS AND HUMAN RIGHTS ON ITS CONSIDERATION OF A PETITION TO THE SENATE BY MR. BAKARI HALIFAN MUNGE AND THREE (3) OTHER RESIDENTS OF KWALE COUNTY REGARDING THE IMPLEMENTATION OF AN AWARD BY THE ENVIRONMENT AND LAND COURT FOR COMPENSATION TO AND RESETTLEMENT OF THE OWNERS OF RAMISI PHASE 1 BLOCK 5056 IN KWALE COUNTY**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of a Petition to the Senate by Mr. Bakari Halifan Munge and three (3) other residents of Kwale County regarding the implementation of an Award by the Environment and Land Court for compensation to and resettlement of the owners of Ramisi Phase 1 Block 5056 in Kwale County, laid on the Table of the Senate on Wednesday, 28<sup>th</sup> May, 2025.

*(Sen. Raphael Chimera, MP on behalf of the Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)*

Debate arising;

And there being no more Senators wishing to contribute;

Before the Question was put, and pursuant to Standing Order No. 84 (2), 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 Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of a Petition to the Senate by Mr. Bakari Halifan Munge and three (3) other residents of Kwale County regarding the implementation of an Award by the Environment and Land Court for compensation to and resettlement of the owners of Ramisi Phase 1 Block

5056 in Kwale County, laid on the Table of the Senate on Wednesday, 28<sup>th</sup> May, 2025.

9. **MOTION - CONSIDERATION OF THE REPORT OF THE STANDING COMMITTEE ON JUSTICE, LEGAL AFFAIRS AND HUMAN RIGHTS ON ITS CONSIDERATION OF A PETITION TO THE SENATE BY MR. LABAN OMUSUNDI REGARDING THE INTRODUCTION OF A FRAMEWORK FOR RECALLING NOMINATED MEMBERS OF THE COUNTY ASSEMBLIES (MCAs)**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of a Petition to the Senate by Mr. Laban Omusundi regarding the introduction of a framework for recalling Nominated Members of the County Assemblies (MCAs), laid on the Table of the Senate on Wednesday, 28<sup>th</sup> May, 2025.

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

Debate arising;

And there being no more Senators wishing to contribute;

Before the Question was put, and pursuant to Standing Order No. 84 (2), 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 Report of the Standing Committee on Justice, Legal Affairs and Human Rights on its consideration of a Petition to the Senate by Mr. Laban Omusundi regarding the introduction of a framework for recalling Nominated Members of the County Assemblies (MCAs), laid on the Table of the Senate on Wednesday, 28<sup>th</sup> May, 2025.

10. **MOTION - CONSIDERATION OF THE REPORT OF THE STANDING COMMITTEE ON JUSTICE, LEGAL AFFAIRS AND HUMAN RIGHTS ON A PETITION TO THE SENATE BY MS. CHRISTINE NJOKI MWERU REGARDING INCOMPLETE INVESTIGATIONS AND FAILURE TO ARREST AND PROSECUTE SUSPECTS INVOLVED IN THE ABDUCTION AND DISAPPEARANCE OF MR. JOSHUA GICHUKI MWANGI**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Justice, Legal Affairs and Human Rights on a Petition to the Senate by Ms. Christine Njoki Mweru regarding incomplete investigations and failure to arrest and prosecute suspects involved in the abduction and disappearance of Mr. Joshua Gichuki Mwangi, laid on the Table of the Senate on Thursday, 5<sup>th</sup> June, 2025.

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

Debate arising;

And there being no more Senators wishing to contribute;

Before the Question was put, and pursuant to Standing Order No. 84 (2), 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 Report of the Standing Committee on Justice, Legal Affairs and Human Rights on a Petition to the Senate by Ms. Christine Njoki Mweru regarding incomplete investigations and failure to arrest and prosecute suspects involved in the abduction and disappearance of Mr. Joshua Gichuki Mwangi, laid on the Table of the Senate on Thursday, 5<sup>th</sup> June, 2025.

11. **MOTION – REPORT OF THE STANDING COMMITTEE ON LABOUR AND SOCIAL WELFARE ON A PETITION TO THE SENATE BY MR. LAWRENCE NDUTU ON BEHALF OF ONE HUNDRED AND TWENTY-FIVE (125) OTHER FORMER EMPLOYEES OF KENYA BREWERIES LIMITED CONCERNING FAILURE BY THE KENYA BREWERIES LIMITED, KAPLAN & STRATTON ADVOCATES AND HARRISON KINYANJUI ADVOCATES TO PAY COMPENSATION AWARDED TO THE PETITIONERS**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Labour and Social Welfare on a Petition to the Senate by Mr. Lawrence Ndotu on behalf of one hundred and twenty-five (125) other former employees of Kenya Breweries Limited concerning failure by the Kenya Breweries Limited, Kaplan & Stratton Advocates and Harrison Kinyanjui Advocates to pay compensation awarded to the Petitioners, laid on the Table of the Senate on Wednesday, 9<sup>th</sup> July, 2025.

*(The Chairperson, Standing Committee on Labour and Social Welfare)*

Debate arising;

And there being no more Senators wishing to contribute;

Before the Question was put, and pursuant to Standing Order No. 84 (2), 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 Report of the Standing Committee on Labour and Social Welfare on a Petition to the Senate by Mr. Lawrence Ndotu on behalf of one hundred and twenty-five (125) other former employees of Kenya Breweries Limited concerning failure by the Kenya Breweries Limited, Kaplan & Stratton Advocates and Harrison Kinyanjui Advocates to pay compensation awarded to the Petitioners, laid on the Table of the Senate on Wednesday, 9<sup>th</sup> July, 2025.

12. **MOTION – 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**

Order read;

Motion made and Question proposed;

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, 14<sup>th</sup> May, 2025 and approves Sessional Paper No. 3 of 2023 on the Kenya Policy on Public Participation.

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

Debate arising;

And there being no more Senators wishing to contribute;

Before the Question was put, and pursuant to Standing Order No. 84 (2), 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 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, 14<sup>th</sup> May, 2025 and approves Sessional Paper No. 3 of 2023 on the Kenya Policy on Public Participation.

13. **MOTION - REPORT OF THE STANDING COMMITTEE ON DEVOLUTION AND INTERGOVERNMENTAL RELATIONS ON ITS INQUIRY INTO THE STATE OF GOVERNANCE IN THE COUNTY GOVERNMENT OF GARISSA ARISING FROM A STATEMENT SOUGHT BY SEN. HAJI ABDUL MOHAMMED, MP**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Devolution and Intergovernmental Relations on its inquiry into the state of governance in the County Government of Garissa arising from a Statement sought by Sen. Abdul Haji, MP, laid on the Table of the Senate on Wednesday, 28<sup>th</sup> May, 2025.

*(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations)*

Debate arising;

And there being no more Senators wishing to contribute;

Before the Question was put, and pursuant to Standing Order No. 84 (2), the Speaker ruled that the Motion does not affect counties.

And the Speaker having counted the Senators present and confirming that there was no quorum, caused the Bell to be rung for ten minutes;

And there being quorum before of the five minutes;

Question put and agreed to.

**RESOLVED ACCORDINGLY**

THAT, the Senate adopts the Report of the Standing Committee on Devolution and Intergovernmental Relations on its inquiry into the state of governance in the County Government of Garissa arising from a Statement sought by Sen. Abdul Haji, MP, laid on the Table of the Senate on Wednesday, 28<sup>th</sup> May, 2025.

14. **THE TECHNOLIS BILL (NATIONAL ASSEMBLY BILL NO. 6 OF 2024)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Technopolis Bill (National Assembly Bill No. 6 of 2024) be now read a Second Time.

*(The Senate Majority Leader – 23.07.2025)*

Debate interrupted on Wednesday, 23<sup>rd</sup> July, 2025 (Afternoon Sitting) resumed;

And there being no more Senators wishing to contribute;

And in the absence of the Mover;

The Temporary Speaker (Sen. Wakili Sigei, MP) deferred the reply to a later date.

15. **THE TOBACCO CONTROL (AMENDMENT) BILL (SENATE BILLS NO. 35 OF 2024)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Tobacco Control (Amendment) Bill (Senate Bills No. 35 of 2024) be now read a Second Time.

*(Sen. Catherine Mumma, MP)*

Debate arising;

And the time being thirty minutes past Six O'clock, the Temporary Speaker (Sen. Wakili Sigei, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

16. **SENATE ROSE** – at thirty minutes past six O'clock.

**M E M O R A N D U M**

*The Speaker will take the Chair on  
Wednesday, July 30, 2025 at 9:30 am*

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