



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FOURTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

AFTERNOON SITTING

WEDNESDAY, AUGUST 06, 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 Deputy Speaker.

3. **QUORUM OF THE SENATE**

The Deputy 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 Deputy Speaker invited the Clerk to call the Orders of the Day.

4. **COMMUNICATIONS FROM THE CHAIR**

The Deputy Speaker conveyed the following Communications from the Chair:

a) Substantiation of a Statement made by Sen. (Dr.) Boni Khalwale, MP during the sitting of the Senate held on Tuesday, 5th August, 2025

“Honourable Senators,

As you may recall, at the Sitting of the Senate held on Tuesday, 5th August, 2025, the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) directed Sen. (Dr.) Boni Khalwale, MP, to substantiate utterances made in the course of his contribution to a Message from the National Assembly, on the passage of the Equalisation Fund Appropriation Bill (National Assembly Bills No. 21 of 2025). The direction was as a result of a Point of Order by the Senator for Bungoma County, (Sen. Wafula Wakoli, MP) pursuant to Standing Order 105.

As Honourable Senators are aware, Standing Order 105 provides that –

“(1) A Senator shall be responsible for the accuracy of any facts that the Senator alleges to be true and may be required to substantiate any such facts instantly.

(2) If a Senator has sufficient reason to convince the Speaker that the Senator is unable to substantiate the allegations instantly, the Speaker shall require that such Senator substantiates the allegations not later than the next sitting day, failure to which the Senator shall be deemed to be disorderly within the meaning of Standing Order 121 (Disorderly conduct), unless the Senator withdraws the allegations and gives a suitable apology, if the Speaker so requires.”

Honourable Senators,

In the course of his contribution, Sen. (Dr.) Boni Khalwale, MP, made the following comment –

“---He has decided to learn the bad manners of the Speaker of the National Assembly, who has reduced himself to an agent of the United Democratic Party (UDA), running around.”

It is at this point that the Senator for Bungoma County raised a Point of Order pursuant to Standing Order 105 to require Sen. (Dr.) Boni Khalwale, MP to substantiate the claim.

Honourable Senators,

Sen. (Dr.) Boni Khalwale, MP was not able to substantiate his statement as required pursuant to Standing Order 105(1), and subsequently requested the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) to provide the evidence at the next sitting day in accordance with Standing Order 105 (2). Having acceded to the request, the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) directed that the Senator substantiates the allegation at the next sitting day.

Pursuant to Standing Order 105 (2), I now invite Sen. (Dr.) Boni Khalwale, MP to forthwith substantiate the claim, as raised in the Point of Order by Sen. Wafula Wakoli, MP, failure to which, Sen. (Dr.) Boni Khalwale, MP, shall be deemed to be disorderly within the meaning of Standing Order 121. In the absence of such substantiation, the Senator will be required to withdraw the statement and apologize to the Senate.

Thereupon the Deputy Speaker invited Sen. (Dr.) Khalwale, MP to either table evidence to substantiate his statement or withdraw and apologize.

Thereupon, the Senator tabled a USB Drive as substantiation of his allegations;

Thereupon, the Deputy Speaker undertook to review the contents of the Drive;

Honourable Senators,

As you may recall on 12th June, 2025, I made a detailed communication on the application of Standing Order 101 and Personal Statements pursuant to Standing Order 58. In the Communication, I directed all Honourable Senators to adhere to the provisions of Standing Order 101 while making contributions to debates in the Senate. I emphasized that it would be out of order for any Senator to make adverse references to the personal conduct of office holders referred to in the Standing Order without a substantive Motion. However, Statements of Facts are permissible in debates on a Question before the Senate.

While the context of the Communication was in reference to Standing Order 101(1), the full spectrum of Standing Order 101 must be appreciated. Specifically, I draw the attention of Honourable Senators to Standing Order 101 (4) which states: -

No Senator shall impute improper motive to any other Senator or to a Member of the National Assembly except upon a specific substantive Motion of which at least three days' notice has been given, calling in question the conduct of that Senator or Member of the Assembly.

In the course of his speech, Sen. (Dr.) Boni Khalwale, MP, made comments that imputed improper motive on the Speaker of the Senate and the Speaker of the National Assembly. The two office holders are Members of Parliament.”

b) Students from the Starehe Boys’ Centre and School and Alliance High School under the Schools’ Voluntary Service Scheme (VSS)

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, of students from Starehe Boys’ Centre and School and Alliance High School. The students are undertaking a two (2) week service in the Senate under the Voluntary Service Scheme (VSS) for schools.

I request the students to stand when called out so that they may be acknowledged in the Senate tradition.

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| 1. Craig Issa | (Form 3) |
| 2. Dean Karanja | (Form 3) |
| 3. Anthony Mutimba | (Form 2) |
| 4. Daniel Wandili | (Form 3) |
| 5. Collins Njuguna | (Form 3) |
| 6. Melvin Mugambi | (Form 4) |

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| 7. Moses Bruce | (Form 3) |
| 8. Enock Mogire | (Form 2) |
| 9. Cedric Otieno | (Form 3) |

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to the students 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) Sessional Paper No. 7 of 2024 on the National Sanitation Management Policy.
- ii) Report of the Controller of Budget (CoB) on National Government Budget Implementation Review Report for the first nine months of financial year 2024/2025.
- iii) Report of the Auditor General on financial statements of Level 4, Level 5 and Level 6 Hospitals in Kenya for financial year 2023/2024.
- iv) Report of the Auditor General (Summary Report) on financial statements of Water Companies for financial year 2023/2024.

(The Senate Majority Leader)

- v) Report of the Select Committee on Delegated Legislation on its consideration of the Environmental Management and Co-ordination (Strategic and Integrated Environmental Assessments and Environmental Audits) (No. 2) Regulations, 2025, Legal Notice No. 71 of 2025.

(The Chairperson, Select Committee on Delegated Legislation)

- vi) Report of the Standing Committee on Trade, Industrialization and Tourism on its consideration of the Cooperatives Bill (National Assembly Bills No. 7 of 2024).

(The Chairperson, Standing Committee on Trade, Industrialization and Tourism)

6. NOTICE OF MOTION – REPORT OF THE SELECT COMMITTEE ON DELEGATED LEGISLATION ON ITS CONSIDERATION OF THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION (STRATEGIC AND INTEGRATED ENVIRONMENTAL ASSESSMENTS AND ENVIRONMENTAL AUDITS) (NO. 2) REGULATIONS, 2025, LEGAL NOTICE NO. 71 OF 2025.

(The Chairperson, Select Committee on Delegated Legislation)

THAT, the Senate adopts the Report of the Select Committee on Delegated Legislation on its consideration of the Environmental Management and Co-ordination (Strategic and Integrated Environmental Assessments and Environmental Audits) (No. 2) Regulations, 2025, Legal Notice No. 71 of 2025, laid on the Table of the Senate on Wednesday, 6th August, 2025; and that pursuant to Section 18 of the Statutory Instruments Act, the Senate resolves to **annul**, the Environmental Management and Co-ordination (Strategic and Integrated Environmental Assessments and Environmental Audits) (No. 2) Regulations, 2025, Legal Notice No. 71 of 2025.

7. QUESTIONS AND STATEMENTS

a) Requests for Statements pursuant to Standing Order 53 (1)

- i) Request for a Statement by the Senator for Samburu County (Sen. (Dr.) Lelegwe Ltumbesi, MP) sought a Statement from the Standing Committee on Health regarding the procurement of medical insurance cover for the employees of the County Government of Samburu for Financial Year 2023/2024 was deferred in the absence of the Senator.
- ii) Request for a Statement by the Senator for Bomet County (Sen. Wakili Hillary Sigei, MP) sought a Statement from the Standing Committee on Finance and Budget regarding the utilization of funds from voided payments by the County Government of Bomet was dropped in the absence of the Senator.

8. MOTION - REPORTS OF THE STANDING COMMITTEE ON DEVOLUTION AND INTERGOVERNMENTAL RELATIONS ON ITS INQUIRY INTO THE STATE OF MARKETS IN VIHIGA AND BUNGOMA COUNTIES ARISING FROM A STATEMENT SOUGHT BY SEN. GODFREY OSOTSI, MP AND SEN. DAVID WAKOLI, MP

Order read;

Motion made and Question proposed;

THAT, the Senate adopts Reports of the Standing Committee on Devolution and Intergovernmental Relations on its inquiry into the state of markets in Vihiga and Bungoma counties arising from statements sought by Sen. Godfrey Osotsi, MP, and Sen. David Wafula Wakoli, MP laid on the Table of the Senate on Tuesday, 1st October, 2024.

(Sen. Mohamed Chute, MP, on behalf of the Chairperson, Standing Committee on Devolution and Intergovernmental Relations – 30.07.25)

Debate interrupted on Tuesday, 5th August, 2025 resumed for Question to be put;

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

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

Question put and agreed to.

RESOLVED ACCORDINGLY

THAT, the Senate adopts Reports of the Standing Committee on Devolution and Intergovernmental Relations on its inquiry into the state of markets in Vihiga and Bungoma counties arising from statements sought by Sen. Godfrey Osotsi, MP, and Sen. David Wafula Wakoli, MP laid on the Table of the Senate on Tuesday, 1st October, 2024.

9. MOTION - REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE COUNTY OVERSIGHT AND NETWORKING ENGAGEMENTS TO TAITA TAVETA, MOMBASA AND KWALE COUNTIES

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Health on the County Oversight and Networking Engagements to Taita Taveta, Mombasa and Kwale Counties, laid on the Table of the Senate on Thursday, 5th December, 2024.

(The Vice-Chairperson, Standing Committee on Health – 05.08.2025)

Debate interrupted on Tuesday, 5th August, 2025 resumed for Question to be put;

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

And the Deputy 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 Health on the County Oversight and Networking Engagements to Taita Taveta, Mombasa and Kwale Counties, laid on the Table of the Senate on Thursday, 5th December, 2024.

10. **MOTION - REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE INSPECTION TOUR OF HEALTH FACILITIES IN WEST POKOT, TRANS NZOIA AND TURKANA COUNTIES**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Health on the inspection tour of health facilities in West Pokot, Trans Nzoia and Turkana Counties, laid on the Table of the Senate on Thursday, 5th December, 2024.

(The Vice- Chairperson, Standing Committee on Health – 05.08.2025)

Debate interrupted on Wednesday, 6th August, 2025 (Morning Sitting) resumed for Question to be put;

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

And the Deputy 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 Health on the inspection tour of health facilities in West Pokot, Trans Nzoia and Turkana Counties, laid on the Table of the Senate on Thursday, 5th December, 2024.

11. **MOTION – REPORT OF THE SELECT COMMITTEE ON DELEGATED LEGISLATION ON ITS CONSIDERATION OF THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION (STRATEGIC AND INTEGRATED ENVIRONMENTAL ASSESSMENTS AND ENVIRONMENTAL AUDITS) (NO. 2) REGULATIONS, 2025, LEGAL NOTICE NO. 71 OF 2025**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Select Committee on Delegated Legislation on its consideration of the Environmental Management and Co-ordination (Strategic and Integrated Environmental Assessments and Environmental Audits) (No. 2) Regulations, 2025, Legal Notice No. 71 of 2025, laid on the Table of the Senate on Wednesday, 6th August, 2025; and that pursuant to Section 18 of the Statutory Instruments Act, the Senate resolves to annul, the Environmental Management and Co-

ordination (Strategic and Integrated Environmental Assessments and Environmental Audits) (No. 2) Regulations, 2025, Legal Notice No. 71 of 2025.

(The Chairperson, Select Committee on Delegated Legislation)

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 Temporary Speaker (Sen. Catherine Mumma, MP), acceding to the request, deferred the putting of the Question to a later date.

12. MOTION - REPORT OF THE STANDING COMMITTEE ON ENERGY ON THE COUNTY OVERSIGHT AND NETWORKING ENGAGEMENTS IN WAJIR COUNTY

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Energy on the County Oversight and Networking Engagements in Wajir County laid on the table of the Senate on Thursday, 17th April, 2025.

(The Vice- Chairperson, Standing Committee on Energy)

Debate arising;

And there being no more Senators wishing to contribute;

The Chairperson of the Standing Committee on Energy replied;

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

And the Temporary Speaker (Sen. Wakili Hillary Sigei, MP), acceding to the request, deferred the putting of the Question to a later date.

13. THE TECHNOLIS BILL (NATIONAL ASSEMBLY BILL NO. 6 OF 2024)
(The Senate Majority Leader)

(Second Reading)

*(Resumption of debate interrupted on Wednesday 30th July,
2025 – Afternoon Sitting)
(Division)*

Order deferred.

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

(Sen. Catherine Mumma, MP)

*(Second Reading)
(Resumption of debate interrupted on Wednesday 30th July,
2025 – Afternoon Sitting)
(Division)*

Order deferred.

15. **COMMITTEE OF THE WHOLE
THE CREATIVE ECONOMY SUPPORT BILL (SENATE BILLS NO. 30 OF 2024)**

(Sen. Eddy Oketch, MP)

*(Resumption of debate interrupted on Thursday, 31st July,
2025)
(Division)*

Order deferred.

16. **COMMITTEE OF THE WHOLE
THE BUSINESS LAW (AMENDMENT) BILL (SENATE BILLS. NO. 51 OF 2024)**

(The Senate Majority Leader)

*(Resumption of debate interrupted on Thursday, 31st July,
2025)
(Division)*

Order deferred.

17. **COMMITTEE OF THE WHOLE
THE EARLY CHILDHOOD EDUCATION (AMENDMENT) BILL (SENATE BILLS NO. 54 OF 2023)**

(Sen. Eddy Oketch, MP)

*(Resumption of debate interrupted on Thursday, 31st July,
2025)
(Division)*

Order deferred.

18. **COMMITTEE OF THE WHOLE**

THE LOCAL CONTENT BILL (SENATE BILLS NO. 50 OF 2023)

(The Chairperson, Standing Committee on Energy)

(Resumption of debate interrupted on Thursday, 31st July, 2025)

(Division)

Order deferred.

19. **COMMITTEE OF THE WHOLE**

THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 41 OF 2023)

(Sen. Esther Anyieni Okenyuri, MP)

(Resumption of debate interrupted on Thursday, 31st July, 2025)

(Division)

Order deferred.

20. **COMMITTEE OF THE WHOLE**

THE COOPERATIVES BILL (NATIONAL ASSEMBLY BILLS NO. 7 OF 2024)

(The Senate Majority Leader)

Order deferred.

21. **COMMITTEE OF THE WHOLE**

THE COUNTY LIBRARY SERVICES BILL (SENATE BILLS NO. 40 OF 2024)

(Sen. Joyce Korir, MP)

Order deferred.

22. **COMMITTEE OF THE WHOLE**

THE LABOUR MIGRATION AND MANAGEMENT (NO.2) BILL (SENATE BILLS NO. 42 OF 2024)

(Sen. Tabitha Mutinda, MP)

Order deferred.

23. **MOTION - PROGRESS REPORT OF THE STANDING COMMITTEE ON NATIONAL COHESION, EQUAL OPPORTUNITY AND REGIONAL INTEGRATION ON AN INQUIRY INTO THE DIVERSITY AND INCLUSIVITY IN THE STAFF COMPOSITION OF STATE AGENCIES IN KENYA**

(The Chairperson, Standing Committee on National Cohesion, Equal Opportunity and Regional Integration)

THAT, the Senate adopts Progress Report of the Standing Committee on National Cohesion, Equal Opportunity and Regional Integration on an inquiry into the diversity and inclusivity in the staff composition of state agencies in Kenya, laid on the Table of the Senate on Thursday, 3rd October, 2024.

Order deferred.

24. MOTION - REPORT OF THE STANDING COMMITTEE ON NATIONAL COHESION, EQUAL OPPORTUNITY AND REGIONAL INTEGRATION ON IMPLEMENTATION OF THE SENATE RESOLUTION ON THE CURRENT STATE OF THE NATION MADE ON WEDNESDAY, 24TH JULY, 2024

(The Chairperson, Standing Committee on National Cohesion, Equal Opportunity and Regional Integration)

THAT, the Senate adopts the Report of the Standing Committee on National Cohesion, Equal Opportunity and Regional Integration on implementation of the Senate Resolution on the Current State of the Nation made on Wednesday, 24th July, 2024, laid on the Table of the Senate on Tuesday, 3rd June, 2025.

Order deferred.

25. THE STREET NAMING AND PROPERTY ADDRESSING SYSTEM BILL (SENATE BILLS NO. 43 OF 2024)

(Sen. Fatuma Dullo, MP)

(Second Reading)

Order deferred.

26. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) (NO. 4) BILL (NATIONAL ASSEMBLY BILLS NO. 45 OF 2024)

(The Senate Majority Leader)

(Second Reading)

Order deferred.

27. THE OFFICE OF THE COUNTY ATTORNEY (AMENDMENT) BILL (SENATE BILLS NO. 47 OF 2024)

(Sen. David Wafula Wakoli, MP)

(Second Reading)

Order deferred.

And there being no other business on the Order Paper, the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) adjourned the Senate at seventeen

minutes past six O'clock without Question put, pursuant to the Standing Orders.

28. SENATE ROSE

– at seventeen minutes past Six O'clock

M E M O R A N D U M

*The Speaker will take the Chair on
Thursday, August 07, 2025 at 2:30 pm*

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