



REPUBLIC OF KENYA

**THIRTEENTH PARLIAMENT – (FOURTH SESSION)**

**THE SENATE**

**ORDER PAPER**

**THURSDAY, NOVEMBER 13, 2025 AT 2.30 PM**

**PRAYER**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers (as listed in the Appendix)
6. Notices of Motion
7. Questions and Statements (as listed in the Appendix)
8. **MOTION - INSTALLATION OF CCTV CAMERAS IN ALL POLICE STATIONS, CELLS AND POLICE REPORTING DESKS**  
(Sen. Karen Nyamu, MP)

**AWARE THAT** Article 51 provides that a person who is detained, held in custody or imprisoned under the law, retains all the rights and fundamental freedoms in the Bill of Rights, except to the extent that any particular right or a fundamental freedom is clearly incompatible with the fact that the person is detained, held in custody or imprisoned;

**FURTHER AWARE THAT** the National taskforce on improvement of the terms and conditions of service and other reforms for members of the National Police Service and Kenya Prison Service recommended adequate Government funding for the National Police Service to modernize its facilities, equipment and gear, and enhance its logistical and technological capabilities for National Police Service officers in order to enable the Service discharge its mandate efficiently and effectively;

**COGNIZANT THAT** the Bill of Rights provides for protection of human rights, prevention of abuse and upholding of the rule of law within detention facilities and police stations;

**CONCERNED THAT** there has been increasing reports of human rights violations, abuse, unexplained injuries, and deaths in custody, as well as security breaches and escapes from police cells across the country;

**FURTHER CONCERNED THAT** despite the recommendations by the Justice Maraga task force, little or no efforts have been made to ensure

...../Motions

modernization of police cells by installation of Closed-Circuit Television (CCTV) cameras and police reporting desks thereby affecting public trust and accountability on what happens to persons in police custody;

**NOW THEREFORE**, the Senate resolves that the National Government, through the Ministry of Interior and National Administration:

1. installs functional and tamper-proof CCTV cameras in all police stations, cells and police reporting desks across the country;
2. ensures that all CCTV systems are monitored in real-time and that footage is securely stored and made accessible during investigations, judicial processes; and
3. provides the necessary resources, technical support, and training to law enforcement officers for the effective operation and maintenance of CCTV systems and continuous digitization of Occurrence Book platforms.

***(Resumption of debate interrupted on Tuesday, 11<sup>th</sup> November, 2025)  
(Mover to reply)***

9. **MOTION - CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE METEOROLOGY BILL (SENATE BILLS NO. 45 OF 2023)**

(The Chairperson, Standing Committee on Land, Environment and Natural Resources)

**THAT**, the National Assembly amendments to the Meteorology Bill (Senate Bills No. 45 of 2023) be now considered.

10. **COMMITTEE OF THE WHOLE**  
**\*THE LABOUR MIGRATION AND MANAGEMENT (NO. 2) BILL (SENATE BILLS NO. 42 OF 2024)**

(Sen. Tabitha Mutinda, MP)

11. **COMMITTEE OF THE WHOLE**  
**\*THE TOBACCO CONTROL (AMENDMENT) BILL (SENATE BILLS NO. 35 OF 2024)**

(Sen. Catherine Mumma, MP)

12. **COMMITTEE OF THE WHOLE**  
**\*THE COUNTY GOVERNMENTS ELECTION LAWS (AMENDMENT) BILL (SENATE BILLS NO. 2 OF 2024)**

(Sen. Crystal Asige, MP)

13. **COMMITTEE OF THE WHOLE**  
**\*THE COUNTY LIBRARY SERVICES BILL (SENATE BILLS NO. 40 OF 2024)**

(Sen. Joyce Korir, MP)

***(Resumption of debate interrupted on Tuesday, 30<sup>th</sup> September, 2025)  
(Division)***

...../Bills

14. **\*\*\*THE CULTURE BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2024)**  
(The Senate Majority Leader)

*(Second Reading)*

15. **\*\*\*THE PUBLIC PROCUREMENT AND ASSET DISPOSAL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 48 OF 2024)**  
(The Senate Majority Leader)

*(Second Reading)*

16. **\*\*\*THE KENYA NATIONAL COUNCIL FOR POPULATION AND DEVELOPMENT BILL (NATIONAL ASSEMBLY BILLS NO. 72 OF 2023)**  
(The Senate Majority Leader)

*(Second Reading)*

17. **\*THE ELECTRONIC EQUIPMENT DISPOSAL RECYCLING AND REUSE BILL (SENATE BILLS NO. 5 OF 2025)**  
(Sen. Peris Tobiko, MP)

*(Second Reading)*

18. **\*\*THE ENERGY (AMENDMENT) BILL (SENATE BILLS NO. 11 OF 2025)**  
(Chairperson, Standing Committee on Energy)

*(Second Reading)*

19. **\*THE HEALTH (AMENDMENT) BILL (SENATE BILLS NO. 12 OF 2025)**  
(Sen. Mogeni Erick Okong'o, MP)

*(Second Reading)*

20. **MOTION - ESTABLISHMENT OF NATIONAL TEACHING AND REFERRAL HOSPITALS IN KENYA**  
(Sen. Johnes Mwaruma, MP)

**THAT, AWARE THAT** Article 43 (1) (a) of the Constitution of Kenya provides that every person has the right to the highest attainable standard of health, including reproductive health care;

**NOTING THAT** in Kenya, we have five National Teaching and Referral hospitals with Kenyatta University Research and Teaching Hospital in Kiambu County and Moi Teaching and Referral Hospital in Eldoret, Uasin Gishu County being the only ones outside Nairobi County;

**CONCERNED THAT** the bed capacity, medical equipment and human capital in these National Teaching and Referral hospitals are not sufficient to absorb all the patients seeking specialized treatment;

**FURTHER CONCERNED THAT** many Kenyans with critical health conditions travel long distances in order to access specialized services in Moi

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Teaching and Referral Hospital in Eldoret or Nairobi where the other four National Teaching and Referral hospitals are located, leading to high cost of travel, augmented disease and in some cases deaths along the way;

**NOW THEREFORE** the Senate urges-

1. The Ministry of Health to:
  - i. Establish National Teaching and Referral hospitals in the Coast, Eastern, North Eastern, Nyanza and Western regions; and
  - ii. Fully equip the National Teaching and Referral Hospitals with modern medical equipment, medical supplies and personnel; and
2. The County Governments to allocate more funds to their respective health dockets to adequately facilitate their County Level 5 and Level 6 hospitals in order to enhance provision of critical health services to reduce the demand for such services from the National Teaching and Referral Hospitals.

***(Resumption of debate interrupted on Wednesday, 12<sup>th</sup> November, 2025 – Afternoon Sitting – Balance of time – 2hrs 36mins)***

21. **MOTION - CONSIDERATION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE COUNTY OVERSIGHT AND NETWORKING ENGAGEMENTS IN LAIKIPIA AND MERU COUNTIES**  
(The Chairperson, Standing Committee on Health)

**THAT**, the Senate adopts the Report of the Standing Committee on Health on the County oversight networking engagements in Laikipia and Meru Counties laid on the Table of the Senate on Tuesday, 11<sup>th</sup> November, 2025.

22. **CONSIDERATION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE COUNTY OVERSIGHT AND NETWORKING ENGAGEMENT IN KILIFI COUNTY**  
(The Chairperson, Standing Committee on Health)

**THAT**, the Senate adopts the Report of the Standing Committee on Health on the County oversight and networking engagement in Kilifi County laid on the Table of the Senate on Tuesday, 11<sup>th</sup> November, 2025.

23. **MOTION - ESTABLISHMENT OF A POLICY TO REGULATE ARTIFICIAL INTELLIGENCE (AI) AND INNOVATION IN KENYA**  
(Sen. Karungo Wa Thang'wa, MP)

**THAT AWARE THAT**, the Fourth Industrial Revolution is redefining economies globally through emerging technologies such as Artificial Intelligence (AI), blockchain, and financial technology (Fintech);

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**FURTHER AWARE THAT** Kenya has made commendable strides in digital infrastructure and mobile innovation, positioning itself as a potential leader in Africa's tech-driven future;

**NOTING THAT** in a landmark decision, the African Union Executive Council endorsed the Continental AI Strategy during its 45th Ordinary Session in Accra, Ghana, on July 18-19, 2024 to underscore Africa's commitment to an Africa-centric, development-focused approach to AI, promoting ethical, responsible, and equitable practices;

**COGNIZANT THAT** the Continental AI Strategy calls for unified national approaches among AU Member States to navigate the complexities of AI-driven change, aiming to strengthen regional and global cooperation and position Africa as a leader in inclusive and responsible AI development;

**APPRECIATING THAT** the Ministry of Information, Communications and the Digital Economy recently formulated and launched the Kenya National Artificial Intelligence (AI) Strategy 2025-2030;

**RECOGNIZING** the need to align Kenya's development with global standards in AI adoption while also safeguarding national values, inclusivity, and employment;

**CONCERNED THAT** currently there is no comprehensive legislative or policy framework to guide the governance, development, or ethical use of AI in Kenya a phenomenon that is potentially likely to affect innovation among local startups and youth-led tech enterprises;

**NOW THEREFORE,** the Senate resolves that the Ministry of Information, Communication and Digital Economy develops a Policy on Artificial Intelligence and emerging technologies with particular emphasis on:

- i) promoting research and development of locally relevant AI solutions;
- ii) establishment of ethical guidelines to prevent misuse and ensure responsible application of AI;
- iii) establishment of regulatory 'Sandboxes' for supervised testing of AI and emerging technologies;
- iv) strengthening public-private partnerships to build digital skills; and
- v) integrating AI and coding into the education curriculum.

24. **MOTION – TO DELINK JUNIOR SECONDARY SCHOOLS FROM PRIMARY SCHOOLS**

(Sen. Mwenda Gataya, MP)

**THAT, AWARE** that, the Ministry of Education in Kenya, introduced Junior Secondary Schools (JSS) as part of the Competency-Based Curriculum (CBC) implementation marking a major milestone for the country's education system, and a key opportunity to improve the quality of education available to students;

...../Motions

**APPRECIATING THAT**, the Junior Secondary Schools program play a vital role in shaping the academic trajectory of learners by providing students with a strong foundation in core subjects, helping them develop essential skills and offering them opportunities to participate in extracurricular activities promoting greater social inclusion;

**CONCERNED THAT**, the integration of Junior Secondary Schools within primary school setups has posed major challenges for Junior Secondary teachers, including inadequate training on the new competency-based curriculum, limited opportunities for career advancement, conflict in leadership, decision-making and resource allocation leading to strained relationships with head teachers;

**FURTHER CONCERNED THAT**, Junior Secondary Schools (JSS) face critical shortages in essential infrastructure such as laboratories, libraries, ICT hubs, and science equipment necessary for the implementation of the JSS curriculum, coupled with inadequate access to approved learning materials and teaching resources, resulting in inconsistencies in curriculum delivery hindering effective teaching, learning, and overall student development;

**NOW THEREFORE**, the Senate resolves that the Ministry of Education, the Teachers Service Commission and the Kenya Institute of Curriculum Development should: -

1. Provide for an independent administrative and operational framework for Junior Secondary Schools to enhance governance, streamline management, and create a more focused learning environment for the learners;
  2. Allocate adequate funds for the construction and equipping of Junior Secondary Schools with essential facilities such as science labs, libraries and ICT rooms, and provide adequate learning materials relevant with the curriculum;
  3. Offer professional development programs for Junior Secondary School teachers to help them specialize in specific subjects to effectively implement the JSS curriculum;
  4. Develop a clear career progression framework for Junior Secondary School teachers, including opportunities for promotions and additional responsibility allowances;
  5. Formulate clear policies and guidelines outlining the structure, curriculum, and management of Junior Secondary Schools; and
  6. Ensure an optimal teacher-student ratio to facilitate personalized student attention and effective learning.
25. **MOTION - MAINSTREAMING GENDER PERSPECTIVES IN LEGISLATIVE AND POLICY PROCESSES**  
(Sen. Veronica Maina, MP)

**THAT AWARE THAT**, Article 27 of the Constitution of Kenya guarantees the right to equality and freedom from discrimination, with Article 27(3) providing that women and men have the right to equal treatment, including the right to equal opportunities in political, economic, cultural and social spheres;

...../Motions

**FURTHER AWARE** that Article 27(8) obligates the State to take legislative and other measures to redress any disadvantage suffered by individuals or groups as a result of past discrimination, and to ensure that not more than two-thirds of members of elective or appointive bodies shall be of the same gender;

**COGNIZANT THAT** mainstreaming gender perspectives in all aspects of governance is essential to achieving inclusive development and safeguarding the rights and welfare of all citizens, particularly women, girls and other marginalized groups;

**CONCERNED THAT** the integration of gender considerations remain inconsistent across the two levels of government and that legislative processes have often resulted to policies that do not adequately address gender-specific needs and realities;

**NOW THEREFORE**, the Senate:

- a) urges Parliament, County Assemblies and their respective legislative committees to incorporate a gender analysis in the scrutiny of legislation, policies, programmes and budgets before them, including through the use of gender impact assessments and consultation with gender-focused stakeholders to ensure gender-responsive governance;
- b) recommends that the National Gender and Equality Commission and the State Department for Gender develops clear guidelines and tools to support the integration of gender perspectives in legislative, policy and budgetary analysis, and ensures these are disseminated and adopted by relevant government and legislative bodies;
- c) further urges the National Gender and Equality Commission and State Department for Gender to collaborate with the Kenya Law Reform Commission, and County Assembly Service Boards to build capacity for gender analysis among technical and legislative staff;
- d) urges the State Department for Gender to submit to Parliament a comprehensive biannual report detailing actions taken by Ministries, Departments and Agencies to promote gender mainstreaming, key achievements, emerging challenges, and proposed interventions; and
- e) resolves that the Standing Committee on Labour and Social Welfare continuously monitor the implementation of these resolutions and tables biannual report on the status of implementation.

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**NOTICE**

The Senate resolved on 13<sup>th</sup> February, 2025 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



**NOTICE OF AMENDMENTS****A. \*\* THE METEOROLOGY BILL (SENATE BILLS NO. 45 OF 2023)**

(The Chairperson, Standing Committee on Land, Environment and Natural Resources)

**NATIONAL ASSEMBLY AMENDMENTS****CLAUSE 1**

**THAT**, clause 1 of the Bill be amended by deleting the words “and shall come into operation on such date as the Cabinet Secretary may, by notice in the *Gazette*, appoint”.

**CLAUSE 7**

**THAT**, clause 7 of the Bill be amended in sub-clause (2) by—

- (a) inserting the words “Civil Aviation Act and the relevant regulations” immediately after of the word “Aviation” appearing in paragraph (d);
- (b) inserting the following new paragraph immediately after paragraph (f)—
  - (fa) integrate traditional indigenous knowledge with modern science in weather forecasting through participatory scenario planning; and
- (c) inserting the following new paragraph immediately after paragraph (l)—
  - (la) collaborate with the National Drought Management Authority in the development of drought early warning systems;

**CLAUSE 12**

**THAT**, clause 12 of the Bill be amended —

- (a) in sub-clause (1) by deleting the words “board of directors to be known as the Kenya Meteorological Service Authority Board” and substituting therefor the word “Board”;
- (b) in sub-clause (2)—
  - (i) by deleting the words “in the ministry” appearing in paragraph (b) and substituting therefor the words “for the time being”;
  - (ii) by deleting the words “in the ministry” appearing in paragraph (c) and substituting therefor the words “for the time being”;
  - (iii) by deleting the words “in the ministry” appearing in paragraph (d) and substituting therefor the words “for the time being”;
  - (iv) by inserting the following new paragraph immediately after paragraph (d)—
    - “(da) the Principal Secretary for the time being responsible for agriculture or his or her representative”;
  - (v) by deleting the words “his representative” appearing in paragraph (e) and substituting therefor the words “a representative”; and
  - (vi) in paragraph (g) by inserting the following new sub-paragraph immediately after sub-paragraph (v)—
    - (vi) drought risk management.

**CLAUSE 19**

**THAT**, clause 19 of the Bill be amended by inserting the following new sub-clause immediately after sub-clause (2)—

(3) The Board may, where it deems appropriate, co-opt or invite any person who has knowledge and experience in traditional indigenous knowledge on weather forecasting, to act as an advisor or consultant at any of its meetings.

**CLAUSE 38**

**THAT**, clause 38 of the Bill be amended by inserting the following new sub-clauses immediately after sub-clause (3)—

(4) An owner of land may consent in writing to the development of a meteorological observation station, upon agreement being reached with the Authority as to the amount of compensation payable, if any, and any consent so given shall be binding on all parties having an interest in the land.

(5) If any difficulty or question arises as to the amount, entitlement to compensation or person entitled to compensation payable under this Act, the determination shall be made in accordance with the provisions of the relevant written law.

**NEW CLAUSE 43A**

**THAT**, the Bill be amended by inserting the following new clause immediately after clause 43—

|                                     |                                                                                                                                                                                                                                   |
|-------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Consequential amendment to Cap.475. | <b>43A.</b> Section 3 of the Air Passenger Service Charge Act is amended in subsection (3) by inserting the words “the Kenya Meteorological Services Authority” immediately after the words “the Kenya Civil Aviation Authority”. |
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**CLAUSE 53**

**THAT**, clause 53 of the Bill be amended—

- (a) in sub-clause (3) by inserting the words “and non-technical” immediately after the word “technical”;
- (b) in sub-clause (5) by inserting the words “and non-technical” immediately after the word “technical”; and
- (c) by deleting sub-clause (6) and substituting therefor the following new sub-clause—

(6) Despite subsection (3), a technical or non-technical member of staff shall upon the commencement of this Act, be given an option to elect to serve in the Authority or be redeployed in the civil service within a period of one year.

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

(Sen. Tabitha Mutinda, MP)

**NOTICE** is given that the Chairperson, Standing Committee on Labour and Social Welfare, intends to move the following amendments to the Labour Migration and Management (No. 2) Bill (Senate Bills No. 42 of 2024), at the Committee Stage—

**CLAUSE 18**

**THAT** clause 18 of the Bill be amended in subclause (1) by—

(a) deleting (d) and substituting therefor the following new paragraph —

(d) market viability;

(b) deleting paragraph (e).

**CLAUSE 19**

**THAT** clause 19 of the Bill be amended in subclause (2) by—

(a) deleting the word “and” appearing immediately after the words “certificate of registration in paragraph (a);”

(b) inserting the following new paragraph immediately after paragraph (a)—  
(aa) in the name of the private employment agency and shall not be transferable to any other person or entity.

**CLAUSE 20**

**THAT** clause 20 of the Bill be amended by inserting the following new subclause immediately after subclause (3)—

(4) A person who provides false or misleading information in relation to the matters specified in subsection (1) commits an offence and is liable, on conviction, to a fine not exceeding one million shillings or to imprisonment for a term not exceeding two years, or to both.

**CLAUSE 26**

**THAT** clause 26 of the Bill be amended by deleting the word “may” appearing immediately after the words “The Authority” and substituting therefor the word “shall”.

**CLAUSE 43**

**THAT** clause 43 of the Bill be amended in subclause (1) by deleting the word “may” appearing immediately after the words “national government” and substituting therefor the word “shall”.

...../Notice of Amendments

**CLAUSE 49**

**THAT** clause 49 of the Bill be amended in subclause (2) by inserting the following new paragraph immediately after paragraph (o) —

- (oa) reintegration services and programs including recognition of skills and qualifications acquired abroad.

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

(Sen. Joyce Korir, MP)

**NOTICE** is given that the Chairperson, Standing Committee on Labour and Social Welfare, intends to move the following amendments to the County Library Services Bill (Senate Bills No. 40 of 2024) at the Committee Stage—

**CLAUSE 3**

**THAT** clause 3 of the Bill be amended by deleting paragraph (d).

**CLAUSE 4**

**THAT** clause 4 of the Bill be amended by inserting the following new paragraph immediately after paragraph (e)—

(f) approve and integrate the county libraries annual work plan into the county integrated development plans.

**CLAUSE 5**

**THAT** the Bill be amended by deleting clause 5.

**CLAUSE 6**

**THAT** the Bill be amended by deleting clause 6 and substituting therefor the following new clause—

Establishment 6. A county government shall establish a county directorate of of a county library services within its county public service.  
directorate of  
library  
services.

**CLAUSE 7**

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

- (a) the words “The Committee” appearing in the introductory phrase and substituting therefor the words “A county directorate of library services”;
- (b) the words “school-going children” appearing at the end of paragraph (l) and substituting therefor the words “members of the public”;
- (c) the words “disadvantaged persons within the society” appearing at the end of paragraph (n) and substituting therefor the words “persons with disabilities”;
- (d) the marginal note and substituting therefor the words —

Functions of a county directorate of library services.

**CLAUSE 8**

**THAT** the Bill be amended by deleting clause 8.

**CLAUSE 9**

**THAT** the Bill be amended by deleting clause 9.

**CLAUSE 11**

**THAT** clause 11 of the Bill be amended—

(a) by deleting the words “the committee” appearing in the introductory phrase and substituting therefor the words “a county directorate of library services”;

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

(c) offer technical support to libraries recognized under paragraphs (a) and (b).

**CLAUSE 12**

**THAT** the Bill be amended by deleting clause 12.

**CLAUSE 13**

**THAT** clause 13 of the Bill be amended-

(a) in subclause (1) by deleting the words “in consultation with the committee” appearing immediately after the word “member”;

(b) in subclause (2) by—

(i) deleting the word “section” appearing immediately after the words “generality of” and substituting therefor the word “subsection”; and

(ii) inserting the following new paragraph immediately after paragraph (b)—

(c) provision of technical support to libraries recognized under this Act.

**SCHEDULE**

**THAT** Bill be amended by deleting the schedule

**CLAUSE 2**

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

(a) in the definition of the term “book” by inserting the following paragraph immediately after paragraph (d)—

(e) journals and other electronic resources that can be accessed digitally;

(a) deleting the definition of the term “committee”;

(b) deleting the definition of the term “library” and substituting therefor the following new definition—

“library” means an organised collection of printed and digital information resources, books, periodicals or any graphic or audio-visual material to which a member of the public has access free of charge or on payment of fees or by virtue of being a member of an organisation or institution;

(c) inserting the following new definitions in their correct alphabetical order—

“county directorate of library services” means the county directorate of library services established under section 6;

“national library service” means a repository and access point for print, audio, audio-visual, braille and digital materials and documents in braille that serve as the pre-eminent repository of information for the country and as the official national depository for printed works, a general public access library, information and bibliographic centre;

**LONG TITLE**

**THAT** the Bill be amended by deleting the long title and substituting therefor the following new long title—

AN ACT of Parliament to provide for the establishment of county libraries and county directorate of library services in each county; the functions and powers of each county directorate of library services; and for connected purposes

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

(Sen. Catherine Mumma, MP)

**A. NOTICE** is given that the Chairperson, Standing Committee on Health, intends to move the following amendments to the Tobacco Control (Amendment) Bill (Senate Bills No. 35 of 2024), at the Committee Stage –

**CLAUSE 4**

**THAT** the Bill be amended by deleting clause 4 and substituting therefor the following –

Amendment 4. Section 7 of the principal Act is amended –  
to section 7  
of Cap 245A

- a) in subsection (2) by deleting the word “cigarette” appearing immediately after the words “by any licensed” in paragraph (f) and inserting the words “tobacco product”; and
- b) in subsection (4) by inserting the following new paragraph immediately after paragraph (a) –
  - (aa) treatment of chronic illnesses caused by the use of tobacco products.

**CLAUSE 6**

**THAT** the Bill be amended by deleting clause 6 and substituting therefor the following –

Amendment 6. Section 12 of the Principal Act be amended by inserting the following new paragraph immediately after paragraph (b) –  
of section 12 of Cap 245A

- (bb) undertake periodical review and adjustment of tax rates to ensure they reflect current public health objectives and inflation.

**CLAUSE 7**

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

- (a) in the proposed section 14A by deleting the words “a disposable” appearing immediately after the words “ten milliliters, in” in paragraph (a) and substituting therefor the word “an”.

- (b) in the proposed section 14E by –

- (i) deleting the proposed subsection (2) and substituting therefor the following –

- (2) The Cabinet Secretary shall cause the samples submitted to be tested by the Kenya Bureau of Standards —

...../Notice of Amendments



- (a) for conformity with the requirements under the Act; and
  - (b) to confirm the accuracy of the information submitted in the request for approval.
- (ii) deleting the proposed subsection (3).

### NEW CLAUSES

#### CLAUSE 2A

**THAT** the Bill be amended by inserting the following new clause immediately after clause 2 –

**Amendment of section 4 of Cap 245A** 2A. Section 4 of the principal Act is amended by inserting the following new paragraph immediately after paragraph (e) —

(f) prohibit the manufacture, sale, distribution, or importation of a tobacco product that does not comply with the provisions of this Act.

#### CLAUSE 5A

**THAT** the Bill be amended by inserting the following new clause immediately after clause 5 –

**Amendment of section 9 of Cap 245A** 5A. Section 9 of the principal Act is amended in subsection (5) by deleting the words “local authority” appearing immediately before the words “in collaboration” and substituting therefor the words “county government”.

#### CLAUSE 16A

**THAT** the Bill be amended by inserting the following new clause immediately after clause 16 –

**Amendment of section 36 of Cap 245A** 16A. Section 36 of the principal Act is amended—

- (a) in subsection (1) by deleting the words “Director of Medical Services” appearing immediately after the word “the” and substituting therefor the words “Director-General for health”.
- (b) in subsection (2) by deleting the words “Director of Medical Services” appearing immediately after the word “the” and substituting therefor the words “Director-General for health”.

#### CLAUSE 2

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

...../Notice of Amendments

- (a) in paragraph (c) by deleting the definition of the word “nicotine pouch” and substituting therefor the following –

“nicotine pouch” means a prefilled packet containing powdered nicotine intended for oral use.

**B. NOTICE** is given that Sen. Catherine Mumma, MP, intends to move the following amendments to the Tobacco Control (Amendment) Bill, 2024 (Senate Bills No. 35 of 2024), at the Committee Stage –

### **CLAUSE 3**

**THAT** the Bill is amended by deleting clause 3 and substituting therefor the following new clause –

**Amendment of section 5 of Cap 245A** **3.** The Principal Act is amended by deleting section 5 and substituting therefor the following new section –

**Establishment of the Tobacco Control Advisory Committee** 5. There is established the Tobacco Control Advisory Committee.

**Membership of the Committee** 5A. (1) The Committee shall comprise of –

- (a) a chairperson appointed by the Cabinet Secretary;
- (b) the Principal Secretary responsible for matters relating to public health or a designated representative;
- (c) the Principal Secretary for the National Treasury or a designated representative;
- (d) the Director-General for health or a designated representative;
- (e) the chairperson of the Council of County Governors health committee or a designated representative;
- (f) one person with special expertise on matters relating to tobacco, nominated by the Council of County Governors;
- (g) one person representing the Kenya business community, nominated by the Kenya National Chamber of Commerce and Industry;
- (h) one person nominated by the Kenya Medical Association;
- (i) one person representing non-governmental organizations involved in matters relating to tobacco control; and
- (j) the chief executive officer of Kenya National Youth Council or a designated representative.

...../Notice of Amendments

(2) The members of the Committee, other than ex-officio members, shall be appointed by the Cabinet Secretary, by notice in the Gazette.

**Disqualification from the position of a member of the Committee.**

5B. (1) A person shall not be appointed as a member of the Committee if that person—

- (a) is an employee, agent, or representative of a person, company, or association engaged in the manufacture, sale, or distribution of tobacco or tobacco products; or
- (b) has any direct or indirect pecuniary interest in the tobacco industry; or
- (c) has contravened the Conflict-of-Interest Act.

(2) A member who fails to disclose his or her affiliation to the tobacco industry or its subsidiary commits an offence and is liable, on conviction, to a fine not exceeding one million shillings or imprisonment for a period not exceeding five years or both.

**Qualifications of a chairperson of the Committee**

5C. A person is qualified for appointment as the Chairperson of the Committee, if the person has at least ten years of experience in public health, five of which shall be at a senior management level.

**The office tenure of the chairperson and members of the committee**

5D. (1) The Chairperson shall hold office for a term of three years and shall be eligible for re-appointment for one further term of five years.

(2) The members of the committee appearing in subsection (1)(f) to (i), shall hold office for a term of three years and are eligible for re-appointment for one further term of three years.

**Powers of the committee to invite a person to the committee**

5E. The Committee may invite any person, who is not affiliated to the tobacco industry, to attend a meeting of the Committee for the purpose of assisting or advising the committee on any particular matter, but such person shall have no right to vote at the meeting.

**Powers of the committee regulate its own procedures.**

5F. (1) Subject to this Act and to any general or special directions in writing by the Cabinet Secretary, the committee shall regulate its own procedures.

...../Notice of Amendments

(2) Subject to subsection (1), the Committee may amend its own procedures for the better carrying out of its functions

**Committee  
expenses**

5G. The expenses of the Committee shall be defrayed out of monies appropriated by the National Assembly for that purpose.

**Remuneration  
of the  
Committee  
members**

5H. The Chairperson and members of the Committee shall be paid by the Cabinet Secretary responsible for matters relating to Health, such allowances as shall be advised by the Salaries and Remuneration Commission.

**Secretariat**

5I. The secretariat of the Committee shall be provided by the unit responsible for tobacco control at the Ministry responsible for Health.

**CLAUSE 4**

THAT clause 4 of the Bill is amended by deleting paragraph (a) (ii) and substituting therefor the following new paragraph –

(ii) deleting paragraph (f) and substituting therefor the following new paragraph –

(f) a solatium compensatory contribution payable by any licensed tobacco product manufacturers or importers in the country as may be determined by the Committee.

**CLAUSE 6**

**THAT** the Bill is amended by deleting clause 6 and substituting therefor the following new clause –

**Amendment of section 12 of Cap 245A.** **6.** The Principal Act is amended by deleting section 12 and substituting therefor the following new section –

**Tax and  
Price  
Policies**

12. The Cabinet Secretary for the time being in charge of finance shall —

- (a) implement tax measures on unprocessed tobacco and tobacco products to contribute to the objectives of this Act;
- (b) conduct periodic review and adjustment of tax rates to ensure they reflect current public health objectives and inflation
- (c) apply adjustment for inflation for tobacco products that have specific tax rates;

...../Notice of Amendments

- (d) prohibit sale of or importation of tax-free tobacco and tobacco products;
- (e) allocate a portion of tobacco and tobacco products tax revenues for the prevention and control of non-communicable diseases;
- (f) implement measures to prevent illicit trade in tobacco and tobacco products; and
- (g) exclude manufacture, repackaging, processing or importation of tobacco and tobacco products from duty-free zones.

## **CLAUSE 7**

THAT clause 7 of the Bill is amended –

(a) in the proposed section 14A –

- (i) by renumbering the existing section as sub-section 14A (1);
- (ii) paragraph (b) by deleting the words “ten milligramspers” appearing immediately after the words “nicotine exceeding” and substituting therefor the words “twenty milligrams per”; and
- (iii) inserting the following new sub section immediately after the proposed subsection 14A (1) —

(2) A person who contravenes sub-section (1) commits an offence and is liable on conviction, to a fine not exceeding one million shillings or to imprisonment for a term not exceeding two years, or to both.

(b) in the proposed section 14B —

- (i) by renumbering the existing section as sub-section 14B (1);
- (ii) paragraph (c) by deleting the words “10 milligrams” appearing immediately after the words “does not exceed” and substituting therefor the words “twenty milligrams”;
- (iii) by deleting paragraph (d);
- (iv) by inserting the following provision immediately after the proposed subsection 14B (1) —

(2) A person who contravenes subsection (1) commits an offence and is liable, on conviction, to a fine not exceeding one million shillings or to imprisonment for a term not exceeding two years, or both.

(c) in the proposed section 14D by inserting a new paragraph (g) immediately after paragraph (f) as follows –

(g) such other information as may be prescribed by the Cabinet Secretary.

(d) in the proposed section 14J by deleting the introductory phrase and substituting therefor the following –

...../Notice of Amendments

A person shall not manufacture, sell, distribute, or import a tobacco product that contains —

#### **CLAUSE 8**

**THAT** the Bill is amended by deleting clause 8 and substituting therefor the following new clauses —

**Amendment of section 15 of Cap 245A**     **8.** Section 15 of the principal Act is amended by deleting subsection (5) and substituting therefor the following new subsections —

- (5) No person shall manufacture or sell —
  - (a) objects including sweets, snacks, toys, cartoon characters, popular youth motifs, or other similar objects that would reasonably appeal to persons under the age of eighteen years in designs that resemble tobacco products; or
  - (b) any tobacco product in designs that imitate sweets, snacks, toys, cartoon characters, popular youth motifs, or other similar objects that would reasonably appeal to persons under the age of eighteen years.
- (5A) A person shall not sell a tobacco product within a radius of one hundred metres from any place primarily serving persons under the age of eighteen years.

#### **CLAUSE 10**

**THAT** clause 10 of the Bill is amended in the proposed section 19A (1) by deleting the word “online” appearing immediately after the words “nicotine delivery systems” and substituting therefor the words “through an online platform or any form of e-commerce.”

#### **CLAUSE 11**

**THAT** clause 11 of the Bill is amended by deleting the proposed section 20B.

#### **CLAUSE 12**

**THAT** the Bill is amended by deleting clause 12 and substituting therefor the following new clause —

**Amendment of section 21 of Cap 245A**     **12.** Section 21 of the Principal Act is amended by —

- (a) deleting subsection (2) and substituting therefor the following new subsections —
  - (2) Every package containing a tobacco product shall —
    - (a) bear a health warning in English and Kiswahili covering ninety percent of the principal display areas on the front and back of the package;
    - (b) have the warning printed in black text on a white background in a manner that contrasts with any other material on the package;
    - (c) bear a statement of the harmful constituents of the tobacco product in a conspicuous and prominent format on the right-hand side of the package.
- (2A) A person —

...../Notice of Amendments

- (a) shall not dispense with or modify the requirements specified in subsection (2).
- (b) shall not manufacture, sell, distribute, or import a tobacco product unless it complies with plain packaging requirements prescribed by the Cabinet Secretary.
- (2B) The Cabinet Secretary shall not dispense with or modify any requirement under subsection (2) in favour of any tobacco product or a person dealing with tobacco products;
- (b) deleting the words “specified in the schedule” appearing immediately after the words “warning labels” and substituting therefor the words “prescribed by the Cabinet Secretary under section 53 through regulations” in subsection (3);
- (c) deleting the words “five hundred thousand shillings” appearing immediately after the words “fine not exceeding” and substituting therefor with the words “one million shillings” in subsection (6).

**CLAUSE 14**

**THAT** clause 14 of the Bill is amended by deleting the words “whether online or offline” appearing immediately after the words “related components”.

**CLAUSE 15**

THAT the Bill is amended by deleting clause 15 and substituting therefor the following new clauses –

**Amendment of section 33 of Cap 245A** 15. Section 33 of the Principal Act is amended by –

- (a) deleting subsection (2) and substituting therefor the following new subsection (2) –

(2) Without prejudice to the generality of subsection (1) —

- (a) smoking is permanently prohibited in the following areas —

- (i) institutions of basic education and training;
- (ii) places of worship;
- (iii) hospitals, clinics and other health institutions;
- (iv) children’s homes, child care facilities, children playgrounds;
- (v) residential houses and such other premises where children are cared for;
- (vi) public service vehicles, passenger vehicles, school buses and vans, commercial passenger aircrafts, commuter boats, ferries; and
- (vii) police cells; and

- (b) smoking is prohibited in the following areas except in designated smoking areas—

...../Notice of Amendments

- (i) offices and workplaces, including corridors, lounges, eating areas, reception areas, lifts, escalators, foyers, stairwells, toilets, laundries, amenity areas of such places;
  - (ii) court buildings;
  - (iii) factories;
  - (iv) cinema halls, theatres, video houses, such other halls or places of performance, disco halls or any other entertainment facilities at any time during which it is open to the public;
  - (v) restaurants, hotels, bars or other eating place;
  - (vi) prisons;
  - (vii) police stations;
  - (viii) aircrafts, passenger ships, or any other public conveyance;
  - (ix) education facilities other than institutions of basic education and training;
  - (x) railway stations, airports, air fields, ports, and other public transport terminals;
  - (xi) markets, shopping malls and retail and wholesale establishments;
  - (xii) stadia, sports and recreational facilities; and
  - (xiii) public buildings.
- (b) deleting the word “Board” appearing immediately after the words “conditions as the” and substituting therefor the word “Committee” in subsection (4).

## **CLAUSE 17**

**THAT** clause 17 of the Bill is amended –

- (a) by deleting paragraph (a) and substituting therefor the following new paragraph –
  - (a) by deleting the introductory phrase and substituting therefor the following new paragraph –
    - (1) The Cabinet Secretary may, on recommendation of the Committee, and in consultation with the County Governments, make regulations.
- (b) in paragraph (b) by inserting a new paragraph (g) immediately after paragraph (f) in the proposed subsection (1A) as follows –
  - (g) prescribe health messages to be displayed on every package containing a tobacco product.

## **NEW CLAUSES**

### **NEW CLAUSE 1A**

THAT the Bill is amended by inserting the following new clause immediately after clause 1 –

...../Notice of Amendments



**Amendment of the long title of Cap 245A** 1A. The Long Title of the Principal Act is amended by deleting the words “Tobacco Control Board” appearing immediately after the words “provide for the” and substituting therefor the words “Tobacco Control Advisory Committee”

#### **NEW CLAUSE 2A**

THAT the Bill is amended by inserting the following new clause immediately after clause 2 —

Amendment of section 4 of Cap 245A **2A.** Section 4 of the Principal Act is amended –

- (a) by deleting the word “Board” appearing immediately after the words “recommendation of the” and substituting therefor the word “committee” in the introductory phrase; and
- (b) by deleting the word “Board” appearing immediately after the words “provide to the” and substituting therefor the word “committee” in paragraph (d).

#### **NEW CLAUSE 3A**

THAT the Bill is amended by inserting the following new clause immediately after clause 3 —

**Amendment of section 6 of Cap 245A** 3A. The Principal Act is amended in section 6 by –

- (a) deleting the word “Board” appearing immediately after the words “Functions of the” and substituting therefor the word “Committee” in the section heading; and
- (b) deleting the word “Board” appearing immediately after the words “functions of the” and substituting therefor the word “Committee” in the introductory phrase.

#### **NEW CLAUSE 6A**

**THAT** the Bill is amended by inserting the following new clause immediately after clause 6 —

**Amendment of section 14 of Cap 245A** **6A.** Section 14 of the Principal Act be amended in sub-section (2) by inserting the word “product” immediately after the word “tobacco”.

#### **NEW CLAUSE 8A**

THAT the Bill is amended by inserting the following new clause immediately after clause 8 –

**Amendment of section 16 of Cap 245A** **8A.** Section 16 of the Principal Act is amended in –

- (a) subsection (2) by —

...../Notice of Amendments

- (i) deleting the expression “12” by “8” appearing in paragraph (a) and substituting therefor the expression “20” by “12”;
- (ii) deleting the words “black on a white background or white on a black background” appearing in paragraph (b) and substituting therefor the words “red on a white background”;
- (b) subsection (3) by deleting the words “fifty thousand shillings, or to imprisonment for a term not exceeding six months” and substituting therefor the words “five hundred thousand shillings, or to imprisonment for a term not exceeding one year.”

**NEW CLAUSE 12A**

THAT the Bill is amended by inserting the following new clauses immediately after clause 12 –

Amendment of section 21 of Cap 245A      12A. The Principal Act is amended by inserting the following new sections immediately after section 21 –

Registration of dealers      21A. (1) A person shall not undertake an activity relating to the manufacture, importation, sale, or distribution of a tobacco product unless the person is registered by the Ministry responsible for health

(2) The Cabinet Secretary may prescribe the conditions and the manner for the registration under this section.

(3) Any registration fee levied under this section shall be payable into the Fund.

(4) A person who contravenes this section commits an offence and is liable on conviction, to a fine not exceeding three million shillings, or to imprisonment for a term not exceeding three years, or to both.

Prohibition of single use plastics      21B. (1) A person shall not manufacture, sell, distribute, or import a tobacco product, its packaging, or a disposable electronic delivery system that uses single-use plastics.

(2) A person who contravenes subsection (1) commits an offence and is liable on conviction, to a fine not exceeding ten million shillings or to imprisonment for a term not exceeding five years, or to both.

**NEW CLAUSE 16A**

THAT the Bill is amended by inserting the following new clauses immediately after clause 16 –

**Amendment  
of section  
35 of Cap  
245A****16A.** The Principal Act is amended in section 35 –

(a) by deleting subsection (2) and substituting therefor the following new subsection –

(2) A designated smoking area shall be —

(a) a fully enclosed, separate room, isolated from non-smoking areas, with walls, a ceiling, and a self-closing door sealed to prevent air leakage;

(b) equipped with an independent ventilation system that —

(i) exhausts air directly to the outside without recirculation;

(ii) maintains negative air pressure relative to adjacent areas;

(iii) is certified by a qualified engineer to prevent smoke or aerosol drift to non-smoking areas;

(iv) inaccessible to non-smokers for any purpose during smoking or use of an electronic delivery system;

(v) cleaned and maintained only when no smoking or use of an electronic delivery system is occurring, with measures to protect workers from residual contaminants;

(vi) clearly marked with signs in English and Kiswahili indicating it is a designated smoking area and warning of health risks, as prescribed by the Cabinet Secretary.

**NEW CLAUSE 18****THAT** the Bill is amended by inserting the following new clause immediately after clause 17 –

Repeal of the  
schedule  
of Cap  
245A

18. The Principal Act is amended by deleting the schedule

**CLAUSE 2****THAT** the Bill is amended by deleting clause 2 and substituting thereof the following—**Amendment  
of section 2  
of Cap 245A****2.** The Tobacco Control Act, in this Act referred to as “the principal Act”, is amended in section 2 by —

(a) deleting the definition of the word “Board”;

(b) deleting the definition of the word “cinema”;

(c) deleting the definition of the word “ingredients” and substituting therefor the following new definition—

“ingredients” means the substances added to tobacco products during the manufacturing process or arising from agricultural practices, including —

**...../Notice of Amendments**

- (i) tobacco, nicotine and chemicals used in the creation of aerosol or vapour in electronic cigarettes and related products;
  - (ii) components and materials used in the manufacture of those components;
  - (iii) additives and processing aids;
  - (iv) residual substances resulting from agricultural practices, storage and processing; and
  - (v) substances that migrate from the packaging material into the product or are otherwise present in the product;
- (d) deleting the definition of the word “information advertising”
- (e) deleting the definition of the word “manager” and substituting therefor the following new definition –  
“manager” means “manager” means the owner, occupier, lessee, or a person in-charge or in control of the specified institution, place or premises.
- (f) deleting the definition of the term “specially designated smoking area”
- (g) deleting the definition of the word “smoking” and substituting therefor the following new definition –  
“smoking” means inhaling or exhaling the smoke or vapor of any tobacco product or any other substance delivered through electronic means, and includes the holding of, or control over, any ignited or activated tobacco product, device containing an ignited or activated tobacco product, or electronic delivery System or other substances via vaporising;
- (h) deleting the definition of the term “tobacco product” and substituting therefor the following –  
“tobacco product” means any product whether composed in whole or in part of –
- (a) tobacco, including tobacco leaves and any extract of thereof;
  - (b) nicotine from any source, including synthetic nicotine formulations; or
  - (c) nicotine analogues;
- intended for use by smoking, inhalation, chewing, sniffing, vaping or sucking or to be consumed by any other means, and includes cigarette papers, tubes, filters, any electronic delivery systems, and the solutions or liquids intended for use in such devices;
- (i) inserting the following new definitions in their proper alphabetical sequence –  
“additive” means a substance, other than tobacco, that is added to a tobacco product, unit pack or container pack during manufacturing process or through agricultural practices;  
“Advertisement” means the promotion of a tobacco product by means of its brand characteristics.  
“characterising flavour” means a smell or taste other than one of tobacco which –

...../Notice of Amendments

- (a) is clearly noticeable before, during or after consumption of the product; and
- (b) results from an additive or a combination of additives, including fruit, spice, herbs, alcohol, candy, menthol or related flavours;

“Committee” means the Tobacco Control Advisory Committee established under section 5 of the Act

“electronic cigarette” means a product that —

- (a) can be used for the consumption of nicotine-containing vapour via a mouth piece, or any component of that product, including a cartridge, a tank and the device without cartridge or tank (regardless of whether the product is disposable or refillable by means of a refill container and a tank, or rechargeable with single use cartridges); and
- (b) is not a medicinal substance or a medical device as defined in the Pharmacy and Poisons Act (Cap 244);

“electronic nicotine delivery system” means an electronic device, and any associated accessories, components, or parts, that is designed, manufactured, or capable of being used to —

- (a) aerosolize, vaporize, or otherwise convert a substance into an inhalable form; and
- (b) deliver such aerosol, vapour, or other substance to a person through inhalation, whether or not the substance contains nicotine, and includes but is not limited to electronic cigarettes, electronic cigars, electronic cigarillos, electronic hookahs, vape pens, vape pods, and similar devices, regardless of their shape, size, or appearance;

“institution of basic education and training” has the meaning assigned to it under the Basic Education Act (Cap 211);

“nicotine pouch” means a prefilled packet containing powdered nicotine or nicotine analogues;

“tobacco smoke” means—

- (a) smoke, fumes, gases, or particulate matter produced by the burning, heating, or combustion of tobacco or any tobacco product; and
- (b) aerosol, vapour, or emissions produced by the use of an electronic delivery system,

and includes any combination thereof, whether visible or invisible, that is released into the air and capable of being inhaled by persons in the vicinity.

“unit pack” means the smallest individual packaging in which a tobacco product or related product is, or is intended to be, presented for retail sale.

**E. \*THE COUNTY GOVERNMENTS ELECTION LAWS (AMENDMENT) BILL**  
**(SENATE BILLS NO. 2 OF 2024)**

(Sen. Crystal Asige, MP)

**NOTICE** is given that (Sen. Wakili Hillary Kiprotich Sigei, MP), Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights, intends to move the following amendments to the County Governments Election Laws (Amendment) Bill, 2024 (Senate Bills No. 2 of 2024), at the Committee Stage —

**CLAUSE 2**

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

- (a) in paragraph (a) by deleting the words “a marginalized group” appearing immediately after the words “two candidates representing” in the proposed new paragraph (f)(ii) and substituting therefor the words “minority groups within the county”; and
- (b) in paragraph (c) by deleting the words “are persons with disability” appearing immediately after the words “a county assembly” in the proposed new subsection (8) and substituting therefor the words “or two members, whichever is greater, are persons with disability”.

**CLAUSE 3**

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

- (a) in paragraph (a) by deleting the proposed new subsection (1) and substituting therefor the following—
  - (1) In addition to the members who are elected under Article 177(a) of the Constitution, the members who are nominated under Article 177(b) of the Constitution, and the speaker, a county assembly shall comprise—
    - (a) two nominated members, being one man and one woman, representing the youth;
    - (b) two nominated members, being one man and one woman, representing minority groups within the county; and
    - (c) five percent of the total number of members contemplated in Article 177(a) and 177(b) of the Constitution, and paragraphs (a) and (b) of this subsection or two members, whichever is greater, nominated to represent persons with disability.
- (b) in paragraph (b) by deleting the proposed new paragraph (aa) and substituting therefor the following new paragraphs —
  - (aa) there is representation of the various categories of disability including permanent physical, mental, intellectual, neurodivergent, developmental or sensory impairments;
  - (ab) due consideration is given to intersecting forms of discrimination shaped by gender, age, ethnicity, geographical location, social economic status and disability.

...../Notice of Amendments

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

(d) by deleting subsection (3) and substituting therefor the following new subsection—

(3) The number of members nominated under subsection (1)(c) shall—

(a) be reviewed to accord with the number of wards determined by the Independent Electoral and Boundaries Commission under section 26(3)(a); and

(b) take into account members with disability elected under Article 177(1)(a) of the Constitution.

**APPENDIX****1. PAPERS**

- i.) Report of the Auditor General on financial statements of Kajiado County Assembly Car Loan and Mortgage Fund for the year ended 30<sup>th</sup> June, 2025.
- ii.) Report of the Auditor General on financial statements of Kajiado County Education Bursary Grants and Scholarship Fund for the year ended 30<sup>th</sup> June, 2025.
- iii.) Report of the Auditor General on financial statements of Kajiado County Alcoholic Drinks Control Fund for the year ended 30<sup>th</sup> June, 2025.
- iv.) Report of the Auditor General on financial statements of Kajiado County Climate Change Fund for the year ended 30<sup>th</sup> June, 2025.
- v.) Report of the Auditor General on financial statements of Elwak Municipality – County Government of Mandera for the year ended 30<sup>th</sup> June, 2025.
- vi.) Report of the Auditor General on financial statements of Mandera County Teaching and Referral Hospital – County Government of Mandera for the year ended 30<sup>th</sup> June, 2025.
- vii.) Report of the Auditor General on financial statements of Lafey Sub-County Level 4 Hospital – County Government of Mandera for the year ended 30<sup>th</sup> June, 2025.
- viii.) Report of the Auditor General on financial statements of Kotulo Sub-County Level 4 Hospital – County Government of Mandera for the year ended 30<sup>th</sup> June, 2025.
- ix.) Report of the Auditor General on financial statements of Elwak Sub-County Level 4 Hospital – County Government of Mandera for the year ended 30<sup>th</sup> June, 2025.
- x.) Report of the Auditor General on financial statements of Garissa County Revolving Fund for the year ended 30<sup>th</sup> June, 2025.
- xi.) Report of the Auditor General on financial statements of Garissa Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2025.
- xii.) Report of the Auditor General on financial statements of Bura Sub-County Level 4 Hospital – County Government of Garissa for the year ended 30<sup>th</sup> June, 2025.
- xiii.) Report of the Auditor General on financial statements of Wajir County Disability Fund for the year ended 30<sup>th</sup> June, 2025.



- xiv.) Report of the Auditor General on financial statements of Machakos County Bursary Fund for the year ended 30<sup>th</sup> June, 2025.
- xv.) Report of the Auditor General on financial statements of Kangundo/Tala Municipality – County Government of Machakos for the year ended 30<sup>th</sup> June, 2025.
- xvi.) Report of the Auditor General on financial statements of Matuu Level 4 Hospital – County Government of Machakos for the year ended 30<sup>th</sup> June, 2025.
- xvii.) Report of the Auditor General on financial statements of Mwala Level 4 Hospital – County Government of Machakos for the year ended 30<sup>th</sup> June, 2025.
- xviii.) Report of the Auditor General on financial statements of Makueni County Emergency Fund for the year ended 30<sup>th</sup> June, 2025.
- xix.) Report of the Auditor General on financial statements of Makueni County Bursary Fund for the year ended 30<sup>th</sup> June, 2025.
- xx.) Report of the Auditor General on financial statements of Makueni County Referral Hospital – County Government of Makueni for the year ended 30<sup>th</sup> June, 2025.

*(The Senate Majority Leader)*

- xxi.) Report of the Standing Committee on Finance and Budget on its consideration of the Public Finance Management (Amendment) (No. 2) Bill (National Assembly Bills No. 26 of 2024).
- xxii.) Report of the Standing Committee on Finance and Budget on its consideration of the Public Finance Management (Amendment) (No. 3) Bill (National Assembly Bills No. 44 of 2024).
- xxiii.) Report of the Standing Committee on Finance and Budget on its consideration of the Public Finance Management (Amendment) (No. 4) Bill (National Assembly Bills No. 45 of 2024).

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

## **2. QUESTIONS AND STATEMENTS**

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

- i.) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the safety of Kenyan citizens in Tanzania following the post-election unrest.
- ii.) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the disappearance of Mr. Shadrack Maritim, a political aspirant in Tinderet Sub-County.

**...../Appendix**

- iii.) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the country's level of preparedness and disaster response mechanisms amid ongoing heavy rains.
- iv.) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, SC, MP) to seek a Statement from the Standing Committee on Trade, Industrialization and Tourism regarding the compensation of traders at Kibuye Market in Kisumu County who incurred losses due to adverse weather conditions.
- v.) The Senator for Kisii County (Sen. Richard Onyonka, MP) to seek a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the compensation for Kenya Air Force officers affected by the 1982 coup.
- vi.) The Senator for Kisii County (Sen. Richard Onyonka, MP) to seek a Statement from the Standing Committee on Roads, Transportation and Housing regarding the increasing cases of aircraft accidents in Kenya.
- vii.) Seneta wa Kaunti ya Kilifi (Sen. Jaji (Mstaafu) Stewart Madzayo, Mb) kuomba kauli kutoka kwa Kamati ya Ardhi, Mazingira na Maliasili kuhusu umiliki wa ardhi ya jeti la Mnarani, Kaunti ya Kilifi.

**b) 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, 18<sup>th</sup> November, 2025.

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**NOTICE PAPER****Tentative Business for Tuesday, November 18, 2025***(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, 18<sup>th</sup> November, 2025.

**A. BILLS AT SECOND READING STAGE**

- i.) \*THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 46 OF 2023)  
(Sen. Johnes Mwaruma, MP)
- ii.) \*THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 49 OF 2023)  
(Sen. Lenku Ole Kanar Seki, MP)
- iii.) \*THE NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES (CONTROL) (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2024)  
(Sen. Kathuri Murungi, MP)

**B. BILLS AT THE COMMITTEE OF THE WHOLE STAGE**

CONSIDERATION OF THE PRESIDENT'S RESERVATIONS TO THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 45 OF 2022)

(The Chairperson, Standing Committee on Health)

**C. MOTIONS**

- i.) REPORT OF THE STANDING COMMITTEE ON ROADS, TRANSPORTATION AND HOUSING ON A PETITION BY MR. FRANCIS OTIENO REGARDING COMPENSATION FOR SUGARCANE CROP DAMAGED BY THE DEPARTMENT OF PUBLIC WORKS, ROADS, ENERGY AND TRANSPORT IN PAP/ORIANG' IN SIAYA COUNTY  
(The Chairperson, Standing Committee on Roads, Transportation and Housing)
- ii.) 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)
- iii.) REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE COUNTY OVERSIGHT AND NETWORKING ENGAGEMENTS TO MANDERA, WAJIR AND MARSABIT COUNTIES  
(The Chairperson, Standing Committee on Health)

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