



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – FIRST SESSION**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**THURSDAY, AUGUST 31, 2017 AT 9.00 A.M.**

1. The Senate assembled at Nine O'clock.
2. The Proceedings were opened with prayer said by the Clerk.
3. **COMMUNICATION FROM THE CLERK ON THE FIRST SITTING OF THE SENATE**

The Clerk of the Senate issued the following Communication -

“Hon. Senators, it is my pleasure and privilege to welcome you to the first sitting of the Senate.

Hon. Senators, Senate Standing Order No.3 (1) (a) provides that-

*“On the first sitting of a new Senate pursuant to the President’s notification under Article 126(2) of the Constitution, the Clerk shall-  
(a) read the notification of the President as published in the Gazette.”*

Hon. Senators, pursuant to this provision of the Standing Orders, I now proceed to read the notification of the President. This is-

*“LEGAL NOTICE No. 220  
THE CONSTITUTION OF KENYA  
FIRST SITTING TWELFTH PARLIAMENT  
THE SENATE*

I paraphrase:-

*“In EXERCISE of the powers conferred by Article 126(2) of the Constitution of Kenya, His Excellency the President and Commander-in-Chief of the Kenya Defence Forces appoints that the first sitting of the Senate shall be held at the Main Parliament Buildings in the Senate Chamber, Nairobi, on Thursday, 31st August, 2017, at 9.00 a.m.”*

Hon. Senators, the Legal Notice is dated 23rd August, 2017 and is signed by His Excellency the President.

Hon. Senators, Standing Order No.3 (1)(b)) further requires that on the first sitting of a new Senate, pursuant to the President's notification under Article 126(2) of the Constitution, the Clerk shall-

*“lay a list of the names of the persons elected as Senators on the Table of the Senate;”*

I now proceed to lay on the Table of the Senate a list of the persons elected as Senators.

I thank you.”

4. **PAPERS LAID**

The following Papers were laid on the Table of the Senate, , pursuant to Standing Order 3(1) (b) -

- i) Gazette Notice No. 7846 dated 16<sup>th</sup> August 2017, containing names of the persons elected as Senators, pursuant to Article 98(1)(a) of the Constitution; and
- ii) Gazette Notice No. 8379 dated 24<sup>th</sup> August 2017, containing names of the persons nominated as Senators, pursuant to Article 98(1)(b)(c) and (d) of the Constitution.

*(Clerk of the Senate)*

5. **COMMUNICATION FROM THE CLERK ON THE PROCEDURE TO BE FOLLOWED IN ADMINISTRATION OF OATH/AFFIRMATION OF OFFICE TO SENATORS**

The Clerk of the Senate issued the following Communication -

“Hon. Senators, Standing Order No. 3(1)(c) requires that on the first sitting of a new Senate, pursuant to the President's notification under Article 126(2) of the Constitution, the Clerk shall administer the Oath or Affirmation of Office provided for in the Third Schedule to the Constitution to all Senators present in the Senate in the order set out in Standing Order No.3(2). Standing Order No.3 (2) provides-

*“The Clerk shall administer the Oath or Affirmation of Office to Senators in alphabetical order using the following order of precedence-*

- (a) *Senators with the longest cumulative period of service in the Senate;*
- (b) *Senators with the longest cumulative period of service in the Senate and in the National Assembly;*
- (c) *Senators with the longest cumulative period of service in the National Assembly;*
- (d) *Senators with the longest cumulative period of service in any other legislature; and*
- (e) *all other Senators.”*

Hon. Senators, it is important to observe that Standing Order No.3(3) provides that-

*“Pursuant to Article 74 of the Constitution, no person shall assume or perform any functions of the office of a Senator before taking and subscribing to the Oath or Affirmation of Office provided for under paragraph (1).”*

Standing Order No.3 (4) further provides-

*“When the Clerk is administering the Oath or Affirmation of Office to Senators and before the Clerk has administered the Oath or Affirmation of Office to the Speaker, any question arising in the Senate shall be determined by the Clerk who shall, during that period, exercise the powers of the Speaker.”*

Hon. Senators, pursuant to Standing Order No.3(1)(c), I shall now proceed to administer the Oath or Affirmation of Office to all Senators here present in the order of precedence that is set out in Standing Order No.3(2). In order to facilitate this process, the name of each Senator shall be called out. When called out, the Senator shall proceed to the podium on my right and thereupon shall have the option to take the Oath or Affirmation of Office as they may choose and in accordance with their respective religious persuasion.

After taking the Oath or Affirmation of Office, the Senator shall proceed to subscribe to the Oath or Affirmation of Office at the table on my left by signing the Oath or Affirmation Book.

Hon. Senators, we are now ready to commence the process. I will ask that the Clerk-at-the-Table calls out the names.

I thank you.”

6. ADMINISTRATION OF OATH/AFFIRMATION OF OFFICE

The Clerk administered the Oath/Affirmation of Office to Senators in the order of precedence in alphabetical order in line with Standing Order 3 (2), as indicated below:-

| <u>NAME</u>                                    | <u>COUNTY</u>          |
|--|------------------------|
| 1. Sen. <b>Wako</b> Sitswila Amos              | Busia County           |
| 2. Sen. <b>Khaniri</b> George                  | Vihiga County          |
| 3. Sen. <b>Orengo</b> James                    | Siaya County           |
| 4. Sen. <b>Haji</b> Mohamed Yusuf              | Garissa County         |
| 5. Sen. <b>Mugo</b> Beth Wambui                | Nominated              |
| 6. Sen. <b>Wetang'ula</b> Moses Masika         | Bungoma County         |
| 7. Sen. <b>Moi</b> Gideon Kipsielei Towett     | Baringo County         |
| 8. Sen. <b>Adan</b> Dullo Fatuma               | Isiolo County          |
| 9. Sen. <b>Hargura</b> Godana                  | Marsabit County        |
| 10. Sen. <b>Kimani</b> Wamatangi Paul          | Kiambu County          |
| 11. Sen. <b>Kindiki</b> Kithure                | TharakaNithi County    |
| 12. Sen. <b>Madzayo</b> Stewart Mwachiru       | Kilifi County          |
| 13. Sen. <b>Murkomen</b> Onesimus Kipchumba    | Elgeyo Marakwet County |
| 14. Sen. <b>Zani</b> Agnes Philomena           | Nominated              |
| 15. Sen. <b>Kilonzo</b> Mutula Junior          | Makueni County         |
| 16. Sen. <b>Kajwang'</b> Moses Otieno          | Homa Bay County        |
| 17. Sen. <b>Cheruiyot</b> Aaron Kipkirui       | Kericho County         |
| 18. Sen. <b>Ongeri</b> Samson Kegengo          | Kisii County           |
| 19. Sen. <b>Poghisio</b> Samuel Losuron        | West Pokot County      |
| 20. Sen. <b>Ali</b> Abdullahi Ibrahim          | Wajir County           |
| 21. Sen. <b>Linturi</b> Franklin Mithika       | Meru County            |
| 22. Sen. <b>Mahamud</b> Mohamed Maalim         | Mandera County         |
| 23. Sen. <b>Outa</b> Fredrick Otieno           | Kisumu County          |
| 24. Sen. <b>Mwangi</b> Paul Githiomi           | Nyandarua County       |
| 25. Sen. <b>Kamar</b> Margaret Jepkoech        | Uasin Gishu County     |
| 26. Sen. <b>Kang'ata</b> Irungu                | Murang'a County        |
| 27. Sen. <b>Kirinyaga</b> Ephraim Mwangi Maina | Nyeri County           |

|  |                     |
|--|---------------------|
| 28. Sen. <b>Mwaura</b> Isaack              | Nominated           |
| 29. Sen. <b>Ndwiga</b> Peter Njeru         | Embu County         |
| 30. Sen. <b>Nyamunga</b> Rose Ogendo       | Nominated           |
| 31. Sen. <b>Sakaja</b> Johnson Arthur      | Nairobi City County |
| 32. Sen. <b>Seneta</b> Mary Yiane          | Nominated           |
| 33. Sen. <b>Lelegwe</b> Steve Ltumbesi     | Samburu County      |
| 34. Sen. <b>Kihika</b> Susan Wakarura      | Nakuru County       |
| 35. Sen. <b>Makori</b> Beatrice Kwamboka   | Nominated           |
| 36. Sen. <b>Malalah</b> Cleophas Wakhungu  | Kakamega County     |
| 37. Sen. <b>Pareno</b> Judith Ramaita      | Nominated           |
| 38. Sen. <b>Boy</b> IssaJuma               | Kwale County        |
| 39. Sen. <b>Chebeni</b> Mercy              | Nominated           |
| 40. Sen. <b>Cherarkey</b> Samson Kiprotich | Nandi County        |
| 41. Sen. <b>Gona</b> Christine Zawadi      | Nominated           |
| 42. Sen. <b>Haji</b> Farhiya Ali           | Nominated           |
| 43. Sen. <b>Halake</b> Abshiro Soka        | Nominated           |
| 44. Sen. <b>Iman</b> Falhada Dekow         | Nominated           |
| 45. Sen. <b>Imana</b> Malachy Charles Ekal | Turkana County      |
| 46. Sen. <b>Inimah</b> Getrude Musuruve    | Nominated           |
| 47. Sen. <b>Kabaka</b> Boniface Mutinda    | Machakos County     |
| 48. Sen. <b>Kasanga</b> Sylvia Mueni       | Nominated           |
| 49. Sen. <b>Kibiru</b> Charles Reubenson   | Kirinyaga County    |
| 50. Sen. <b>Langat</b> Christopher Andrew  | Bomet County        |
| 51. Sen. <b>Loitiptip</b> Anuar            | Lamu County         |
| 52. Sen. <b>Lokorio</b> Petronila Were     | Nominated           |
| 53. Sen. <b>Masitsa</b> Naomi Shiyonga     | Nominated           |
| 54. Sen. <b>Mbito</b> Michael Maling'a     | Trans Nzoia County  |
| 55. Sen. <b>Milgo</b> Alice Chepkorir      | Nominated           |
| 56. Sen. <b>Mogeni</b> Erick Okong'o       | Nyamira County      |
| 57. Sen. <b>Mpaayei</b> Phillip Salau      | Kajiado County      |
| 58. Sen. <b>Mwaruma</b> Johnes Mwashushe   | Taita Taveta County |
| 59. Sen. <b>Mwinyihaji</b> Mohamed Faki    | Mombasa County      |
| 60. Sen. <b>Nderitu</b> John Kinyua        | Laikipia County     |

|                                    |                   |
|------------------------------------|-------------------|
| 61. Sen. <b>Okello</b> Ben Oluoch  | Migori County     |
| 62. Sen. <b>Olekina</b> Ledama     | Narok County      |
| 63. Sen. <b>Omanga</b> Millicent   | Nominated         |
| 64. Sen. <b>Prengei</b> Victor     | Nominated         |
| 65. Sen. <b>Wambua</b> Enoch Kiiro | Kitui County      |
| 66. Sen. <b>Waqo</b> Naomi Jilo    | Nominated         |
| 67. Sen. <b>Wario</b> Golich Juma  | Tana River County |

7. **COMMUNICATION FROM THE CLERK ON THE PROCEDURE OF ELECTING THE SPEAKER**

The Clerk of the Senate issued the following Communication -

“Hon. Senators, having undertaken the business of administration of the Oath or Affirmation of Office to Senators, we shall now proceed to the next business which is, election of the Speaker of the Senate.

Hon. Senators, Standing Order No.4(1) provides-

*“A Speaker shall be elected when the Senate first meets after a General Election and before the Senate proceeds with the dispatch of any other business, except the administration of the Oath or Affirmation of Office to Senators present.”*

Hon. Senators, pursuant to the Standing Orders, a number of activities were required for the election of the Speaker before this first sitting. I will proceed to detail each such activity and the manner in which we have complied with the Standing Orders.

Firstly, Standing Order No.5(1) requires-

*“Upon the President notifying the place and date for the first sitting of a new Senate pursuant to Articles 126(2) of the Constitution, the Clerk shall, by notice in the Gazette, notify that fact and invite interested persons to submit their nomination papers for election to the office of the Speaker.”*

Hon. Senators, vide *Gazette* Notice No. 8242 dated 24<sup>th</sup> August, 2017, the Clerk of the Senate invited persons to submit their nomination papers for election to the office of Speaker.

Secondly Hon. Senators, Standing Order No.5(4) requires that-

*“The Clerk shall maintain a register in which shall be shown the date and time when each candidate’s nomination papers were received and shall ascertain that every such candidate for election to the office of Speaker is qualified to be elected as such under Article 106 of the Constitution.”*

I hereby confirm that a register has been maintained in accordance with the requirements of this Standing Order.

Thirdly Hon. Senators, Standing Order No.5 (5) requires that-

*“Immediately upon the close of the nomination period provided for in paragraph (2), the Clerk shall-*

*(a) Publicise and make available to all Senators, a list showing all qualified candidates; and*

*(b) make available to all Senators, copies of the curriculum vitae of the qualified candidates.*

Hon. Senators, I hereby confirm that a list showing all qualified candidates was publicised and was made available to all Senators. I further confirm that I made available to all Senators copies of the curriculum vitae of the qualified candidates.

Hon. Senators, for the position of Speaker of the Senate, the following candidates (in alphabetical order) were validly nominated as at the close of the nomination period-

1. David Ekwee Ethuro
2. Farah Maalim
3. James Ondicho Gesami
4. Kenneth Makelo Lusaka
5. Paul Gichuke Ribathi
6. Rameshchandra Govind Gorasia
7. Wilfred Machage

Hon. Senators, pursuant to Standing Order No.8 a candidate may withdraw his or her candidature after the close of the nomination period and before a ballot is started.

In this regard, I wish to draw the attention of Hon. Senators that yesterday, Wednesday, 30<sup>th</sup> August, 2017, Wilfred Machage, by notice to the Clerk, withdrew his candidature for the position of Speaker of the Senate and his name will accordingly not appear on the ballot paper.

Hon. Senators, Standing Order No.6 (1) provides that the election of the Speaker shall be by secret ballot.

We shall now proceed to the ballot for the election of the Speaker.

I thank you.”

**8. ELECTION OF THE SPEAKER**

The Clerk explained the procedure for the election of the Speaker pursuant to the provisions of Article 106 of the Constitution and Standing Order No's 4 to 12.

The ballot box was opened and displayed to the assembled Senate and subsequently locked before voting commenced thereon.

Having outlined the rules on election of the Speaker, each Senator present was issued with a ballot paper.

At the conclusion of the voting, the Clerks counted the votes at the Table of the Senate, in the presence of the following Senators who were witnesses for the respective candidates:-

- i) Sen. Mbito Michael Maling'a – representing David Ekwee Ethuro.
- ii) Sen. Kabaka Boniface Mutinda – representing Farah Maalim.
- iii) Sen. Mwaruma J. Mwashushe – representing James O. Gesami
- iv) Sen. Omanga Millicent – representing Kenneth Makelo Lusaka
- v) Sen. Linturi Mithika – representing Paul Gichuke Ribathi
- vi) Sen. Mwinyihaji Faki – representing Rameshchandra Govind Gorasia

The Clerk announced the results of the first ballot as follows:

|                                 |      |
|---------------------------------|------|
| 1) David Ekwee Ethuro           | - 2  |
| 2) Farah Maalim                 | - 23 |
| 3) James Gesami Ondicho         | - 0  |
| 4) Kenneth Makelo Lusaka        | - 40 |
| 5) Paul Gichuke Ribathi         | - 1  |
| 6) Rameshchandra Govind Gorasia | - 0  |
| 7) Spoilt Ballot                | - 1  |

And there being no candidate obtaining the required two thirds majority of 45 votes;

Hon. Senators proceeded to cast a second ballot pursuant to Standing Order No. 7(2), in which case only Kenneth Makelo Lusaka and Farah Maalim were candidates.

At the conclusion of the voting, the Clerks counted the votes at the Table of the Senate, in the presence of the following Senators who were witnesses for the respective candidates:-



- i) Sen. Ole Kina Ledama – representing Farah Maalim
- ii) Sen. Kang’ata Irungu – representing Kenneth Makelo Lusaka

The Clerk announced the results of the second ballot as follows:-

- 1) Farah Maalim – 25 votes
- 2) Kenneth Makelo Lusaka – 42 votes.

The Clerk thereupon declared Kenneth Makelo Lusaka duly elected Speaker by majority votes.

Consequently, Kenneth Makelo Lusaka was escorted to the Chamber of the Senate by the Sergeant-at-Arms;

Thereupon, the Clerk administered the Oath of Office to the Speaker;

The Speaker submitted himself to the will of the Senate and gave the following communication.

9. **COMMUNICATION FROM THE CHAIR - ACCEPTANCE SPEECH BY THE SPEAKER**

The Speaker, having been sworn in, proceeded to give his acceptance speech in the following Communication from the Chair-

“Honorable Senators,

Distinguished Guests, Ladies and gentlemen;

I am humbled and overwhelmed by the great honour and privilege you have bestowed upon me by electing me as your Speaker, of the 2<sup>nd</sup> Senate of the Republic of Kenya, under the 2010 Constitution.

The immense confidence and trust that you have placed on me today profoundly humbles and makes me proud at the same time.

I therefore accept with humility; and pledge that I shall perform to my utmost ability, the constitutional responsibilities and duties of the office of Speaker of the Senate for the next five (5) years, with diligence and appropriate tact.

Allow me with great pleasure, to congratulate and salute all of you - the new Senators of the 2<sup>nd</sup> Senate, after a well fought battle in the just-ended general elections. Kenyans have now reposed their faith in your capable hands and doubtless, have high expectations on you.

I also wish to recognize my worthy opponents Rt. Hon. Ekwee Ethuro, Hon. Farah Maalim, Hon. Dr. James Gesami, Mr. Rameshchandra Gorasia and Mr. Paul Ribathi for the valiant, mature and well-fought competition. We have ably demonstrated that we can compete democratically and without rancor in a dignified race. Please feel free to consult with me and my officers at any opportune time.

I also extend congratulations to our sister House –the National Assembly - and wish them every success as we begin the national duty of jointly steering our beloved Country to greater heights.

I cannot forget our Governors, County Assembly Speakers, Members of County Assemblies (MCAs). I wish them all the best.

Kenyans from all walks of life deserve a huge pat on the back for demonstrating to the entire world that we have a mature and vibrant democracy following the peaceful general elections.

Fellow Senators, Dear Kenyans,

Permit me at this juncture, to pay my singular special tribute to my predecessor, the Rt. Hon. David Ekwee Ethuro. He ably presided over the “resurrected” Senate in perhaps the most difficult times in our country’s history, and indeed it was the 1<sup>st</sup> Senate under the current 2010 Constitution.

The 1<sup>st</sup> Senate was sailing in uncharted waters. None of the political leadership and Senators had a clear idea what their tasks entailed. They had to “learn how to swim by swimming”. It was trial and error at first.

However, the Speaker and his leadership team, guided by unity of purpose and the will to actualise devolution, initiated work systems, spearheaded a series of retreats, workshops and seminars that rapidly crafted the framework of transacting and administering Senate.

As the political head, he oversaw an efficient system of service delivery by the Senate officers. He served as an executive member of the Inter Parliamentary Union and as the President of the Forum of the Parliaments of member States of the International Conference on the Great Lakes Region (FP-ICGLR). His handling of Chamber proceedings will be hard to emulate.

As the renowned American writer and political commentator Walter Lipmann wrote, and I quote – “the final test of a Leader is that he leaves behind in other men (and women) the conviction and the will to carry on.”

Right Hon. Ethuro we salute and honour you.

Lastly, but not the least, I appreciate and laud the Clerk of the senate and his team for making the appropriate preparations for this momentous occasion.

Honorable Senators,

Historically the first Senate was established in 1963 and functioned until 1966 when it was dissolved and its members joined the National Assembly. Close to five decades later, the Second

Senate was inaugurated in March 2013 as established in the 2010 constitution, primarily to oversee the implementation of the devolved system of governance.

Devolution as a novel developmental model was meant to ensure balanced, equitable and just development in all the regions of Kenya. I can submit without fear of contradiction that, so far it is working.

I wish to welcome and associate myself with the positive spirit exhibited and pronouncements made by the new Governors to change their strategy of engagement and work more closely with the Senate, National Assembly and the National Government.

In addition, their pledge and commitment to intensify the fight against corruption in their respective governments is highly commendable. This will usher in a new dawn towards exercising responsible and accountable public finance management in our devolved units and in our common effort to deepen and strengthen devolution.

Fellow Honorable Senators,

The critical question is; what next for our Senate? How do we expand on the achievements of the first Senate?

Fundamentally, the Senate must continue to play its constitutional mandate and role more vigorously.

Just to reiterate and remind ourselves Hon. Senators, the primary mandate of the Senate is to represent the counties, and protect the interests of the counties and hence successful implementation of the devolution process.

Honorable Senators, what has been achieved so far is commendable, but we must not rest on our laurels; we must build on the foundation created and make it even better. We must initiate and enact more devolution-

compliant bills since our predecessors have identified a number of gray areas in our devolved system of governance.

The Senate is duty-bound to be more sensitive to the dictates and aspirations of the ordinary *Mwananchi*. We will speak out on any subject under the sun so long as it affects Kenyans. We will adopt a pro-active approach. We will strive to make Senate be a friend of Kenyans and let Senate be their sanctuary in times of distress. Let Senate be a beacon of sobriety and hope for Kenyans of all ages.

On a light note, let me say that this 2nd Senate is no longer “*Nyumba ya wazee*”.

The Second Senate under the 2010 Constitution will strive to reach out and harmoniously work with the National Assembly. The so-called supremacy wars must be a thing of the past. That is how tangible and progressive milestones will be realized by our bicameral Parliament. The Holy Bible says that a divided house falls.

Fellow Honorable Senators,

I call upon Honourable Senators to adopt and nurture bi-partisan and collegiate leadership approaches that will transform and invigorate the Senate to embrace the various political interests represented in the 12<sup>th</sup> parliament and ensure they find their rightful space.

Under the new Senate leadership, we will endeavour to ensure that-

- i. The Senate work strategy will be reviewed and if necessary revised to embrace emerging trends of effective legislative work systems;
- ii. Senators perform their constitutional and leadership responsibilities through systems that are predictable and adequately facilitated to enable them deliver efficiently and quality services;
- iii. Programmes and activities of the Senate are guided by the need to respond to key priorities of the counties as well as the many challenges they have to face up to;
- iv. We will initiate and strengthen internal collaborative linkages, deepen existing partnerships and engagement between the Senate, national and county government departments and agencies; regional and international development partners as well as non-state actors to work closely and harmoniously with the devolution family;
- v. We will strive to strengthen the capacities of the senators and their secretariats so that they constantly update their skills and expertise; and

- vi. ensure they acquire requisite parliamentary exposure to enable them handle complex and new frontiers of legislative and public affairs.

We will always endeavour to be responsive and attune to emergent situations and re-ignite the manner in which ‘traditional’ legislative services are offered.

Fellow Kenyans, elections come and go. Kenya must remain. It is now time to put behind our political rivalries and together focus on building the new Kenya that we all desire.

Let us jealously protect and guard devolution and our beloved country. Let us nurture it the way a parent nurtures a newborn. We do not have another Kenya.

Let’s us forge ahead and be guided by unity of purpose. As leaders, let us be the rock upon which Kenyans find refuge and solace. I personally would not accept this seat if it meant polarizing Kenyans.

Honorable Senators,

In conclusion, on my part, I promise that under my stewardship, my pledge and commitment to the people is to be a faithful servant and diligently discharge my duties.

Finally, as one Canadian broadcaster and playwright Lister Sinclair once wrote – “A frightened captain makes a frightened crew.” I shall respect and uphold the rule of law, legality and nurture the culture of constitutionalism; and I shall protect and defend the Constitution of the Republic of Kenya and always safeguard the mandate and role of the Senate.

I welcome you all to join me as we embark on this journey together.

Thank you all and God bless Kenya.”

10. **COMMUNICATION FROM THE CHAIR ON THE PROCEDURE FOR ELECTION OF THE DEPUTY SPEAKER**

The Speaker issued the following Communication from the Chair -

“Hon. Senators, Standing Order No.13 (1) provides that as soon as practicable after the election of a Speaker following a general election, a Deputy Speaker shall be elected. Standing Order No.13 (4) further provides

that the procedure for electing a Deputy Speaker shall, with necessary modifications be the same as that prescribed for the election of the Speaker.

Hon. Senators, for the position of Deputy Speaker, the following candidates (in alphabetical order) were validly nominated as at the close of the nomination period-

1. Irungu Kang'ata
2. Johnson Arthur Sakaja
3. Kimani Wamatangi Paul
4. Susan Kihika

Hon. Senators, pursuant to Standing Order No.8, a candidate may withdraw his/her candidature before a ballot is started. In this regard, I wish to bring to your attention that on Tuesday, 29<sup>th</sup> August, 2017, Johnson Arthur Sakaja, by notice to the Clerk, withdrew his candidature for the position of Deputy Speaker of the Senate.

Similarly, Yesterday, Wednesday, 30<sup>th</sup> August, 2017, the other three candidates, namely, Irungu Kang'ata, Kimani Wamatangi Paul and Susan Kihika by respective notices to the Clerk, withdrew their candidature for the position of Deputy Speaker of the Senate. Arising from the withdrawal of candidature by all of the four candidates who had been duly nominated, we now have no candidate for the position of Deputy Speaker.

Hon. Senators, as I stated in paragraph 1, Standing Order No. 13 (1) provides-

*“As soon as practicable after the election of a Speaker following a General Election, a Deputy Speaker shall be elected.”*

Accordingly, we now do not have any candidate for the position of Deputy Speaker, hence, it is not practicable to proceed with the election. Consequently, I shall defer this exercise to a future time when it will be practicable to carry out the exercise.

I thank you.”

There being no other business, the Speaker adjourned the Senate at thirty five minutes past Two O'clock, until a date to be notified, pursuant to Article 132(1)(a) of the Constitution of Kenya and Standing Order 21(1).

9. **SENATE ROSE** - at thirty five minutes past Two O'clock.

--XX--