



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – THIRD SESSION

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, APRIL 02, 2019 AT 2.30 P.M.

1. The Senate assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer said by the Speaker.
3. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair: -

i) Visiting Pupils and Teachers from Glory Vision Academy, Kirinyaga County.

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting Pupils and Teachers from Glory Vision Academy, Kirinyaga County. On behalf of the Senate and on my own behalf, I welcome them to the Senate and wish them well for the remainder of their stay.

I thank you.”

ii) Visiting Pupils and Teachers from Kariobangi Baptist School, Nairobi City County.

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting Pupils and Teachers from Kariobangi Baptist School, Nairobi County. On behalf of the Senate and on my own behalf, I welcome them to the Senate and wish them well for the remainder of their stay.

I thank you.”

4. **PAPERS LAID**

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

- a) Joint Report of the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security, Defence and Foreign Relations of the Senate on the vetting of the Nominee to the Position of Inspector General of the National Police Service.
- b) Annual Report of the Office of the Controller of Budget for the Year 2017/2018.
- c) Report of the Auditor General on the Financial Statement of Bungoma County Emergency Fund for the Year ended 30th June, 2016.
- d) State of the Judiciary and Administration of Justice Report (SOJAR) 2017/2018.
- e) Report of the Standing Committee on Labour and Social Welfare on the Global Disability Summit held in London, United Kingdom, on 24th July, 2018.

(The Senate Majority Leader)

5. **NOTICE OF MOTION** – (The Senate Majority Leader)

THAT, pursuant to Article 245(2)(a) of the Constitution, Section 12 of the National Police Service Act, 2011, Section 8 of the Public Appointments (Parliamentary Approval) Act, 2011 and Standing Order 71 of the Senate, this House approves the Joint Report of the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security, Defence and Foreign Relations of the Senate on the nomination of Mr. Hilary Nzioki Mutyambai, for appointment to the position of Inspector General of the National Police Service laid on the Table of the Senate on Tuesday, 2nd April, 2019.

6. **STATEMENT PURSUANT TO STANDING ORDER 48 (1)**

The Senator for Wajir County (Sen. (Dr.) Abdullahi Ali, MP) sought a statement from the Standing Committee on Land, Environment and Natural Resources on the status of the Bute Mega Dam Project in Wajir County.

7. **MOTION - REPORT OF THE STANDING COMMITTEE ON FINANCE AND BUDGET ON THE COUNTY GOVERNMENTS' INFRASTRUCTURE PROJECTS**

(Chairperson, Standing Committee on Finance and Budget)

THAT, this House adopts the Report of the Standing Committee on Finance and Budget on the County Governments' infrastructure projects comprising County Executive Headquarter offices, Assembly Chambers and offices and County State officers' residences, laid on the Table of the Senate on Thursday, 29th November, 2018.

(Resumption of debate interrupted on Thursday, 28th March, 2019)
(Division)

Order deferred.

8. **COMMITTEE OF THE WHOLE**
THE COUNTY EARLY CHILDHOOD EDUCATION BILL (SENATE BILLS NO. 26 OF 2018)

(Chairperson, Standing Committee on Education)

(Resumption of debate interrupted on Wednesday, 27th March, 2019)
(Division)

Order deferred.

9. **COMMITTEE OF THE WHOLE**
THE PUBLIC PARTICIPATION BILL (SENATE BILLS NO. 4 OF 2018)

(Sen. Amos Wako, MP)

(Resumption of debate interrupted on Wednesday, 27th March, 2019)
(Division)

Order deferred.

10. **COMMITTEE OF THE WHOLE**
THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILLS NO. 22 OF 2018)

(Sen. Judith Pareno, MP)

(Resumption of debate interrupted on Wednesday, 27th March, 2019)
(Division)

Order deferred.

11. **COMMITTEE OF THE WHOLE**
THE TREATY MAKING AND RATIFICATION (AMENDMENT) BILL (SENATE BILLS NO. 23 OF 2018)

(Sen. Fatuma Dullo, MP)

(Resumption of debate interrupted on Wednesday, 27th March, 2019)
(Division)

Order deferred.

12. **MOTION- APPROVAL OF THE REPORT ON THE VETTING OF THE NOMINEE TO THE POSITION OF INSPECTOR GENERAL OF THE NATIONAL POLICE SERVICE**

Motion made and Question proposed -

THAT, pursuant to Article 245(2)(a) of the Constitution, Section 12 of the National Police Service Act, 2011, Section 8 of the Public Appointments (Parliamentary Approval) Act, 2011 and Standing Order 71 of the Senate, this House approves the Joint Report of the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security, Defence and Foreign Relations of the Senate on the nomination of Mr. Hilary Nzioki Mutyambai, for appointment to the position of Inspector General of the National Police Service laid on the Table of the Senate on Tuesday, 2nd April, 2019.

(Vice Chairperson, Standing Committee on National Security, Defence and Foreign Relations)

Debate arising;

And there being no other Senator wishing to contribute;

Before the Question was put and pursuant to Standing Order 79(1), the Deputy Speaker ruled that the Motion did not affect counties.

Question put and agreed to.

RESOLVED ACCORDINGLY

THAT, pursuant to Article 245(2)(a) of the Constitution, Section 12 of the National Police Service Act, 2011, Section 8 of the Public Appointments (Parliamentary Approval) Act, 2011 and Standing Order 71 of the Senate, this House approves the Joint Report of the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security, Defence and Foreign Relations of the Senate on the nomination of Mr. Hilary Nzioki Mutyambai, for appointment to the position of Inspector General of the National Police Service laid on the Table of the Senate on Tuesday, 2nd April, 2019.

13. **THE COUNTY OVERSIGHT AND ACCOUNTABILITY BILL (SENATE BILLS NO. 28 OF 2018)**

Motion made and Question proposed -

THAT, the County Oversight and Accountability Bill (Senate Bills No. 28 of 2018) be now read a Second Time.

(Sen. Ledama Olekina – 27.03.2019)

Debate interrupted on Wednesday, 27th March, 2019 resumed;

And the time being thirty minutes past Six O'clock, the Deputy Speaker interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

14. SENATE ROSE - at thirty minutes past six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Wednesday, April 03, 2019 at 2.30 p.m.*

--x--