



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE SENATE

VOTES AND PROCEEDINGS

WEDNESDAY, JUNE 12, 2019 AT 2.30 PM

1. The Senate assembled at thirty minutes past Two O'clock.
2. The proceedings were opened with prayer said by the Deputy Speaker.

3. **COMMUNICATIONS FROM THE CHAIR**

The Deputy Speaker conveyed the following Communications from the Chair –

a) Visiting Students and teachers from Precious Blood (Riruta) Girls Secondary School, Nairobi County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting pupils and teachers from Precious Blood, Girls Secondary School, Riruta, Nairobi County.

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and on behalf of the Senate and on my own behalf, I wish them a fruitful visit.

I thank you.”

b) Visiting pupils and teachers from Kids Zone Academy, Kiambu County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting pupils and teachers from Kids Zone Academy, Kiambu County.

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and on behalf of the Senate and on my own behalf, I wish them a fruitful visit.

I thank you.”

c) Visiting pupils and teachers from Uruku Girls High School, Meru County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting pupils and teachers from Uruku Girls High School, Meru County.

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and on behalf of the Senate and on my own behalf, I wish them a fruitful visit.

I thank you.”

d) Visiting students and teachers from Friends Bwake Boys High School, Trans-Nzoia County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting pupils and teachers from Friends Bwake Boys High School, Trans-Nzoia County.

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and on behalf of the Senate and on my own behalf, I wish them a fruitful visit.

I thank you.”

e) Visiting students and teachers from Mpeketoni Boys High School, Lamu County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting pupils and teachers from Mpeketoni Boys High School, Lamu County.

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and on behalf of the Senate and on my own behalf, I wish them a fruitful visit.

I thank you.”

4. MESSAGE FROM THE NANDI COUNTY ASSEMBLY

The Deputy Speaker conveyed the following Message from the Nandi County Assembly –

“Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 43 (3) and (4), I have received the following message from the Speaker of the Nandi County Assembly regarding the passage by the Assembly of a Motion requesting the Senate to consider formulating legislation requiring the National Government to share taxes that the National Government levies on tea, with the tea growing counties and the National Government.

“PURSUANT to Nandi County Assembly standing order 42 (1), I hereby convey the following Message to the Senate.

***THAT** on the 3rd of April, 2019 the County Assembly considered and passed a Motion on tea taxes requesting the Senate to consider formulating legislation to have tea taxes levied by the National Government shared among tea growing counties.*

***THEREFORE,** through the provisions of the standing orders, I refer the Message to the Senate for consideration”*

Honourable Senators,

Standing Order No. 43 (7) provides that, *“When the Speaker reports a message from a County Assembly under paragraph (5) and (6), the message shall be deemed to have been laid before the Senate and the Speaker may-*

- a) Direct that the message be dealt with forthwith;*
- b) Appoint a day for the consideration of the Message; or*
- c) Refer the Message to the relevant Committee of the Senate for consideration.”*

Consequently, I refer the Message to the Standing Committee on Agriculture, Livestock and Fisheries.

I thank you!”

5. PETITIONS

- a) Pursuant to Standing Order 230(2)(b), the Deputy Speaker reported to the Senate a Petition by Mr. Moses Lukoye, a resident of Bungoma County, concerning the corruption and violation of the Constitution and other laws by the County Government of Bungoma.

Pursuant to Standing Order 231, the Speaker invited Senators to comment on the Petition and, subsequently, committed it to the Standing Committee on

Devolution and Intergovernmental Relations, pursuant to Standing Order 232(1).

- b) Pursuant to Standing Order 230(2)(a), the Senator for Nandi County (Sen. Samson Cherarkey, MP) presented to the Senate a Petition by Residents of West Pokot County concerning the absence of the Deputy Governor of West Pokot County.

Pursuant to Standing Order 231, the Speaker invited Senators to comment on the Petition and, subsequently, committed it to the Standing Committee on Devolution and Intergovernmental Relations, pursuant to Standing Order 232(1).

6. **PAPERS**

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

- (i) Report of the Auditor-General on the Financial Statements of Kakamega County Trade Development Loan Fund for the Year ended 30th June 2018;
- (ii) Report of the Auditor-General on the Financial Statements of Bungoma County Bursary Fund for the Year ended 30th June 2018;
- (iii) Report of the Auditor-General on the Financial Statements of Bungoma County Trade Development Fund for the Year ended 30th June 2018;
- (iv) Report of the Auditor-General on the Financial Statements of Taita Taveta County Assembly Revolving Car Loan Scheme fund for the Year ended 30th June 2018;
- (v) Report of the Auditor-General on the Financial Statements of Kwale County Youth, Women and Persons with Disabilities Fund for the Year ended 30th June 2018;
- (vi) Report of the Auditor-General on the Financial Statements of Taita Taveta County Executive Car Loan and Mortgage Revolving Fund for the Year ended 30th June 2018;
- (vii) Report of the Auditor-General on the Financial Statements of Kwale County Bursary Fund for the Year ended 30th June 2018;
- (viii) Report of the Auditor-General on the Financial Statements of Malindi Water and Sewerage Company Limited for the Year ended 30th June 2018;
- (ix) Report of the Auditor-General on the Financial Statements of Kwale County Disaster Management Fund for the Year ended 30th June 2018;
- (x) Report of the Auditor-General on the Financial Statements of Taita Taveta County Datu Sawazisha Fund for the Year ended 30th June 2018;
- (xi) Report of the Auditor-General on the Financial Statements of Kilifi – Mariakani Water and Sewerage Company Limited for the Year ended 30th June 2018;
- (xii) Report of the Auditor-General on the Financial Statements of Kwale Water and Sewerage Company Limited for the Year ended 30th June 2018;

- (xiii) Report of the Auditor-General on the Financial Statements of Taita Taveta County Education Fund for the Year ended 30th June 2018; and
(xiv) Report of the Auditor-General on the Financial Statements of Taita Taveta County Assembly Mortgage Scheme Fund for the Year ended 30th June 2018.

(The Senate Majority Leader)

- (xv) Report of the Senate Delegation to the 2018 Partners' Forum held from 12th-13th December, 2018 in New Delhi, India.

(Sen. Susan Kihika, MP)

7. STATEMENTS

Statements pursuant to Standing Order 48 (1)

- a) The Senator for Uasin Gishu County (Sen. (Prof.) Margret Kamar, MP) sought a statement from the Standing Committee on Agriculture, Livestock and Fisheries concerning plans by the Government to import Maize.
- b) Nominated Senator (Sen. Beatrice Kwamboka, MP) sought a statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the acquisition of Kenyan Citizenship by individuals who meet the requirements stipulated in Article 13 (2) and 15 (1) of the Constitution.
- c) Nominated Senator (Sen. Beatrice Kwamboka, MP) sought a statement from the Standing Committee on Education regarding the rise of deaths of students while in schools.

8. THE NATIONAL COHESION AND PEACE BUILDING BILL (SENATE BILLS NO. 35 OF 2018)

Order for Second Reading read;

Motion made and Question proposed;

THAT, the National Cohesion and Peace Building Bill (Senate Bills No. 35 of 2018) be now read a Second Time.

(Sen. Judith Pareno, MP – 29.05.2019)

Debate interrupted on Wednesday, 29th May, 2019 resumed on a Division;

The Deputy Speaker directed that electronic voting be taken pursuant to Standing Order 81 (2) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Deputy Speaker directed that the doors be locked and the bars be drawn and asked Senators to log-in for electronic voting;

The Deputy Speaker put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to Standing Order 81 (5), the Deputy Speaker allowed one Senator to record his vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 28

NOES – 0

ABSTENTION – 0

AYES

1. Sen. Adan Fatuma Dullo
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Hargura Godana
7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang'at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong'o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Ndwiga Peter Njeru
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Nyamunga Rose Ogendo – voted on behalf of Kisumu County Delegation
27. Sen. Sakaja Johnson Arthur
28. Sen. Wetang'ula Moses Masika

Question agreed to.

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

9. **COMMITTEE OF THE WHOLE**

THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILLS NO. 24 OF 2018)

(Chairperson, Sessional Committee on Delegated Legislation)

Order for Committee Read;

Order Deferred.

10. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

(Acting Chairperson of Committees (Sen. (Dr.) Lelegwe Ltumbesi, MP) – in the Chair)

The Impeachment Procedure Bill (Senate Bills No. 15 of 2018)

Clause 3

Motion made and Question proposed;

THAT, Clause 3 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to Standing Order 81(5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon, the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clause 3 (as amended) – agreed to.

Clause 4 – amendment proposed

THAT clause 4 of the Bill be amended—

(a) by deleting subclause (1) and substituting therefor the following new subclause—

(1) A member of the National Assembly who intends to move a motion for the removal of the President by impeachment shall submit a copy of the proposed motion to the Clerk of the National Assembly together with a list of the members of the National Assembly who support the motion.

(b) by inserting the following new subclause immediately after the new subclause (1)—

(1A) The list of members under subclause (1) shall be in the form prescribed in the Schedule

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon, the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27 NOES – 0 ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi

14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Onger Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clause 4 (as amended) – agreed to.

Clauses 5 – 8

Motion made and Question proposed;

THAT, Clause 5 -8 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon, the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clauses 5 – 8 – Agreed to.

Clause 9 – amendment proposed

THAT clause 9 of the Bill be amended—

(a) by deleting subclause (2) and substituting therefor the following new subclause—

(2) A member of the National Assembly who proposes a motion for the removal of a Cabinet Secretary under subsection (1) shall submit to the Clerk of the National Assembly a copy of the proposed motion for the removal of the Cabinet Secretary together with a list of the members of the National Assembly who support the motion.

(b) by inserting the following new subclause immediately after the new subclause (2)—

(2A) The list of members under subclause (1) shall be in the form prescribed in the Schedule.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27 NOES – 0 ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba

19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang'ula Moses Masika

Clause 9 (as amended) - agreed to.

Clause 10 - amendment proposed

THAT clause 10 of the Bill be amended in subclause (1) by deleting the word “afford” appearing at the beginning of paragraph (b)(i) and substituting therefor the word “accord”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clause 10 (as amended) – agreed to.

Clause 11 – amendment proposed

THAT clause 11 of the Bill be amended in paragraph (a) by deleting the word “promptly” appearing immediately after the words “the speaker shall” and substituting therefor the words “within three days,”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clause 11(as amended) – agreed to.

Clauses 12 and 13

Motion made and Question proposed;

THAT, Clauses 12 and 13 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi

- 14. Sen. Mahamud Mohamed Maalim
- 15. Sen. Malalah Cleophas Wakhungu – voted verbally
- 16. Sen. Mogeni Erick Okong’o
- 17. Sen. Mpaayei Phillip Salau
- 18. Sen. Murkomen Onesimus Kipchumba
- 19. Sen. Mwangi Paul Githiomi
- 20. Sen. Mwaruma Johnes Mwashushe
- 21. Sen. Mwinyihaji Mohamed Faki
- 22. Sen. Olekina Ledama
- 23. Sen. Onger Samson Kegengo
- 24. Sen. Orengo James – voted verbally
- 25. Sen. Outa Fredrick Otieno
- 26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
- 27. Sen. Wetang’ula Moses Masika

Clauses 12 and 13 – Agreed to.

Clause 14 – amendment proposed

THAT clause 14 of the Bill be amended—

(a) by deleting subclause (1) and substituting therefor the following new subclause—

(1) A member of a county assembly who intends to move a motion under section 13 shall submit to the Clerk of the county assembly the motion together with a list of the members of the county assembly who support the motion.

(b) by inserting the following new subclauses immediately after the new subclause (1)—

(1A) The list of members under subclause (1) shall be in the form prescribed in the Schedule.

(1B) The Clerk of the county assembly shall confirm that the proposed motion—

- (a) specifies the grounds and particulars upon which the proposed motion is made;
- (b) is signed by the member; and
- (c) is signed in support by at least a third of all the members of the county assembly.

(1C) The Clerk of the county assembly shall, within three days of receipt of the proposed motion, submit the motion to the Speaker advising the Speaker of the determination made under subclause (1B).

(c) in subclause (2) by inserting the words “in writing” immediately after the words “for the refusal” appearing in paragraph (b); and

in subclause (6) by deleting the word “five” appearing immediately after the words “the governor within” in paragraph (b) and substituting therefor the word “seven”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27 NOES – 0 ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi

20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Onger Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang'ula Moses Masika

Clause 14(as amended) – Agreed to.

Clauses 15 and 16

Motion made and Question proposed;

THAT, Clauses 15 and 16 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim

3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clauses 15 and 16 - agreed to

Clause 17 - amendment proposed

THAT clause 17 of the Bill be amended in subclause (2) by deleting the words “appointment of a special committee” appearing immediately after the words “days of the” and substituting therefor the words “determination of the special committee under section 16 (2) that section 14 was complied with”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clause 17(as amended)

- agreed to.

Clauses 18 - 27

Motion made and Question proposed;

THAT, Clauses 18 - 27 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi

14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Onger Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clauses 18 – 27 – agreed to.

Clause 28 – amendment proposed

THAT clause 28 of the Bill be amended—

(a) by deleting subclause (1) and substituting therefor the following new subclause—

(1) A member of a county assembly who intends to move a motion under section 27 shall submit to the Clerk of the county assembly the motion together with a list of the members of the county assembly who support the motion.

(b) by inserting the following new subclauses immediately after the new subclause (1)—

(1A) The list of members under subclause (1) shall be in the form prescribed in the Schedule

(1B) The Clerk of the county assembly shall confirm that the proposed motion—

(a) specifies the grounds and particulars upon which the proposed motion is made;

(b) is signed by the member; and

(c) is signed in support by at least a third of all the members of the county assembly.

(1C) The Clerk of the county assembly shall, within three days of receipt of the proposed motion, submit the motion to the Speaker advising the Speaker of the determination made under subclause (1B).

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama

23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang'ula Moses Masika

Clause 28 (as amended) – agreed to.

Clauses 29 - 32

Motion made and Question proposed;

THAT, Clauses 29 - 32 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27 NOES – 0 ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui

6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

Clauses 29 – 32 – agreed to.

Clause 33 – deletion of clause proposed

THAT, the Bill be amended by deleting clause 33.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed four Senators to record their vote verbally.

THAT, Clause 34 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau

18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang'ula Moses Masika

Clause 34 – agreed to.

The Schedule, Clause 2, the Title and Clause 1

Motion made and Question proposed;

THAT, the Schedule, Clause 2, the Title and Clause 1 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to record their vote verbally.

Thereupon the following Senators recorded their vote as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Haji Farhiya Ali – on behalf of Nairobi County Delegation

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Lang’at Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okong’o
17. Sen. Mpaayei Phillip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James – voted verbally
25. Sen. Outa Fredrick Otieno
26. Sen. Haji Farhiya Ali – voted verbally on behalf of Nairobi County Delegation
27. Sen. Wetang’ula Moses Masika

The Schedule, Clause 2, the Title and Clause 1 – agreed to.

Motion made:

THAT, the Bill be reported with amendments.

(The Senate Majority Leader on behalf of the Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

Before the question was put and pursuant to Standing Order 79, the Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) ruled that the question did not affect counties;

Question put and Agreed to.

11. **HOUSE RESUMED** – Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) – in the Chair

12. **THE IMPEACHMENT PROCEDURE BILL (SENATE BILLS NO. 15 OF 2018)**

Bill reported with amendments;

Motion made and Question proposed -

That, the Senate do agree with the Committee of the Whole in the said Report.

(The Senate Majority Leader on behalf of the Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

That, the Impeachment Procedure Bill (Senate Bills No. 15 of 2018) be now read a third time.

(The Senate Majority Leader on behalf of the Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

There being no Senator wishing to contribute;

The House proceeded to a Division;

The Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for one minute;

Upon the expiry of one minute, the Temporary Speaker directed that the doors be locked and Senators asked to log-in for electronic voting;

The Temporary Speaker put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 85 (5), the Temporary Speaker allowed two Senators to record their vote verbally.

Thereupon, the following Senators recorded their vote as “Yes”-

1. Sen. Kilonzo Mutula Junior
2. Sen. Olekina Ledama

The results of the Division were as follows;

AYES = 26 NOES = 0 ABSTENTIONS = 0

AYES

1. Sen. Halakhe Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
6. Sen. Kajwang’ Moses Otieno
7. Sen. Kibiru Charles Reubenson
8. Sen. Kihika Susan Wakarura
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Lang’at Christopher Andrew
11. Sen. Lelegwe Steve Ltumbesi
12. Sen. Mahamud Mohamed Maalim
13. Sen. Malalah Cleophas Wakhungu
14. Sen. Mbogo George Ochilo Ayacko
15. Sen. Mogeni Erick Okong’o
16. Sen. Mpaayei Phillip Salau
17. Sen. Murkomen Onesimus Kipchumba
18. Sen. Mwangi Paul Githiomi
19. Sen. Mwaruma Johnes Mwashushe
20. Sen. Mwinyihaji Mohamed Faki
21. Sen. Olekina Ledama
22. Sen. Onger Samson Kegengo
23. Sen. Orenge James – voted verbally
24. Sen. Outa Fredrick Otieno
25. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
26. Sen. Wetang’ula Moses Masika

Question agreed to

Bill Read a Third Time and passed.

13. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

(Acting Chairperson of Committees (Sen. (Dr.) Lelegwe Ltumbesi, MP) – in the Chair)

Prevention of Terrorism (Amendment) Bill (Senate Bills No. 20 of 2018)

Clause 3 - amendment proposed

THAT, clause 3 of the Bill be amended –

- (a) in the introductory clause by deleting the number “12D” appearing immediately after the words “after section” and substituting therefor the number “40C”;
- (b) in the proposed new section 12E by –
 - (i) renumbering it as section “40D”;
 - (ii) deleting the marginal note and substituting therefor the following new marginal note –

Responsibility of the institution regulator.
 - (iii) deleting the introductory clause and substituting therefor the following new clause –

(1) The institution regulator shall -
 - (iv) deleting paragraph (b) and substituting therefor the following new paragraph –

(b) ensure that a standardized awareness module on counter radicalization approved by the Centre is taught in all educational institutions;
 - (v) deleting the words “publicly owned venues” appearing immediately after words “ensure that” in paragraph (e) and substituting therefor the words “educational institutions”; and
 - (vi) deleting paragraph (f) and substituting therefor the following new paragraph –
- (d) in collaboration with the Cabinet secretary, the Centre, the National Police Service and other relevant stakeholder, design appropriate rehabilitation and reintegration programmes to cater for students who have undertaken successful disengagement from radicalization.
- (c) in the proposed new section 12F by –
 - (i) renumbering it as section “40E”;
 - (ii) deleting paragraph (a) and substituting therefor the following new paragraph –

(a) implement measures approved by the Centre to detect, prevent or report radicalization of students;

- (iii) deleting paragraph (c) and substituting therefor the following new paragraph –
 - (c) in collaboration with persons accredited by the Centre, ensure that all staff in the institution are well trained to recognize and respond appropriately to vulnerable students likely to be drawn into radicalization;
- (iv) deleting the words “inappropriate studies and curriculum related to radicalization” appearing immediately after the words “dissemination of” in paragraph (e) and substitute therefor the words “extremist literature”.
- (d) in the proposed new section 12G by –
 - (i) renumbering it as section “40F”;
 - (ii) by deleting paragraph (a) and substituting therefor the following new paragraph –
 - (a) provide parental care, protection and guidance at all times;
 - (iii) deleting paragraph (b) and substituting therefor the following new paragraph –
 - (b) immediately report to the Centre, the institution regulator and the institution administrator a case of a missing student where there is reason to believe that such a student is likely to be involved in terrorism acts or to have been radicalized;
- (e) in the proposed new section 12H –
 - (i) renumbering it as section “40G”;
 - (ii) in sub-clause (1) by deleting paragraph (b) and substituting therefor the following new paragraph –
 - (b) notify the institution regulator and the nearest police station of the missing child within twenty-four hours;
 - (iii) in sub-clause (2) by –
 - (a) deleting paragraph (b) and substituting therefor the following new paragraph –
 - (b) immediately notify the institution regulator and the nearest police station of the missing student;
 - (b) deleting the words “Inspector General of Police” appearing immediately after the words “the parent, the” in paragraph (c) and substituting therefor the words “National Police Service and the Centre”; and
 - (iv) in sub-clause (3) by deleting the words “County Education Board and the Inspector General of Police” appearing immediately after the words “in collaboration with the” in the introductory clause and substituting therefor the words “institution regulator or the institution and the Centre”

(Sen. Susan Kihika, MP on behalf of the Chairperson, Standing Committee on National Security, Defense and Foreign Relations – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record his vote verbally.

Thereupon, Sen. Cleophas Malalah recorded his votes verbally as **“Yes”**-

The results of the Division were as follows: -

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kiburu Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Steve Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Olekina Ledama
- 22) Sen. Ongeru Samson Kegengo
- 23) Sen. Orengo James
- 24) Sen. Outa Fredrick Otieno
- 25) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 26) Sen. Wetang’ula Moses Masika

Clause 3 (as amended) – agreed to

New Clause 2A – insertion of new clause proposed

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

- 2A. Section 40B of the principal Act is amended in subsection (2) by inserting the following new paragraph immediately after paragraph (e) –
 - (f) in collaboration with the county governments, develop and implement county action plans to prevent violent extremism and radicalization.

Motion made and Question proposed;

THAT, the new clause 2A be now read a Second Time;

(Sen. Susan Kihika, MP on behalf of the Chairperson, Standing Committee on National Security, Defense and Foreign Relations – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division.

The Acting Chairperson Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record his vote verbally.

Thereupon, Sen. Cleophas Malalah recorded his votes verbally as **“Yes”**-

The results of the Division were as follows: -

<u>AYES</u> – 26	<u>NOES</u> – 0	<u>ABSTENTIONS</u> – 0
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AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura

- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Steve Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Olekina Ledama
- 22) Sen. Ongeru Samson Kegengo
- 23) Sen. Orengo James
- 24) Sen. Outa Fredrick Otieno
- 25) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 26) Sen. Wetang’ula Moses Masika

Question -agreed to

Motion made and Question proposed;

THAT, the new clause 2A be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record his vote verbally.

Thereupon, Sen. Cleophas Malalah recorded his votes verbally as **“Yes”**-

The results of the Division were as follows: -

AYES – 24

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi
- 3) Sen. Cherarkey Samson Kiprotich
- 4) Sen. Cheruiyot Aaron Kipkirui

- 5) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 6) Sen. Kajwang’ Moses Otieno
- 7) Sen. Kamar Margaret Jepkoech
- 8) Sen. Kibiru Charles Reubenson
- 9) Sen. Kihika Susan Wakarura
- 10) Sen. Kilonzo Mutula Junior
- 11) Sen. Lang’at Christopher Andrew
- 12) Sen. Mahamud Mohamed Maalim
- 13) Sen. Malalah Cleophas Wakhungu – voted verbally
- 14) Sen. Mogeni Erick Okong’o
- 15) Sen. Mpaayei Phillip Salau
- 16) Sen. Murkomen Onesimus Kipchumba
- 17) Sen. Mwangi Paul Githiomi
- 18) Sen. Mwaruma Johnes Mwashushe
- 19) Sen. Olekina Ledama
- 20) Sen. Onger Samson Kegengo
- 21) Sen. Orengo James
- 22) Sen. Outa Fredrick Otieno
- 23) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 24) Sen. Wetang’ula Moses Masika

New Clause 2A - agreed to

Clause 2 - amendment proposed

THAT clause 2 of the Bill be amended by –

- a) deleting the definition of the word “County Education Board”; and
- b) inserting the following new definitions in their proper alphabetical sequence –
 - “educational institution” means a public or private institution established under law to provide education and it includes a school, college, university or training centre; and
 - “institution regulator” means an entity whose function is to regulate basic education, university education, or technical and vocational education training or any other entity mandated to regulate training or learning in the country;

(Sen. Susan Kihika, MP on behalf of the Chairperson, Standing Committee on National Security, Defense and Foreign Relations – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division.

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record his vote verbally.

Thereupon, Sen. Cleophas Malalah recorded his votes verbally as **“Yes”**-

The results of the Division were as follows: -

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kiburu Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Steve Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Olekina Ledama
- 22) Sen. Onger Samson Kegengo
- 23) Sen. Orengo James
- 24) Sen. Outa Fredrick Otieno
- 25) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 26) Sen. Wetang’ula Moses Masika

Clause 2 (as amended) – agreed to.

The Title and Clause 1

Motion made and Question proposed;

THAT, the Title and Clause 1 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record his vote verbally.

Thereupon, Sen. Cleophas Malalah recorded his votes verbally as **“Yes”**-

The results of the Division were as follows: -

AYES – 24

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi
- 3) Sen. Cherarkey Samson Kiprotich
- 4) Sen. Cheruiyot Aaron Kipkirui
- 5) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 6) Sen. Kajwang’ Moses Otieno
- 7) Sen. Kamar Margaret Jepkoech
- 8) Sen. Kibiru Charles Reubenson
- 9) Sen. Kihika Susan Wakarura
- 10) Sen. Kilonzo Mutula Junior
- 11) Sen. Lang’at Christopher Andrew
- 12) Sen. Mahamud Mohamed Maalim
- 13) Sen. Malalah Cleophas Wakhungu – voted verbally
- 14) Sen. Mogeni Erick Okong’o
- 15) Sen. Mpaayei Phillip Salau
- 16) Sen. Murkomen Onesimus Kipchumba
- 17) Sen. Mwangi Paul Githiomi
- 18) Sen. Mwaruma Johnes Mwashushe
- 19) Sen. Olekina Ledama
- 20) Sen. Onger Samson Kegengo
- 21) Sen. Orengo James
- 22) Sen. Outa Fredrick Otieno
- 23) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 24) Sen. Wetang’ula Moses Masika

The Title and Clause 1 – agreed to.

Motion made:

THAT, the Bill be reported with amendments.

(Sen. (Canon) Naomi Waqo, MP)

Before the Question was put and pursuant to Standing Order 79, the Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) ruled that the Question did not affect counties;

Question put and agreed to.

14. **HOUSE RESUMED** – Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) – in the Chair
15. **THE PREVENTION OF TERRORISM (AMENDMENT) BILL (SENATE BILLS NO. 20 OF 2018)**

Bill reported with amendments;

Motion made and Question proposed;

THAT, the House do agree with the Committee of the Whole in the said report.

(Sen. (Canon) Naomi Waqo, MP)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the Prevention of Terrorism (Amendment) Bill (Senate Bills No. 20 of 2018) be now read a third time.

(Sen. (Canon) Naomi Waqo, MP)

There being no Senator wishing to contribute;

The House proceeded to a Division;

The Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker directed that the doors be locked and Senators asked to log-in for electronic voting;

The Temporary Speaker put the Question and directed Senators to cast their vote by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows: -

AYES – 27

NOES – 1

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cheruiyot Aaron Kipkirui
- 5) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 6) Sen. Kajwang’ Moses Otieno
- 7) Sen. Kamar Margaret Jepkoech
- 8) Sen. Kibiru Charles Reubenson
- 9) Sen. Kihika Susan Wakarura
- 10) Sen. Kilonzo Mutula Junior
- 11) Sen. Lang’at Christopher Andrew
- 12) Sen. Lelegwe Steve Ltumbesi
- 13) Sen. Mahamud Mohamed Maalim
- 14) Sen. Malalah Cleophas Wakhungu
- 15) Sen. Mbogo George Ochilo Ayacko
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Nderitu John Kinyua
- 23) Sen. Olekina Ledama
- 24) Sen. Ongeru Samson Kegengo
- 25) Sen. Orengo James
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

NOES

Sen. Outa Fredrick Otieno

Question agreed to

Bill Read a Third Time and passed.

16. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

(The Acting Chairperson of Committees (Sen. (Dr.) Lelegwe Ltembesi, MP) – in the Chair

The Preservation of Human Dignity and Enforcement of Economic and Social Rights Bill (Senate Bills No. 27 of 2018)

Clauses 3 and 4

Motion made and Question proposed;

THAT, Clauses 3 and 4 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed the following two senators to vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o
- 3.

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clauses 3 - 4 - agreed to.

Clause 5 - deletion proposed

THAT the Bill be amended by deleting clause 5.

*(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights –
06.06.19)*

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno
27. Sen. Wetangula Moses Masika

Clause 6 - amendment proposed

THAT, clause 6 of the Bill be amended –

- (a) in subclause (1) by inserting the words “Articles 43(1) and 53(1)(c) of” immediately after the words “set out under”;
- (b) in subclause (2) by deleting the words “in such infrastructure” appearing immediately after the words “promote investment in” in paragraph (h);
- (c) in subclause (3) by inserting the words National government and” immediately after the words “minimum standards that”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich - voted Verbally
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation

7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 6 (as amended) - agreed to

Clause 7

Motion made and Question proposed;

THAT, Clause 7 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed the following two senators to vote verbally.

Thereupon, the following Senators recorded their votes as “Yes”-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 7 - agreed to

Clause 8 - amendment proposed

THAT clause 8 of the Bill be amended –

- (a) in subclause (1) by deleting the word “periodically” appearing at the beginning of paragraph (f) and substituting therefor the word “annually”;

(b) in subclause (3) by deleting the word “First” appearing immediately after the words “out under the”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as “**Yes**”-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich - voted Verbally
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally

16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 8 (as amended) - agreed to

Clause 9 - amendment proposed

THAT clause 9 of the Bill be amended –

(a) by deleting subclause (2);

(b) in subclause (4) by deleting the words “Part VII” appearing immediately after the words “in accordance with” and substituting therefor the words “section 21 of this Act and section 115 of the County Governments Act”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 9(as amended) - agreed to

Clauses 10 - 12

Motion made and Question proposed;

THAT, Clauses 10 - 12 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed the following two senators to vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clauses 10 - 12 - agreed to

Clause 13 - amendment proposed

THAT, clause 13 of the Bill be amended in –

(a) subclause (1) by deleting the words “The county executive committee member responsible for planning within the county” appearing at the beginning of the subclause and substituting therefor the words “The respective county governor”;

(b) subclause (2) by deleting the words “The county executive committee member shall” appearing at the beginning of the subclause and substituting therefor the words “The county governor”.

((Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich - voted Verbally

5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 13 (as amended) - agreed to

Clause 14

Motion made and Question proposed;

THAT, Clause 14 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed the following two senators to vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 14 - agreed to

Clause 15 - amendment proposed

THAT clause 15 of the Bill be amended in sub clause (2) by deleting the words “act on the recommendation” appearing immediately after the words “the Senate shall” and substituting therefor the words “take into account the recommendation in the implementation of economic and social rights in the subsequent year”

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally

16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 15(as amended) - agreed to

Clauses 16 - 18

Motion made and Question proposed;

THAT, Clauses 16 - 18 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed two senators to vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clauses 16 - 18 - agreed to

Clause 19 - amendment proposed

THAT, clause 19 of the Bill be amended in sub clause (1) by inserting the words “county executive committee members responsible for finance” immediately after the words “responsible for finance”.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 19 (as amended) - vote agreed to

Clauses 20 - 24

Motion made and Question proposed;

THAT, Clauses 20 - 24 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed two senators vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau

18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clauses 20 - 24 - agreed to

New Clause 25 - insertion of new clause proposed

THAT the Bill be amended by inserting the following new clause immediately after clause 24 –

Amendment
to No. 17 of
2012

25. (1) The County Governments Act
is amended –

(a) in section 107(1) by inserting the
following new paragraph immediately
after paragraph (d) –

(e) county strategic plans for the realization of
economic and social rights under Part IV of
the Preservation of Human Dignity and
Enforcement of Economic and Social Rights
Act.

(2) In the performance of its functions
under this Act the Commission shall
be guided by the national values and
principles set out under the
Constitution.

Motion made and Question proposed;

THAT, the new clause 25 be now read a Second Time.

*(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights –
06.06.19)*

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting; The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed two Senators to vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mwinyi Haji Mohamed Faki

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki – voted verbally
22. Sen. Olekina Ledama
23. Sen. Haji Farhiya Ali- voted on behalf of Nairobi County Delegation
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno
27. Sen. Wetangula Moses Masika

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 25 be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed two senators to vot verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich - voted Verbally
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally

16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

New Clause 25 - agreed to

The Schedule - amendment proposed

THAT the Bill be amended by deleting the Schedule and substituting therefor the following new Schedule –

SCHEDULE (s. 8(3))

CRITERIA FOR THE REALISATION OF
SOCIAL AND ECONOMIC RIGHTS

The indicators for the assessment, by the Commission, of the effort of a county government in the implementation of Article 43 of the Constitution shall include—

- (a) whether or not it has allocated tasks and responsibilities to the different levels of government;
- (b) whether or not it has ensured that sufficient human and financial resources are made available for its implementation;
- (c) whether or not it is capable of facilitating the realisation of the rights in question;
- (d) whether or not its plan or programme is reasonable in its conception and implementation;

- (e) whether or not its plan or programme is balanced and flexible enough to among other things, respond to unforeseeable circumstances;
- (f) whether or not it is inclusive or excludes a significant segment of the populace, leading to unfair discrimination;
- (g) whether or not it balances short, medium, and long-term needs;
- (h) whether or not it has sufficient safety nets such as cash transfers to vulnerable groups and other social assistance; and
- (i) whether or not its plan or programme responds to the needs of the vulnerable and those in crisis situations.

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

The Schedule (as amended) - agreed to

Clause 2 - amendment proposed

THAT clause 2 of the Bill be amended –

- (a) by inserting the following new definition immediately after the definition of the word “county strategic plan” –

“economic and social rights” means the rights accruing to every person specified under Articles 43(1) and 53(1)(c) of the Constitution including the right to –

- (a) the highest attainable standards of health which includes the right to health care services including reproductive health care services and emergency treatment;
- (b) accessible and adequate housing;

- (c) reasonable standards of sanitation;
 - (d) be free from hunger and to have adequate food of acceptable quality;
 - (e) basic nutrition for children;
 - (f) clean and safe water in adequate quantities;
 - (g) social security and social assistance; and
 - (h) education.
- (b) in the definition of the word “subsidy programme” by inserting the words “the National government or” immediately after the words “programme established by”;
- (c) in the definition of the word “vulnerable persons” by deleting the words “people with disabilities, sick persons with chronic diseases such as HIV/AIDS” and substituting therefor the words “persons with disability, such persons which chronic illness”

(Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights – 06.06.19)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed a Senator to vote verbally.

Thereupon, Sen. Malalah Cleophas Wakhungu recorded his vote as **“Yes”**-

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

Clause 2 (as amended) - agreed to

The Title and Clause 1

Motion made and Question proposed;

THAT, the Title and Clause 1 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and, pursuant to the provisions of Standing Order 81 (5), the Acting Chairperson allowed two senators to vote verbally.

Thereupon, the following Senators recorded their votes as “**Yes**”-

1. Sen. Malalah Cleophas Wakhungu
2. Sen. Mogeni Erick Okong’o

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich - voted Verbally
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu – voted verbally
16. Sen. Mogeni Erick Okongo – voted verbally
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Ongeru Samson Kegengo
24. Sen. Orengo James
25. Sen. Outa Fredrick Otieno
26. Sen. Wetangula Moses Masika

The Title and Clause 1 - agreed to

Motion made;

THAT, the Bill be reported with amendments

(Sen. Halake Abshiro, MP)

Before the question was put and pursuant to Standing Order 79, the Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) ruled that the Question did not affect counties;

Question put and agreed to.

17. **HOUSE RESUMED** - Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) - in the Chair

18. **THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILLS NO. 27 OF 2018)**

Bill reported with amendments.

Motion made and Question proposed.

THAT, the Senate do agree with the Committee of the Whole in the said Report.

(Sen. Halake Abshiro, MP)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79 (1), the Temporary Speaker ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the Preservation of Human Dignity and Enforcement of Economic and Social Rights Bill (Senate Bills No. 27 of 2018) be now read a Third Time.

(Sen. Halake Abshiro, MP)

There being no Senator wishing to contribute;

The House proceeded to a Division.

The Temporary Speaker (Sen. (Prof) Margaret Kamar) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
6. Sen. Kajwang’ Moses Otieno
7. Sen. Kamar Margaret Jepkoech
8. Sen. Kibiru Charles Reubenson
9. Sen. Kihika Susan Wakarura
10. Sen. Kilonzo Mutula Junior
11. Sen. Langat Christopher Andrew
12. Sen. Lelegwe Steve Ltumbesi
13. Sen. Malalah Cleophas Wakhungu
14. Sen. Mogeni Erick Okongo
15. Sen. Mpaayei Philip Salau
16. Sen. Murkomen Onesimus Kipchumba
17. Sen. Mwangi Paul Githiomi
18. Sen. Mwaruma Johnes Mwashushe
19. Sen. Mwinyihaji Mohamed Faki
20. Sen. Nderitu John Kinyua
21. Sen. Mbogo George Ochilo Ayacko
22. Sen. Haji Farhiya
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno
27. Sen. Wetangula Moses Masika

Question, agreed to.

Bill read a Third Time and passed.

19. COMMITTEE OF THE WHOLE

Order for Committee read;

IN THE COMMITTEE

(Acting Chairperson of Committees (Sen. (Dr.) Lelegwe Ltumbesi, MP) – in the Chair)

The Tea Bill (Senate Bills No. 36 of 2018)

Clause 3 – amendment proposed

THAT, clause 3 of the Bill be deleted and substituted with the following new clause—

Establishment
of Board.

PART II - THE TEA BOARD OF KENYA
3.(1) There is established a Board, to be known as the Tea Board of Kenya.

(2) The Board shall be a body corporate with perpetual succession and a common seal and shall, in its corporate name, be capable of—

- (a) suing and being sued;
- (b) purchasing or otherwise acquiring, holding, charging and disposing of movable and immovable property;
- (c) borrowing and lending money; and
- (d) doing or performing all other things or acts necessary for the proper performance of its functions under this Act which may lawfully be done or performed by a body corporate.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 3 (as amended) – agreed to

Clause 4 – amendment proposed

THAT, clause 4 of the Bill be deleted and substituted with the following new clause—

Headquarters. **4.** (1) The headquarters of the Board shall be in Nairobi City County.

(2) The Board may establish such branches in Kenya as it may consider necessary for the efficient performance of its functions.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew

- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 4 (as amended) – agreed to

Clause 5 – amendment proposed

THAT clause 5 of the Bill be deleted and substituted with the following new clause—

Powers of the Board

5. (1) The Board shall have all the powers necessary for the proper performance of its functions under this Act and in particular, but without prejudice to the generality of the foregoing, the Board shall have power to-

- (a) enter into contracts;
- (b) manage, control and administer the assets of the Board;
- (c) receive gifts, grants, donations or endowments made to the Board and make disbursement therefrom in accordance with the provisions of this Act;
- (d) subject to the approval of the Cabinet Secretary for the time being responsible for matters relating to finance, invest any of the Board’s funds not immediately required for the purposes of this Act, as it may determine; and
- (e) operate a bank account into which all monies received by the Board shall be paid in the first instance and out of which all payments made by the Board shall be made.

(2) The Board may, if it considers it necessary, create or take part in the creation of, become a member of, or

associated with a body or corporation designed to assist or promote the tea industry.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Action Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally

- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 5 (as amended) – agreed to

Clause 6 – amendment proposed

THAT, clause 6 of the Bill be deleted and substituted with the following new clause—

Powers of the Board **6.** (1) The Board shall have all the powers necessary for the proper performance of its functions under this Act and in particular, but without prejudice to the generality of the foregoing, the Board shall have power to-

- (a) enter into contracts;
- (b) manage, control and administer the assets of the Board;
- (c) receive gifts, grants, donations or endowments made to the Board and make disbursement therefrom in accordance with the provisions of this Act;
- (d) subject to the approval of the Cabinet Secretary for the time being responsible for matters relating to finance, invest any of the Board’s funds not immediately required for the purposes of this Act, as it may determine; and
- (e) operate a bank account into which all monies received by the Board shall be paid in the first instance and out of which all payments made by the Board shall be made.

(2) The Board may, if it considers it necessary, create or take part in the creation of, become a member of, or associated with a body or corporation designed to assist or promote the tea industry.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo

- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 6 (as amended) – agreed to

Clause 7 – amendment proposed

THAT, Clause 7 of the Bill be deleted and substituted with the following new clause-

Membership
of Board.

7. (1) The management of the Board shall vest in a Board Directors consisting of-

- (a) a chairperson appointed by the President by notice in the *Gazette*;
- (b) the Principal Secretary responsible for agriculture or a representative nominated by the Principal Secretary in writing;
- (c) the Principal Secretary for the time being responsible for trade or a representative nominated by the Principal Secretary in writing;
- (d) two persons of either gender, nominated by the Council of County Governors;
- (e) four persons, two of the opposite gender, representing small-holder tea growers tea from the east and west of the tea growing areas;
- (f) one person representing plantation tea growers;
- (g) one person representing tea traders;
- (h) a chief executive officer appointed in accordance with section 13 who shall be an *ex-officio* member of the Board.

(2) The Cabinet Secretary shall appoint the members under subsection (1) (e), (f) and (g) by notice in the *Gazette*.

(3) A person shall not be appointed to be a chairperson of the Board of Directors unless that person holds at least a degree or its equivalent in any discipline from an institution recognized in Kenya and has relevant experience in the tea sector.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo

- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 7 (as amended) – agreed to

Clause 8 – amendment proposed

THAT, clause 8 of the Bill be deleted and substituted with the following new clause—

Term of appointment. **8.**The persons appointed under section 7 (1) (a), (d), (e), (f), and (g) shall serve for a term of three years renewable for one further term.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma

- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 8 (as amended) – agreed to

Clause 9 – amendment proposed

THAT, clause 9 of the Bill be deleted and substituted with the following new clause—

Vacation of office. **9.** A person shall cease to be a member of the Board of Directors if such person-

- (a) is absent from three consecutive meetings of the Board without the permission of the chairperson;
- (b) becomes an officer, agent or member of staff of the Board;
- (c) resigns in writing, addressed, in the case of the chairperson to the President and in the case of any other member, to the Cabinet Secretary;
- (d) is convicted of a criminal offence and sentenced to a term of imprisonment of not less than six months;
- (e) is declared bankrupt;
- (f) is unable to perform the functions of his office by reason of mental or physical infirmity; or

(g) dies.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally

- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 9 (as amended) – agreed to

Clause 10 – amendment proposed

THAT, clause 10 of the Bill be deleted and substituted with the following new clause—

- | | | |
|-------------------------------|------------|--|
| Functions
of the
Board. | 10. | <p>(1) The Board shall –</p> <ul style="list-style-type: none"> (a) regulate and promote the development of the tea industry; (b) co-ordinate the activities of individuals and organizations within the tea industry; and (c) facilitate equitable access to the resources, facilities and benefits of the tea industry by all interested parties. <p>(2) Without prejudice to the generality of subsection (1), the Board shall-</p> <ul style="list-style-type: none"> (a) make recommendations to the Cabinet Secretary for the formulation of policies, plans and strategies for the regulation of the tea sector; (b) in consultation with the relevant county governments- <ul style="list-style-type: none"> (i) register and regulate the operations of tea growers and processors; (ii) register commercial tea nurseries and green leaf transporters; (iii) license tea dealers and processors; (iv) license managing factories and their agents; and (v) license tea brokers. (c) provide advisory services on tea production and quality enhancement; |
|-------------------------------|------------|--|

- (d) collect and analyze statistics related to, and maintain a database for the tea industry; and
- (e) co-ordinate the prioritization of
 - (i) research; and
 - (ii) ensure the efficient utilization of available funds.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior

- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 10 (as amended) – agreed to

Clause 11 – amendment proposed

THAT, clause 11 of the of the Bill be deleted and substituted with the following new clause—

Committees of the Board. **11.** (1) The Board of Directors may establish such committees as it may consider necessary for the efficient performance of its functions and the exercise of its powers under this Act.

(2) The Board of Directors may co-opt to sit in the committees established under subsection (1), such other persons whose knowledge and skills are necessary for the performance of the functions of the Board.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “Yes”, “No” or “Abstain” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “Yes”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 11 (as amended) – agreed to

Clause 12 – amendment proposed

THAT, clause 12 of the Bill be deleted and substituted with the following new clause—

Delegation by the Board. **12.** The Board of Directors may, by resolution, delegate to any committee of the Board or to any member, officer, employee or agent of the Board, the exercise of any of the powers or the performance of any of the functions of the Board under this Act or under any other written law.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno

- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang'at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong'o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 12 (as amended) – agreed to

Clause 13 – amendment proposed

THAT, clause 13 of the Bill be deleted and substituted with the following new clause—

Remuneration of members of the board. **13.** The Board of Directors shall be paid such remuneration or allowance as the Cabinet Secretary shall, in consultation with the Salaries and Remuneration Commission determine.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “Yes”, “No” or “Abstain” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “Yes”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 13 (as amended) – agreed to

Clause 14 – amendment proposed

THAT, clause 14 of the Bill be deleted and substituted with the following new clause—

Chief executive officer. **14.** (1) The chief executive officer shall be competitively recruited and appointed by the Board on such terms and conditions as the Board shall determine.

(2) The chief executive officer shall be responsible for the day to day management of the affairs of the Board.

(3) A person is not qualified for appointment under subsection (1) unless the person-

(a) holds a relevant degree from a university recognized in Kenya; and

(b) has at least five years' experience in a position of management.

(4) The chief executive officer shall serve for a term of three years and is eligible for appointment for a further one term of three years upon satisfactory performance.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong'o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 14 (as amended) – agreed to

Clause 15 – amendment proposed

THAT, clause 15 of the Bill be deleted and substituted with the following new clause—

- Vacancy **15.** The chief executive officer shall cease to hold office if the person—
- (a) resigns in writing, addressed to the Board of Directors;
 - (b) is convicted of a criminal offence and sentenced to a term of imprisonment of not less than six months;
 - (c) is found liable for gross misconduct or abuse of office in contravention of the Public Officers Ethics Act or any other relevant law;
 - (d) is declared bankrupt;
 - (e) is unable to perform the functions of his office by reason of mental or physical infirmity; or
 - (f) dies.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma

- (d) has at least seven years' experience in a similar position; and
 - (e) satisfies the requirements of chapter six of the Constitution.
- (4) The Corporation Secretary shall be the secretary to the Board and shall —
- (a) provide guidance to the Board of Directors on their duties and responsibilities and on matters of governance;
 - (b) ensure timely preparation and circulation of Board and Committee papers and minutes;
 - (c) maintain and update the register of conflicts of interest;
 - (d) facilitate effective communication between the organisation and the shareholders; and
 - (e) ensure that the annual returns and any other statutory documents required to be filed are promptly filed with the relevant authorities.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 16 (as amended) – agreed to

Clause 17 – amendment proposed

THAT, clause 17 of the Bill be amended in sub-clause (2) by inserting the following new paragraph immediately after paragraph (c) –

(d) such other information as the Board may be prescribed.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 17 (as amended) - agreed to

Clause 18 - amendment proposed

THAT clause 18 of the Bill be amended—

- (a) in subclause (1) by deleting the word “Authority” appearing at the end of the sub-clause and substituting therefor the word “Board”;
- (b) inserting the following new sub-clause immediately after sub-clause (1)-
 - (1A) Subsection (1) shall not apply to the export, import or marketing of any tea consisting of a sample or parcel not exceeding ten kilograms or tea processed for consumption on ships, aeroplanes or any other international carrier.
- (c) in subclause (3) by deleting the word “Authority” appearing immediately after the word “the” and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 18 (as amended) – agreed to

Clause 19 – amendment proposed

THAT, the Bill be amended by deleting clause 19 and substituting therefor the following new clause—

Form of **19.** A licence issued under this Act shall be in a form licence. prescribed by the Board, and shall be renewable upon the expiry of three years.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 19 (as amended) - agreed to

Clause 20 - amendment proposed

THAT the Bill be amended by deleting clause 20 and substituting therefor the following new clause—

Dissemination of market analysis and disseminate information on its findings to all stakeholders. **20.** The Board shall carry out market research and information. all stakeholders.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech

- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 20 (as amended) - agreed to

Clause 21 - amendment proposed

THAT the Bill be amended by deleting clause 21 and substituting therefor the following new clause—

- | | |
|---------------------------|--|
| Funds
of the
Board. | <p>21. The funds and assets of the Board shall consist of-</p> <ul style="list-style-type: none"> (a) such monies or assets as may accrue to or vest in the Board in the course of the exercise of its powers or the performance of its functions under this Act; (b) such monies as may be payable to the Board pursuant to this Act or any other written law; (c) such gifts as may be donated to the Board; and (d) monies from any other source granted, donated or lent to the Board |
|---------------------------|--|

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 21 (as amended) - agreed to

Clause 22 - amendment proposed

THAT clause 22 of the Bill be amended—

- (a) in sub-clause (1) by deleting the word “Authority” appearing immediately after the words “expenditure of the” and substituting therefor the word “Board”; and
- (b) in sub-clause (2) by deleting the word “Authority” appearing immediately after the words “expenditure of the” and substituting therefor the word “Board”;

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno

- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang'at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong'o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 22 (as amended) – agreed to

Clause 23 – amendment proposed

THAT clause 23 of the Bill be amended –

- (a) in sub-clause (1) by-
 - (i) deleting the word “Authority” appearing immediately after the word “The” in the introductory clause and substituting therefor the word “Board”;
 - (ii) deleting the word “Authority” appearing immediately after the words “liabilities of the” in paragraph (a) and substituting therefor the word “Board”;
- (b) in sub-clause (2) by deleting the word “Authority” appearing immediately after the words “accounts of the” and substituting therefor the word “Board”;
- (c) by deleting sub-clause (3) and substituting therefor the following new sub-clause-
 - (3) The Board shall submit to the Auditor-General all books and accounts of the Board, together with all vouchers in support thereof, and all books, papers and writings in its possession or control relating thereto, and the Auditor-General shall be entitled to require from any member, officer, employee or agent of the Board such information and explanation as he may consider necessary for the performance of his duties.
- (d) by deleting sub-clause (4)

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba

- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 23 (as amended) – agreed to

Clause 24 – amendment proposed

THAT, the Bill be amended by deleting clause 24 and substituting therefor the following new clause—

Annual Report and publication. **24.** (1) The Board shall, within a period of three months after the end of each financial year or within such longer period as the Cabinet Secretary may approve, submit to the Cabinet Secretary a report of the operations of the Board during such year, and the yearly balance sheet and such other statements of account as the Cabinet Secretary shall require, together with the Auditor-General's report .

(2) The Board shall, if the Cabinet Secretary so requires, publish the report, balance sheet and statements submitted to him under subsection (1) in such manner as the Cabinet Secretary may specify.

(3) The Cabinet Secretary shall submit to Parliament the reports, balance sheet and statements submitted under subsection (1), within a period of fourteen days of the receipt of the reports and statements or, if Parliament is not sitting, within fourteen days of the commencement of its next sitting.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 25

- amendment proposed

THAT, clause 25 of the Bill be amended by deleting the word “Authority” appearing immediately after the words “year of the” and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew

- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 25 (as amended) – agreed to

Clause 26 – amendment proposed

THAT, clause 26 of the Bill be amended-

- (a) in sub-clause (1) by deleting the word “Authority” appearing immediately after the word “The” and substituting therefor the word “Board”; and
- (b) in sub-clause (2) by deleting the word “Authority” appearing immediately after the words “decision of the” and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “Yes”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 26 (as amended) - agreed to

Clause 27 - amendment proposed

THAT, clause 27 of the Bill be amended by deleting the word “Authority” appearing immediately after the words “attach to the” and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki

- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 27 (as amended) – agreed to

Clause 28

Motion made and Question proposed;

THAT, Clause 28 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their vote verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong'o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation

- 7) Sen. Kajwang' Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang'at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong'o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 28 – agreed to

Clause 29 – amendment proposed

THAT, clause 29 of the Bill be amended in sub-clause (1) by deleting the word “Authority” appearing immediately after the words “consultation with the” in the introductory clause and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 29 (as amended) – agreed to

Clause 30

Motion made and Question proposed;

THAT, Clause 30 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senator recorded their vote verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o - voted
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe

- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 30 – agreed to

Clause 31 – amendment proposed

THAT, clause 31 of the Bill be amended by deleting the word “Authority” appearing immediately after the words “contracts of the” and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 31 (as amended) – agreed to

Clause 32 – amendment proposed

THAT, clause 32 of the Bill be amended by deleting the word “Authority” appearing immediately after the words “or against the” and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clause 32 (as amended) – agreed to

Clause 33 – amendment proposed

THAT, clause 33 of the Bill be amended by deleting the word “Authority” appearing immediately after the words “reference to the” and substituting therefor the word “Board”.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as “**Yes**”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson

- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang'at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong'o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 33 (as amended) – agreed to

Clauses 34 and 35

Motion made and Question proposed;

THAT, Clause 34 and 35 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Clauses 34 and 35 - agreed to

New Clause 16A - insertion of new clause proposed

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

Staff of the Board.

16A. The Board may employ such officers, agents and staff as are necessary for the proper and efficient discharge of the functions of the Board under this Act and upon such terms and conditions of service as the Board may determine.

Motion made and Question proposed;

THAT, the new clause 16A be now read a Second Time.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Speaker (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally

- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 16A be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senator recorded their vote verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o - voted
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

New Clause 16A - agreed to

New Clause 16B - insertion of new clause proposed

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

Common seal of the Board.	16B. The affixing of the common seal of the Board shall be authenticated by the signature of the chairperson and the chief executive officer or a person designated by the board.
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Motion made and Question proposed;

THAT, the new clause 16B be now read a Second Time.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama

- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 16B be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senator recorded their vote verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson

- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang'at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong'o - voted
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

New Clause 16B - agreed to

New Clause 16C - insertion of new clause proposed

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

Signing Authority.	16C. All letters and instruments written or made by or on behalf of the Board of Directors, other than those required by law to be under seal, and all decisions of the Board of Directors, shall be signed under the hand of the chief executive officer or in the absence of the chief executive officer, a person authorized by the Board.
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Motion made and Question proposed;

THAT, the new clause 16C be now read a Second Time.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 16C be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senator recorded their vote verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally

- 16) Sen. Mogeni Erick Okong’o - voted
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

New Clause 16C - agreed to

New Clause 16D - insertion of new clause proposed

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

Conduct of business of the Board.	16D. The business and affairs of the Board of Directors shall be conducted in accordance with the Schedule.
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Motion made and Question proposed;

THAT, the new clause 16D be now read a Second Time.

*(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on
Agriculture, Livestock and Fisheries – 06.06.2019)*

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 16D be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senator recorded their vote verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o - voted
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo

- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

New Clause 16D – agreed to

New Clause 16E – insertion of new clause proposed

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

Role of national and county governments

16E. (1) Each county government shall implement the national government policies to the extent that the policies relate to the county and in particular shall be responsible for—

- (a) the development of tea grown within the county;
- (b) disease control;
- (c) markets;
- (d) cooperative societies within the county;
- (e) soil and water conservation.

(2) In order to achieve the objects and purposes of this Act, the national and county governments shall provide an enabling environment for the development of the tea sector.

Motion made and Question proposed;

THAT, the new clause 16E be now read a Second Time.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 16E be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senator recorded their vote verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o - voted
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo

- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

New Clause 16E – agreed to

New Clause 34A – insertion of new clause proposed

THAT, the Bill be amended by inserting the following new clause immediately after clause 34-

Staff. **34A.** Any person who, at the commencement of this Act, is a member of staff of the Agriculture and Food Authority dealing with the tea sector shall, on the appointed day, become a member of staff of the Board on the same or improved terms and conditions of service as may be specified by the Cabinet Secretary.

Motion made and Question proposed

THAT, new clause 34A be now read a Second Time;

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 34A be part of the Bill;

The Committee proceeded to a Division.

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “Yes”, “No” or “Abstain” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senator recorded their vote verbally as “Yes”-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o - voted
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

New Clause 34A - agreed to

The Schedule - amendment proposed

THAT the Bill be amended by deleting the Schedule and substituting therefor the following new Schedule-

SCHEDULE

s.16D

CONDUCT OF BUSINESS AND AFFAIRS OF THE BOARD

Meetings of the Board.

1. (i) The Board of Directors shall meet at least once in every three months to conduct the business of the Board

(ii) The Chairperson shall convene the ordinary meetings of the Board of Directors at the premises of the Board.

(iii) Despite the provisions of sub-paragraph (1), the Chairperson shall, upon a written request by at least five members of the Board, convene a special meeting of the Board of Directors at any time where he considers it expedient for the transaction of the business of the Board.

(iv) Unless three quarters of the total number of the members of the Board otherwise agree, at least fourteen days written notice of every meeting of the Board of Directors shall be given to every member of the Board by the Secretary.

(v) The quorum for the conduct of the business of the Board shall be five members.

(vi) The Chairperson shall preside at every meeting of the Board at which he is present and, in his absence, the members of the Board present shall elect one person from their number to preside over the meeting of the Board of Directors and he shall have all the powers of the Chairperson.

(vii) Unless a unanimous decision is reached, a decision on any matter before the Board of Directors shall be by a majority of the votes of the members present and voting and in the case of an equality of votes, the Chairperson or person presiding over the meeting shall have a casting vote.

(viii) The proceedings of the Board of Directors shall not be invalidated by reason of a vacancy within its membership.

- (ix) Subject to provisions of this Schedule, the Board of Directors may determine its own procedure and the procedure for any committee of the Board and for the attendance of other persons at its meetings thereof.
- Disclosure of interest. **2.** (1) If a member of the Board of Directors is directly or indirectly interested in any contract, proposed contract or other matter before the Board of Directors and is present at a meeting of the Board of Directors at which the contract, proposed contract or other matter is the subject of consideration, he shall, at the meeting and as soon as reasonably practicable after the commencement thereof, disclose his interest in the matter and shall not take part in the deliberations over, or vote on, the matter.
- (ii) A disclosure of interest made under this paragraph shall be recorded in the minutes of the meeting at which it is made.
- (iii) Any contract or instrument which if entered into or executed by a person not being a body corporate, would not be required to be under seal may be entered into or executed on behalf of Board of Directors by any person generally or specially authorized by the Board of Directors for that purpose.

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed two (2) Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes verbally as **“Yes”**-

- 1) Sen. Cleophas Malalah
- 2) Sen. Mogeni Erick Okong’o

The results of the Division were as follows: -

AYES - 27

NOES - 0

ABSTENTIONS - 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang’at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong’o – voted verbally
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

The Schedule (as amended) - agreed to

Clause 2 - amendment proposed

- THAT, Clause 2 of the Bill be amended by –
- (a) deleting the definition of the word “Authority”;
 - (b) deleting the definition of the word “Board” and substituting therefore the following new definition-
“Board” means the Tea Board of Kenya established by section 3;

(c) inserting the definitions of the following words in their proper alphabetical order-

“broker” means a person who negotiates the purchase or sale of tea between tea growers and buyers;

“managing factory” means a factory appointed to process green leaf into made tea;

(Sen. (Canon) Naomi Waqo, MP on behalf of the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries – 06.06.2019)

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as “**Yes**”-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang’ Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior

- 12) Sen. Lang'at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong'o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Ongeru Samson Kegengo
- 24) Sen. Orengo James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

Clause 2 (as amended) – agreed to

The Title and Clause 1

Motion made and Question proposed;

THAT the Title and Clause 1 be part of the Bill.

Debate interrupted on Thursday, 6th June, 2019 resumed on a Division;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. Lelegwe Ltumbesi) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. Lelegwe Ltumbesi) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 81 (5), the Acting Chairperson allowed one (1) Senator to record their vote verbally.

Thereupon, the following Senator recorded his vote verbally as **“Yes”**-

Sen. Cleophas Malalah

The results of the Division were as follows: -

AYES – 27NOES – 0ABSTENTIONS – 0AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma
- 4) Sen. Cherarkey Samson Kiprotich
- 5) Sen. Cheruiyot Aaron Kipkirui
- 6) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 7) Sen. Kajwang' Moses Otieno
- 8) Sen. Kamar Margaret Jepkoech
- 9) Sen. Kibiru Charles Reubenson
- 10) Sen. Kihika Susan Wakarura
- 11) Sen. Kilonzo Mutula Junior
- 12) Sen. Lang'at Christopher Andrew
- 13) Sen. Lelegwe Ltumbesi
- 14) Sen. Mahamud Mohamed Maalim
- 15) Sen. Malalah Cleophas Wakhungu – voted verbally
- 16) Sen. Mogeni Erick Okong'o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Olekina Ledama
- 23) Sen. Onger Samson Kegengo
- 24) Sen. Orenge James
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang'ula Moses Masika

The Title and Clause 1 – agreed to

Motion made:

That, the Bill be reported with amendments.

Before the question was put and pursuant to Standing Order 79, the Acting Chairperson (Sen. Lelegwe Ltumbesi) ruled that the question did not affect counties;

Question put and Agreed to.

20. **HOUSE RESUMED** – Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) – in the Chair.

21. THE TEA BILL (SENATE BILLS NO. 36 OF 2018)

Bill reported with amendments;

Motion made and Question proposed-

That, the Senate do agree with the Committee of the Whole in the said Report.

(Sen. Aaron Cheruiyot, MP)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Temporary Speaker (Sen. (Prof.) Margaret Kamar) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

That, the Tea Bill (Senate Bills No. 36 of 2018) be now read a third time.

(Sen. Aaron Cheruiyot, MP)

There being no Senator wishing to contribute;

The House proceeded to a Division on the Third Reading of the Bill;

The Acting Chairperson (Sen. (Prof.) Margaret Kamar) directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for two minutes;

Upon the expiry of two minutes, the Acting Chairperson (Sen. (Prof.) Margaret Kamar) directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson (Sen. (Prof.) Margaret Kamar) put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows: -

AYES – 27

NOES – 0

ABSTENTIONS – 0

AYES

- 1) Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2) Sen. Ali Abdullahi Ibrahim
- 3) Sen. Boy Issa Juma

- 4) Sen. Cheruiyot Aaron Kipkirui
- 5) Sen. Waqo Naomi Jilo – voted on behalf of Marsabit County Delegation
- 6) Sen. Kajwang’ Moses Otieno
- 7) Sen. Kamar Margaret Jepkoech
- 8) Sen. Kibiru Charles Reubenson
- 9) Sen. Kihika Susan Wakarura
- 10) Sen. Kilonzo Mutula Junior
- 11) Sen. Lang’at Christopher Andrew
- 12) Sen. Lelegwe Ltumbesi
- 13) Sen. Mahamud Mohamed Maalim
- 14) Sen. Malalah Cleophas Wakhungu
- 15) Sen. Mbogo George Ochilo Ayacko
- 16) Sen. Mogeni Erick Okong’o
- 17) Sen. Mpaayei Phillip Salau
- 18) Sen. Murkomen Onesimus Kipchumba
- 19) Sen. Mwangi Paul Githiomi
- 20) Sen. Mwaruma Johnes Mwashushe
- 21) Sen. Mwinyihaji Mohamed Faki
- 22) Sen. Nderitu John Kinyua
- 23) Sen. Olekina Ledama
- 24) Sen. Ongeru Samson Kegengo
- 25) Sen. Outa Fredrick Otieno
- 26) Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 27) Sen. Wetang’ula Moses Masika

Question agreed to.

Bill read a Third Time and passed.

22. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

(The Acting Chairperson of Committees (Sen. (Dr.) Ltumbesi Lelegwe) – in the
Chair

**Consideration of National Assembly Amendments to the County
Government (Amendment) Bill (Senate Bills No. 11 of 2017)**

National Assembly amendment to Clause 8.

THAT, Clause 8 of the Bill be amended in the proposed amendment to section 25 in the new subsection (2) by deleting the words “and the county Gazette” appearing immediately after the words Kenya Gazette.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 8 of the Bill be approved.

(Sen. Susan Kihika on behalf of the Senate Majority Leader - 11.06.2019)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Ltumbesi Lelegwe) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows: -

AYES - 1

NOES - 25

ABSTENTIONS - 0

AYES

Sen. Outa Fredrick Otieno

NOES

1. Sen. Abshiro Halake Soka – Voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
6. Sen. Kajwang’ Moses Otieno
7. Sen. Kamar Margaret Jepkoech
8. Sen. Kibiru Charles Reubenson
9. Sen. Kihika Susan Wakarura
10. Sen. Kilonzo Mutula Junior
11. Sen. Langat Christopher Andrew
12. Sen. Lelegwe Steve Ltumbesi
13. Sen. Mahamud Mohamed Maalim
14. Sen. Malalah Cleophas Wakhungu
15. Sen. Mogeni Erick Okong’o
16. Sen. Mpaayei Philip Salau
17. Sen. Murkomen Onesimus Kipchumba
18. Sen. Mwangi Paul Githiomi
19. Sen. Mwaruma Johnes Mwashushe
20. Sen. Mwinyihaji Mohamed Faki

21. Sen. Olekina Ledama
22. Sen. Ongeru Samson Kegengo
23. Sen. Orengo James
24. Sen. Haji Farhiya Ali – Voted on behalf of Nairobi City County Delegation
25. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 8 - negatived.

National Assembly amendment to Clause 11.

THAT, Clause 11 of the Bill be amended in the proposed amendments to section 31 by deleting the proposed new paragraph (a) and substituting therefor— “(a) may dismiss a county executive member, if the governor considers appropriate and shall give reasons for dismissal”

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 11 of the Bill be approved.

(Sen. Susan Kihika on behalf of the Senate Majority Leader - 11.06.2019)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Ltumbesi Lelegwe) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

The results of the Division were as follows: -

AYES - 1

NOES - 25

ABSTENTIONS - 0

AYES

Sen. Outa Fredrick Otieno

NOES

1. Sen. Abshiro Halake Soka – Voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim

3. Sen. Boy Issa Juma
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
6. Sen. Kajwang’ Moses Otieno
7. Sen. Kamar Margaret Jepkoech
8. Sen. Kibiru Charles Reubenson
9. Sen. Kihika Susan Wakarura
10. Sen. Kilonzo Mutula Junior
11. Sen. Langat Christopher Andrew
12. Sen. Lelegwe Steve Ltumbesi
13. Sen. Mahamud Mohamed Maalim
14. Sen. Malalah Cleophas Wakhungu
15. Sen. Mogeni Erick Okong’o
16. Sen. Mpaayei Philip Salau
17. Sen. Murkomen Onesimus Kipchumba
18. Sen. Mwangi Paul Githiomi
19. Sen. Mwaruma Johnes Mwashushe
20. Sen. Mwinyihaji Mohamed Faki
21. Sen. Olekina Ledama
22. Sen. Onger Samson Kegengo
23. Sen. Orengo James
24. Sen. Haji Farhiya Ali – Voted on behalf of Nairobi City County Delegation
25. Sen. Wetang’ula Moses Masika

National Assembly amendment to Clause 11- negatived.

National Assembly amendment to Clause 15.

THAT, the Bill be amended by deleting clause 15 and substituting therefor—

Amendment to section 44 of No. 17 of 2012.

15. Section 44 the principal Act is amended by-
(a) deleting subsection (2) and substituting therefor—

“(2) A person shall be qualified for appointment as a county secretary under subsection (1), if that person —

- (a) is a citizen of Kenya;
- (b) holds a degree from a university recognized in Kenya;
- (c) has at least ten years relevant professional experience;
- (d) has at least five years’ experience in a leadership position at senior management level in a public service or private sector organization; and

- (e) meets the requirements of leadership and integrity as prescribed in Chapter Six of the Constitution.
- (b) inserting the following new subsections immediately after subsection (2)–
 - (2A) The Governor shall, for the purpose of competitive recruitment of a county secretary under subsection (2), constitute a selection panel.
 - (2B) The selection panel shall consist of the following persons–
 - (a) a chairperson, not being a public officer;
 - (b) one person from the private sector;
 - (c) an Advocate of the High Court of Kenya, who is a member of the Law Society of Kenya;
 - (d) an accountant who is a member of the Institute of Certified Public Accountants of Kenya; and
 - (e) one person from an association representing workers.
 - (2C) The provisions of section 58A shall, with such modification as shall be necessary apply to the recruitment of a county secretary.
 - (2D) Upon interviewing the applicants for the position of county secretary–
 - (i) the selection panel shall submit to the governor the names of two applicants who qualify for appointment as county secretary; and
 - (ii) the governor shall submit the name of one applicant to the county assembly for approval for appointment as county secretary by the governor.
 - (2E) The county secretary shall hold office for a term of five years and shall be eligible for re-appointment once.
 - (2F) The county secretary shall be an *ex officio* member of the County Executive Committee with no voting rights.
- (c) inserting the following new subsection immediately after subsection (3) –
 - (3A) The county secretary may be removed from office on the following grounds—
 - (a) inability to perform functions of the office arising out of physical or mental infirmity;
 - (b) incompetence;
 - (c) gross misconduct;

- (d) bankruptcy; or
- (e) violation of the Constitution.

(3B) Before removal under subsection (3A), the county secretary shall be informed, in writing, of the reasons for the intended removal, and shall be given an opportunity to put a defence against any such allegations, either in person or through a representative.

(3C) Subject to subsection (3A), (3B) and conditions of appointment, a county secretary may be dismissed by the governor.

Motion made and Question proposed;

THAT, the National Assembly amendment to Clause 15 of the Bill be approved.

(Sen. Susan Kihika on behalf of the Senate Majority Leader - 11.06.2019)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Ltumbesi Lelegwe) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows: -

AYES - 1

NOES - 25

ABSTENTIONS - 0

AYES

Sen. Outa Fredrick Otieno

NOES

1. Sen. Abshiro Halake Soka – Voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Waqo Naomi Jilo – Voted on behalf of Marsabit County Delegation
6. Sen. Kajwang’ Moses Otieno
7. Sen. Kamar Margaret Jepkoech
8. Sen. Kibiru Charles Reubenson

9. Sen. Kihika Susan Wakarura
10. Sen. Kilonzo Mutula Junior
11. Sen. Langat Christopher Andrew
12. Sen. Lelegwe Steve Ltumbesi
13. Sen. Mahamud Mohamed Maalim
14. Sen. Malalah Cleophas Wakhungu
15. Sen. Mogeni Erick Okong'o
16. Sen. Mpaayei Philip Salau
17. Sen. Murkomen Onesimus Kipchumba
18. Sen. Mwangi Paul Githiomi
19. Sen. Mwaruma Johnes Mwashushe
20. Sen. Mwinyihaji Mohamed Faki
21. Sen. Olekina Ledama
22. Sen. Ongeru Samson Kegengo
23. Sen. Orengo James
24. Sen. Haji Farhiya Ali – Voted on behalf of Nairobi City County Delegation
25. Sen. Wetang'ula Moses Masika

National Assembly amendment to Clause 15 - negated.

23. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

(The Acting Chairperson of Committees (Sen. (Dr.) Lelegwe Ltumbesi, MP) – in the Chair

The Care and Protection of Older Members of Society Bill (Senate Bills No. 17 of 2018)

Clause 3 - amendment proposed

THAT clause 3 of the Bill be amended in paragraph (b) by inserting the word “dignity” immediately after the words “protect the status”.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Olekina Ledama
23. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clause 3(as amended) - agreed to

Clause 4 - amendment proposed

THAT clause 4 of the Bill be amended in paragraph (b) by deleting the words “human being” appearing immediately after the words “of every” and substituting therefor the words “older member of society”.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi aji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clause 4 (as amended) - agreed to

Clause 5 - amendment proposed

THAT, clause 5 of the Bill be deleted and substituted with the following new clause—

PART II

RIGHTS AND ENTITLEMENTS OF OLDER MEMBERS OF SOCIETY

Rights of Older Members of Society. **5.** An older member of society has the right to enjoy the rights conferred under the Constitution and in particular shall not be unfairly denied the right to—

- (a) participate in community life in a position appropriate to their interests and capabilities;
- (b) participate in intergenerational programmes;
- (c) establish and participate in associations of older members of society;
- (d) participate in activities that enhance their income generating capacity;
- (e) access opportunities that promote their optimal level of social, physical, mental and emotional wellbeing;
- (f) fully participate in the affairs of the society;
- (g) pursue their personal development;
- (h) manage their own property;
- (i) live in dignity and respect and be free from abuse; and
- (j) receive reasonable care and assistance from their family and the State.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clause 5(as amended) - agreed to

Clause 6 - amendment proposed

THAT clause 6 of the Bill be amended in subclause (2) by inserting the word “periodic” immediately after the word “promote” appearing at the beginning of paragraph (c).

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19
Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Onger Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clause 6 (as amended)

-

agreed to

Clauses 7 - 25

Motion made and Question proposed;

THAT, Clauses 7 - 25 be part of the Bill.

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clauses 7 - 25 - agreed to

Clause 26 - amendment proposed

THAT clause 26 of the Bill be amended in subclause (1) by inserting the following new paragraphs immediately after paragraph (e) —

(f) the number of older members of society who have died in the home within the year and the cause of death; and

(g) the number of accidents in the home and complaints reported in relation to older members of society.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi

- 20. Sen. Mwaruma Johnes Mwashushe
- 21. Sen. Mwinyihaji Mohamed Faki
- 22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
- 23. Sen. Olekina Ledama
- 24. Sen. Ongeru Samson Kegengo
- 25. Sen. Orengo James
- 26. Sen. Outa Fredrick Otieno

Clause 26(as amended) - agreed to

Clause 27 - amendment proposed

THAT, clause 27 of the Bill be amended-

(a) in paragraph (d) by inserting the words “county executive committee member and” immediately after the words “reports to the”;

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

(f) facilitate the enjoyment of all the rights of older members of society as conferred under the Constitution.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

- 1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2. Sen. Ali Abdullahi Ibrahim
- 3. Sen. Boy Issa Juma
- 4. Sen. Cherarkey Samson Kiprotich
- 5. Sen. Cheruiyot Aaron Kipkirui

6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali- voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clause 27(as amended) - agreed to

Clauses 28-29

Motion made and Question proposed;

THAT, Clauses 28 - 29 be part of the Bill.

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Onger Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clauses 28 - 29 - agreed to

Clause 30 - amendment proposed

THAT, clause 30 of the Bill be amended by inserting the following new paragraph immediately after paragraph (e)—
the right of expression on matters regarding their welfare.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clause 30(as amended) - agreed to

New Clause 5A - insertion of new clause proposed

THAT, the Bill be amended by inserting the following New Clauses immediately after Clause 5-

Right to 5A. (1) An older member of society has a right to legal capacity
Legal and the right to access support necessary to exercise that legal
Capacity. capacity.

(2) An express or implied disqualification on the grounds of age prescribed in a law, custom or practice shall not deprive an older member of society the right to legal capacity.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Motion made and Question proposed;

THAT, the new clause 5A be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi

14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5A be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson

10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

New Clause 5A - agreed to

New Clause 5B - insertion of new clause proposed

Right to 5B. (1) An older member of society shall be entitled to equal protection
Equality and equal benefit of the law.
and Non- (2) An affirmative action measure aimed to achieve equality of older
Discrimin members of society shall not constitute discrimination.
ation. (3) An older member of society shall live in dignity and security, free
from exploitation and physical or mental abuse and be treated fairly.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Motion made and Question proposed;

THAT, the new clause 5B be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali- voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5B be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

New Clause 5B - agreed to

New Clause 5C - insertion of new clause proposed

Right to 5C. (1) An older member of society has a right to be issued with Documents a passport, national identity card, certificate of birth and any of other document of registration or identification irrespective of Registration. their age.
(2) Where a birth certificate is not issued, the older member of society shall use alternative document including a national identity card to serve the purpose.

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Motion made and Question proposed;

THAT, the new clause 5C be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura

11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali- voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5C be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation

- 7. Sen. Kajwang’ Moses Otieno
- 8. Sen. Kamar Margaret Jepkoech
- 9. Sen. Kibiru Charles Reubenson
- 10. Sen. Kihika Susan Wakarura
- 11. Sen. Kilonzo Mutula Junior
- 12. Sen. Langat Christopher Andrew
- 13. Sen. Lelegwe Steve Ltumbesi
- 14. Sen. Mahamud Mohamed Maalim
- 15. Sen. Malalah Cleophas Wakhungu
- 16. Sen. Mogeni Erick Okongo
- 17. Sen. Mpaayei Philip Salau
- 18. Sen. Murkomen Onesimus Kipchumba
- 19. Sen. Mwangi Paul Githiomi
- 20. Sen. Mwaruma Johnes Mwashushe
- 21. Sen. Mwinyihaji Mohamed Faki
- 22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
- 23. Sen. Olekina Ledama
- 24. Sen. Ongeru Samson Kegengo
- 25. Sen. Orengo James
- 26. Sen. Outa Fredrick Otieno

New Clause 5C - agreed to

New Clause 5D - insertion of new clause proposed

Right to Protection and Safety in Situations of Risk and Humanitarian Emergencies.	5D. (1) An older member of society has a right to suitable and specialised protection and safety in a situation of risk, including a situation of armed conflict, humanitarian emergency and the occurrence of a natural disaster. (2) An institution whether public or private shall maintain an inventory of all older members of society and shall submit the inventory quarterly to the national government, county government and other agencies responsible for disaster management. (3) The national government and each county government shall be responsible for emergency management and shall take appropriate measures to ensure the inclusion of older members of society in every scheme, program, mission as well as its disaster management system during the occurrence of any disaster emergency, for the safety and protection of such persons.
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Motion made and Question proposed;

THAT, the new clause 5D be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo

- 25. Sen. Orengo James
- 26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5D be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26 NOES – 0 ABSTENTIONS – 0

AYES

- 1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
- 2. Sen. Ali Abdullahi Ibrahim
- 3. Sen. Boy Issa Juma
- 4. Sen. Cherarkey Samson Kiprotich
- 5. Sen. Cheruiyot Aaron Kipkirui
- 6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
- 7. Sen. Kajwang’ Moses Otieno
- 8. Sen. Kamar Margaret Jepkoech
- 9. Sen. Kibiru Charles Reubenson
- 10. Sen. Kihika Susan Wakarura
- 11. Sen. Kilonzo Mutula Junior
- 12. Sen. Langat Christopher Andrew
- 13. Sen. Lelegwe Steve Ltumbesi
- 14. Sen. Mahamud Mohamed Maalim
- 15. Sen. Malalah Cleophas Wakhungu
- 16. Sen. Mogeni Erick Okongo
- 17. Sen. Mpaayei Philip Salau
- 18. Sen. Murkomen Onesimus Kipchumba
- 19. Sen. Mwangi Paul Githiomi
- 20. Sen. Mwaruma Johnes Mwashushe

21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

New Clause 5D - agreed to

New Clause 5E - insertion of new clause proposed

Right to 5E. (1) The national government and each county government shall ensure that older members of society have access to educational, cultural, spiritual and recreational resources.

(2) The Ministry responsible for education shall develop programmes and structures for the education and training of older members of society.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Motion made and Question proposed;

THAT, the new clause 5E be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim

3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5E be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

New Clause 5E - agreed to

New Clause 5F - insertion of new clause proposed

Right to Health 5F. (1) The national government and each county government shall take appropriate measures to ensure that an older member of society who is not covered in an existing medical scheme gets affordable, accessible, adequate and quality free medical care.
(2) Medical assessment reports for older members of society shall be free of charge in public health institutions.
(3) An older member of society shall not be compelled to undergo any test as a precondition to or for continued enjoyment of provision of health cover.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Motion made and Question proposed;

THAT, the new clause 5F be now Read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali- voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama

24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5F be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi

- 20. Sen. Mwaruma Johnes Mwashushe
- 21. Sen. Mwinyihaji Mohamed Faki
- 22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
- 23. Sen. Olekina Ledama
- 24. Sen. Ongeru Samson Kegengo
- 25. Sen. Orengo James
- 26. Sen. Outa Fredrick Otieno

New Clause 5F - agreed to

New Clause 5G - insertion of new clause proposed

Right to Admission into Public and Private Premises, and Public Transport	5G. (1)A person shall not, on the ground of old age be denied- (a) admission into a premise to which members of the public are ordinarily admitted; or (b) the provision of a service or amenity to which members of the public are entitled. (2) The proprietor of a premise referred to in subsection (1) (a) shall not have the right, on the ground of a person's age, to reserve the right of admission to the premises against an older member of society.
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(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Motion made and Question proposed;

THAT, the new clause 5G be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang' Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali– voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5G be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Onger Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

New Clause 5G - agreed to

New Clause 5H - insertion of new clause proposed

Right to Sports, Recreation, Leisure and Culture.	5H. (1) An older member of society has a right to participate in sports, recreation, leisure and cultural activities including national and international sports events. (2) Public and private institution with sporting, recreation, leisure and cultural activities shall ensure that the activities are sensitive to the needs of older members of society. (3) An older member of society shall be entitled to the use, free of charge, of recreational or sports facilities owned or operated by the government during social, sporting or recreational activities.
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(4) The national and county governments shall provide older members of society with a suitable environment for sports, recreation and leisure, including training support and medical personnel.

(5) Section (4) shall not apply in cases where there is exclusive private hire of such facilities.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)

Motion made and Question proposed;

THAT, the new clause 5H be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi

14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5H be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson

10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

New Clause 5H - agreed to

New Clause 5I - insertion of new clause proposed

Right of Access to Justice 5I. (1) Law enforcement agencies shall take into consideration the age of an older member of society on arrest, detention, trial or confinement.

(2) A suit involving an older member of society shall be disposed off expeditiously having due regard to their age and suffering.

(Vice Chairperson, Standing Committee on Labour and Social Welfare – 11.06.19)
Motion made and Question proposed;

THAT, the new clause 5I be now read a Second Time

(Vice Chairperson, Standing Committee on Labour and Social Welfare)

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the “**Yes**”, “**No**” or “**Abstain**” button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyi Haji Mohamed Faki
22. Sen. Haji Farhiya Ali- voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Question - agreed to

Motion made and Question proposed;

THAT, the new clause 5I be part of the Bill;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

New Clause 5I - agreed to

Clause 2, the Title and Clause 1

Motion made and Question proposed;

THAT, Clause 2, the Title and Clause 1 be part of the Bill.

Debate interrupted on Tuesday, 11th June, 2019 resumed on a Division;

The Committee proceeded to a Division;

The Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 26

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cherarkey Samson Kiprotich
5. Sen. Cheruiyot Aaron Kipkirui
6. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
7. Sen. Kajwang’ Moses Otieno
8. Sen. Kamar Margaret Jepkoech
9. Sen. Kibiru Charles Reubenson
10. Sen. Kihika Susan Wakarura
11. Sen. Kilonzo Mutula Junior
12. Sen. Langat Christopher Andrew
13. Sen. Lelegwe Steve Ltumbesi
14. Sen. Mahamud Mohamed Maalim
15. Sen. Malalah Cleophas Wakhungu
16. Sen. Mogeni Erick Okongo
17. Sen. Mpaayei Philip Salau
18. Sen. Murkomen Onesimus Kipchumba
19. Sen. Mwangi Paul Githiomi
20. Sen. Mwaruma Johnes Mwashushe
21. Sen. Mwinyihaji Mohamed Faki
22. Sen. Haji Farhiya Ali – voted on behalf of Nairobi County Delegation
23. Sen. Olekina Ledama
24. Sen. Ongeru Samson Kegengo
25. Sen. Orengo James
26. Sen. Outa Fredrick Otieno

Clause 2, the Title and Clause 1 - Agreed to

Motion made;

THAT, the Bill be reported **with** amendments.

(Sen. Aaron Cheruiyot, MP)

Before the question was put and pursuant to Standing Order 79, the Acting Chairperson (Sen. (Dr.) Lelegwe Ltumbesi, MP) ruled that the Question did not affect counties;

Question put and agreed to.

24. **HOUSE RESUMED** - Temporary Speaker (Sen. (Prof.) Margaret Kamar, MP) - in the Chair

25. **THE CARE AND PROTECTION OF OLDER MEMBERS OF SOCIETY BILL (SENATE BILLS NO. 17 OF 2018)**

Bill reported **with** amendments;

Motion made and Question proposed-

THAT, the Senate do agree with the Committee of the Whole in the said Report.

(Sen. Aaron Cheruiyot, MP)

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 79, the Temporary Speaker (Sen. (Prof) Margaret Kamar) ruled that the question did not affect counties;

Question put and **agreed to**.

Motion made and question proposed-

THAT, Care and Protection of Older Members of Society Bill (Senate Bills No. 17 of 2018) be now read a Third Time.

(Sen. Aaron Cheruiyot, MP)

There being no Senator wishing to contribute;

The House proceeded to a Division.

The Temporary Speaker (Sen. (Prof) Margaret Kamar) directed that electronic voting be taken pursuant to Standing Order 81 and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked, the bars drawn and Senators asked to log-in for electronic voting;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

The results of the Division were as follows:-

AYES – 28

NOES – 0

ABSTENTIONS – 0

AYES

1. Sen. Halake Abshiro Soka – voted on behalf of Isiolo County Delegation
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Boy Issa Juma
4. Sen. Cheruiyot Aaron Kipkirui
5. Sen. Waqo Naomi Jilo - voted on behalf of the Marsabit County Delegation
6. Sen. Kajwang’ Moses Otieno
7. Sen. Kamar Margaret Jepkoech
8. Sen. Kibiru Charles Reubenson
9. Sen. Kihika Susan Wakarura
10. Sen. Kilonzo Mutula Junior
11. Sen. Langat Christopher Andrew
12. Sen. Lelegwe Steve Ltumbesi
13. Sen. Mahamud Mohamed Maalim
14. Sen. Malalah Cleophas Wakhungu
15. Sen. Mogeni Erick Okongo
16. Sen. Mpaayei Philip Salau
17. Sen. Murkomen Onesimus Kipchumba
18. Sen. Mwangi Paul Githiomi
19. Sen. Mwaruma Johnes Mwashushe
20. Sen. Mwinyihaji Mohamed Faki
21. Sen. Mbogo George Ochilo Ayacko
22. Sen. Nderitu John Kinyua
23. Sen. Haji Farhiya
24. Sen. Olekina Ledama
25. Sen. Ongeru Samson Kegengo
26. Sen. Orengo James
27. Sen. Outa Fredrick Otieno
28. Sen. Wetangula Moses Masika

Question put and agreed to.

Bill read a Third Time and passed.

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

26. **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
Thursday, June 13, 2019 at 2.30 p.m.*

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