



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – THIRD SESSION

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, JULY 30, 2019 AT 2.30 P.M.

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

The Speaker conveyed the following Communications from the Chair-

a) Health talk for Honourable Senators

“Honourable Senators,

As you may be aware, M/S. Healthcare Ltd was contracted by the Parliamentary Service Commission to provide Medical Cover for Members of Parliament with effect from 1st January 2018 to 31st December 2019.

One of the deliverables in the contract is for the service provider to conduct health talks for the Members of Parliament. In this regard, the service provider has requested to undertake a health talk to Honourable Senators on cancer with a view to demystifying it, apprise Senators on the root causes, preventive measures and treatment for the same. The talk will offer an opportunity for Honourable Senators to engage with experts in the field and to address their concerns on the subject.

The talk is scheduled for tomorrow Wednesday 31st July, 2019 at 11.00 am, in the Senate Chambers.

All Honourable Senators are invited to attend this important talk.

I thank you.”

b) Appointment of Senators to the Mediation Committee on the County Governments (Amendment) Bill (Senate Bills No. 11 of 2017)

“Honourable Senators,

I wish to bring to your attention that the Senate, vide a letter from the Clerk of the National Assembly, received communication that the Speaker of the National Assembly has appointed the following Members to the Mediation Committee on the County Governments (Amendment) Bill (Senate Bills No. 11 of 2017)-

1. The Hon. Amos Kimunya, EGH, MP;
2. The Hon. George Peter Opondo Kaluma, MP;
3. The Hon. Didmus Barasa, MP;
4. The Hon. Edward Oku Kaunya, MP; and
5. The Hon. Halima Mucheke, MP.

Consequently, I have appointed the following senators to the said Committee-

1. Sen. Kipchumba Murkomen, MP;
2. Sen. Mary Yiane Seneta, MP;
3. Sen. John Kinyua Nderitu, MP;
4. Sen. Mutula Kilonzo Jnr, MP; and
5. Sen. Judith Pareno, MP.

I urge the Mediation Committee to move with speed and deal with this important assignment.

I thank you.”

c) Visiting Students and Teachers from Kegetuini Secondary School, Murang’a County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting students and teachers from Kegetuini Secondary School in Murang’a County.

On behalf of the Senate and on my own behalf, I welcome you to the Senate and wish you well for the remainder of your stay.

I thank you.”

d) Visiting Lectures from the University of Nairobi, Nairobi City County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of Lectures from the University of Nairobi in Nairobi County County.

On behalf of the Senate and on my own behalf, I welcome you to the Senate and wish you well for the remainder of your stay.

I thank you.”

e) Visiting Students and Teachers from Muthaiga Primary School, Narok County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting students and teachers from Muthaiga Primary School in Narok County.

On behalf of the Senate and on my own behalf, I welcome you to the Senate and wish you well for the remainder of your stay.

I thank you.”

f) Demise of Hon. Ken Okoth, MP, Member of the National Assembly for Kibra Constituency

“Honourable Senators,

On the evening of Friday, 26th July, 2019, the country received with great sorrow, the sad news of the demise of the Member of the National Assembly for Kibra Constituency, the late Honourable Ken Okoth, MP.

Honourable Senators,

The late Honourable Ken Okoth was born in Kibra’s Kisumu Ndogo, Nairobi County in 1978. He attended Olympic Primary School and thereafter proceeded to the Starehe Boys’ Centre where he sat for his KCSE examinations in 1995. Between 1997 and 2001, Honourable Okoth attended St. Lawrence University, Canton, New York, USA, where he graduated with a Bachelor of Arts in German and European Studies. He later attended Georgetown University, Washington DC, USA, for his Master of Arts in German and European Studies between 2002 and 2005.

Honourable Senators,

The late Honourable Okoth made his debut in national politics in the run up to the 2013 General Election when he successfully vied for the Kibra Constituency where he served from 2013 to 2017. He was subsequently re-elected in the 2017 General Elections. He was a vibrant Member of the National Assembly who served actively and diligently. In the 11th Parliament (2013-2017), he was an active member of the Departmental Committee on Education, Research & Technology where his contribution and participation was commendable. In the current Parliament, he served as a member of the Constitutional Implementation Oversight Committee and the Procedure and House Rules Committee. He also served as one of the Founders and

Chairperson of the Parliamentary Caucus on Sustainable Development Goals (SDGs).

Honourable Senators,

Before joining the National Assembly in 2013, the late Honourable Okoth started his career as a Resident Director in 2001 at St. Lawrence University, Canton, New York, USA. Between 2003 and 2004 he served as a History Instructor at the Friends School of Baltimore. He served as a lecturer of African Studies at Georgetown University School of Foreign Service, between 2005 and 2008. He also served as the Executive Director for the Children of Kibera Foundation, Washington, DC, USA and Nairobi between 2007 and 2012; and as a Resident Director at University of Dar es Salaam Study Centre.

Honourable Senators,

The late Hon. Okoth was a firm leader who never shied away from defending the rights of his Constituents and the people of Kenya in general. In Parliament, he championed for three things among many others, and would always quote them, *“Uchumi bora, Elimu kwanza na Mazingira bora.”* He was also instrumental in the passage of the Prevention of Torture Act, 2017 and the National Coroners Service Act, 2017.

Honourable Senators,

His passing marks a dark moment not only for his family, the Twelfth Parliament, and residents of Kibra Constituency, but for the country at large. Kenya has lost a candid, resolute, humble, gentle, pleasant and amiable legislator who endeavoured to give everything for what he believed in with great courage, tenacity and humility.

Honourable Senators,

On behalf of the Senate and indeed on my own behalf, I wish to take this opportunity to condole with the family, friends and constituents of our late brother, Honourable Ken Okoth, for the loss of this great legislator. In tribute to our departed colleague, I request that we all stand to observe a minute of silence.

I thank you.”

g) Demise of Hon. (Dr.) Joyce Laboso, EGH, Governor of Bomet County

“Honourable Senators,

As you aware, today is another sad day for the country and the people of Bomet County in particular, following the heart breaking loss of Governor (Dr.) Joyce Cherono Laboso who passed away while undergoing treatment yesterday, 29th July, 2019.

Honourable Senators,

The late Governor was born on 25th November, 1960, and attended Kaplong and Molo Primary Schools before joining Kaplong Girls Secondary School and the Kenya High School. A lover of multiculturalism, Dr. Laboso studied French, Literature and Education at the Kenyatta University before proceeding to the Paul Valery University in France for Post-Graduate Diploma in Teaching of French. She obtained her Masters in Teaching of English as a Foreign Language from the University of Reading in the United Kingdom and was awarded a Ph.D. in Gender and Language Education at the University of Hull, United Kingdom.

Honourable Senators,

The late Governor began her remarkable career by teaching at Kipsigis Girls High School before joining Egerton University as a lecturer rising to the position of Assistant Dean of Students. She also lectured for four years at Farrow House Education Centre in Hull, United Kingdom, before rejoining Egerton University as the Coordinator of Communications, Media, Library and Information Studies Programmes.

Honourable Senators,

The late Governor Laboso joined elective politics in 2008, following the passing-on of her sister, the Honourable Lorna Laboso. She vied for the Sotik Constituency seat, which she won in a by-election on 25th September, 2008.

Governor Joyce Laboso's parliamentary career was highlighted by one historical accolade after the other. To highlight a few, she was appointed to serve in the National Assembly's House Business Committee in her first term and served in the Departmental Committee on Education, Research and Technology. She was also an active member of the Kenya Women Parliamentary Association (KEWOPA). The people of Sotik Constituency showed confidence in her leadership and development track record by re-electing her back to Parliament in March 2013. Later in 2017, Dr. Laboso made history by becoming the first woman Deputy Speaker in the history of the Parliament of Kenya.

Honourable Senators,

The late Hon. Joyce Laboso was elected Co-President of the Africa, Caribbean, Pacific – European Union Joint Parliamentary Assembly (ACP-EU) from 2012 to 2013, taking leadership of Parliaments representing nearly one hundred countries from four regions of the world. Her service at the ACP-EU earned her respect and honour in inter-parliamentary diplomacy.

Honourable Senators,

As the Member for Sotik Constituency, the late Hon. Laboso had prioritized the development of roads, education, water, electricity and had championed women issues. It is on this pedestal that the people of Bomet County

encouraged her to vie for the position of Governor in the 2017 General Elections. She made history by becoming one of the first three women Governors in Kenya. As Governor, Hon. Laboso made great strides in transforming the livelihoods of residents of Bomet County through innovative and dynamic leadership, efficient and effective mechanisms, and viable partnerships that focused primarily on core development needs of the people identified through public participation forums. Governor Laboso served the people of Bomet County tirelessly and wholeheartedly until her demise on 29th July, 2019.

Honourable Senators,

The residents of Bomet County, the nation at large and the international community have lost a precious jewel, a distinguished scholar, a courageous leader, and a good-hearted and jovial person. On behalf of the Senate and on my own behalf, I wish to take this opportunity to condole with the family and friends of Governor (Dr.) Joyce Laboso, EGH.

In tribute and honour to our departed compatriot, I request that we all stand to observe a minute of silence.

I thank you.”

h) Visiting Students and Teachers from Chebonei Girls High School, Bomet County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, of visiting students and teachers from Chebonei Girls High School, Bomet County.

On behalf of the Senate and on my own behalf, I welcome you to the Senate and wish you well for the remainder of your stay.

I thank you.”

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

The Senator for Kakamega County (Sen. Cleophas Malalah, MP) sought a statement from the Standing Committee on National Cohesion, Equal Opportunity and Regional Integration on the ethnic and regional distribution of high cadre jobs in government ministries, embassies, state agencies, departments and parastatals in Kenya.

5. **THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL (SENATE BILLS NO. 9 OF 2019)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, the Cancer Prevention and Control (Amendment) Bill (Senate Bills No. 9 of 2019) be now read a Second Time.

(Sen. (Dr.) Abdullahi Ali, MP)

Debate arising;

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

6. **SENATE ROSE** – at Thirty Minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Wednesday, July 31, 2019 at 2.30 p.m.*

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