



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – (FOURTH SESSION)
THE SENATE
ORDER PAPER
TUESDAY, MARCH 31, 2020 AT 2:30 PM

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages (as listed in the Appendix)
4. Petitions
5. Papers (as listed in the Appendix)
6. Notices of Motion (as listed in the Appendix)
7. Statements
8. *****THE DIVISION OF REVENUE BILL (NATIONAL ASSEMBLY BILL NO. 3 OF 2020)**
(The Senate Majority Leader)
(First Reading)
9. **MOTION – COMPREHENSIVE NATIONAL RESPONSE TO THE COVID- 19 SITUATION**
(The Senate Majority Leader)

THAT, AWARE THAT, the Coronavirus (COVID-19) has been declared a global health pandemic resulting in an unprecedented global health crisis that has now manifested internationally in over 184 Countries and Territories, with escalating numbers of new cases being reported, with over 700,000 confirmed cases and over 30,000 deaths worldwide;

COGNIZANT THAT governments and health authorities in the affected countries have taken various measures aimed at containing the spread of the pandemic, mainly through travel and behavioural restrictions;

...../**Motion**

APPRECIATING the policy measures and interventions taken by the Government, through the National Emergency Response Committee on Coronavirus (NERC), in containing the spread of the pandemic and cushioning Kenyans against economic effects of the pandemic, including upscaling of medical facilities, imposition of travel restrictions, suspension of learning in all educational institutions, changes in fiscal and monetary policies and reinforcement behavioural protocols;

COGNIZANT THAT Health Services and other service sectors key to the implementation of the pronounced policy measures and interventions are **devolved functions**;

FURTHER COGNIZANT THAT some of the pronounced policy measures and interventions require **legislative intervention and approval**;

RECOGNIZING the need for an integrated and multi-sectorial intervention by all Levels and Arms of Government and sectors in the society towards a harmonized comprehensive response to the pandemic;

NOTING the bipartisan legislative approach taken by legislatures in other jurisdictions in enacting legislation towards the containment of the Coronavirus and its attendant economic effects;

CONSCIOUS of the need to complement the efforts of the national Government in containing the spread of the pandemic and cushioning Kenyans from the shocks arising from the pandemic;

THE SENATE RESOLVES to –

- (a) laud the national Government for the measures it has so far put in place in combating the spread of the virus;
- (b) commend and appreciate all healthcare workers in the country for their selfless effort, commitment to service, care and compassion towards persons who have been infected or affected by the virus;
- (c) call upon the national Government to expand the membership of the National Emergency Response Committee on Coronavirus to include representation by Parliament, the Judiciary, the Council of Governors, the Media, and Private Sector;
- (d) establish an Ad Hoc Committee of the Senate which shall oversight actions and measures taken by the national and county governments in addressing the spread and effects of COVID-19 in Kenya and shall address the following, among other matters-

...../Motion

- i). provision of testing and medical equipment, including adequate ventilators in referral hospitals and in at least one public hospital in each county.
- ii). provision of adequate isolation centres and Intensive Care Unit (ICU) facilities in each county.
- iii). measures to ensure continuous supply of food and other essential commodities at affordable prices.
- iv). measures to enable learners in educational institutions to continue with their studies.
- v). measures to ensure protection, safety and well-being of healthcare and other frontline workers.
- vi). enhancement of capacity and flexible deployment of healthcare staff.
- vii). financial assistance to vulnerable persons and groups.
- viii). protection of residential and commercial tenants.
- ix). establishment of a stimulus package for the Micro, Small and Medium sized Enterprises.
- x). easing of legislative and regulatory requirements for doing business.
- xi). measures to protect employees from retrenchment and job losses.
- xii). uniform policies and procedures aimed at slowing and eventually stopping the spread of the virus.

(e) appoint the following Senators to the Ad Hoc Committee-

- i). Sen. Johnson Sakaja, CBS, MP;
- ii). Sen. Michael Maling'a Mbitto, MP;
- iii). Sen. Abshiro Soka Halake, MP;
- iv). Sen. Mithika Linturi, MP;
- v). Sen. Erick Okong'o Mogeni, SC, MP;
- vi). Sen. (Arch.) Sylvia Mueni Kasanga, MP; and
- vii). Sen. Mwinyihaji Mohamed Faki, MP.

and that the Committee tables a progress report within seven (7) days and thereafter tables a progress report on a weekly basis, and subsequently tables a final report within six (6) months.

NOTICE

The Senate resolved on 18th February, 2020 as follows:-

THAT, pursuant to Standing Order 106 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.

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KEY

******** - Denotes a Majority /Minority Party Bill

******* - Denotes a National Assembly Bill

****** - Denotes a Committee Bill

***** - Denotes any other Bill

APPENDIX

1. MESSAGE

Message from the National Assembly on the passage of the Division of Revenue Bill (National Assembly Bill No. 3 of 2020).

(The Speaker of the Senate)

2. PAPERS

a) Report of the Mediation Committee on the County Governments (Amendment) Bill (Senate Bills No. 11 of 2017); and

b) Report of the Mediation Committee on the County Governments (Amendment) (No. 2) Bill (Senate Bills No. 7 of 2017)

(Chairperson, Mediation Committee)

3. NOTICES OF MOTION

i) Adoption of the Report of the Mediation Committee on the County Governments (Amendment) Bill (Senate Bills No. 11 of 2017)

(Chairperson, Mediation Committee)

THAT, the Senate adopts the Report of the Mediation Committee on the County Governments (Amendment) Bill (Senate Bills No. 11 of 2017) laid on the Table of the Senate on Tuesday, 31st March, 2020 and pursuant to Article 113 of the Constitution and Standing Order 161 (3) of the Senate Standing Orders, approves the mediated version of the Bill.

ii) Adoption of the Report of the Mediation Committee on the County Governments (Amendment) (No. 2) Bill (Senate Bills No. 7 of 2017)

(Chairperson, Mediation Committee)

THAT, the Senate adopts the Report of the Mediation Committee on the County Governments (Amendment) (No. 2) Bill (Senate Bills No. 7 of 2017), laid on the Table of the Senate on Tuesday, 31st March, 2020 and pursuant to Article 113 of the Constitution and Standing Order 161 (3) of the Senate Standing Orders, approves the mediated version of the Bill.

iii) Comprehensive National Response to the COVID- 19 Situation

(The Senate Majority Leader)

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COGNIZANT THAT Health Services and other service sectors key to the implementation of the pronounced policy measures and interventions are **devolved functions**;

FURTHER COGNIZANT THAT some of the pronounced policy measures and interventions require **legislative intervention and approval**;

RECOGNIZING the need for an integrated and multi-sectorial intervention by all Levels and Arms of Government and sectors in the society towards a harmonized comprehensive response to the pandemic;

NOTING the bipartisan legislative approach taken by legislatures in other jurisdictions in enacting legislation towards the containment of the Coronavirus and its attendant economic effects;

CONSCIOUS of the need to complement the efforts of the national Government in containing the spread of the pandemic and cushioning Kenyans from the shocks arising from the pandemic;

THE SENATE RESOLVES to –

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addressing the spread and effects of COVID-19 in Kenya and shall address the following, among other matters-

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