



REPUBLIC OF KENYA

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THE SENATE

PROGRAMME OF SENATE BUSINESS

WEEK COMMENCING TUESDAY, MARCH 17, 2020

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*\* 12<sup>TH</sup> PARLIAMENT \* 4<sup>TH</sup> SESSION*

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REPUBLIC OF KENYA

THE SENATE

TWELFTH PARLIAMENT (FOURTH SESSION)

PROGRAMME OF SENATE BUSINESS

FOR THE WEEK COMMENCING TUESDAY, MARCH 17, 2020

**TUESDAY:** Communication from the Chair, Messages, Petitions, Papers, Notices of  
17/03/2020 Motion, Statements, Motions and Bills

**A. \*\*\*THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (NO. 2) BILL**  
**(NATIONAL ASSEMBLY BILLS NO. 13 OF 2018)**

(The Senate Majority Leader)

*(Second Reading)*

*(Resumption of debate interrupted on Wednesday, 4<sup>th</sup> December, 2019)*

*(Division)*

**B. \*\*\*THE SACCO SOCIETIES (AMENDMENT) BILL (NATIONAL ASSEMBLY**  
**BILLS NO. 1 OF 2018)**

(The Senate Majority Leader)

*(Second Reading)*

*(Resumption of debate interrupted on Tuesday, 18<sup>th</sup> February, 2020)*

*(Division)*

**C. \*THE FISHERIES MANAGEMENT AND DEVELOPMENT (AMENDMENT)**  
**BILL (SENATE BILLS NO. 22 OF 2019)**

(Sen. Moses Kajwang<sup>2</sup>, MP)

*(Second Reading)*

*(Resumption of debate interrupted on Wednesday, 19<sup>th</sup> February, 2020)*

*(Division)*

**D. \*\*\*THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION**  
**(AMENDMENT) (NO. 3) BILL (NATIONAL ASSEMBLY BILLS NO.35 OF 2019)**

(The Senate Majority Leader)

*(Second Reading)*

*(Resumption of debate interrupted on Thursday, 20<sup>th</sup> February, 2020)*

*(Division)*

**E. \*THE LIFESTYLE AUDIT (NO. 2) BILL (SENATE BILLS NO. 21 OF 2019)**

(Sen. (CPA) Farhiya Ali Haji, MP)

*(Second Reading)*

*(Resumption of debate interrupted on Wednesday, 11th March, 2020)*

*(Division)*

**F. COMMITTEE OF THE WHOLE**

**CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE OFFICE OF THE COUNTY ATTORNEY BILL (SENATE BILLS NO. 3 OF 2018)**

(The Senate Majority Leader)

*(Resumption of debate interrupted on Tuesday, 25<sup>th</sup> February, 2020)*

*(Division)*

**G. COMMITTEE OF THE WHOLE**

**CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILLS NO. 22 OF 2018)**

(The Senate Majority Leader)

*(Resumption of debate interrupted on Tuesday, 25<sup>th</sup> February, 2020)*

*(Division)*

**H. COMMITTEE OF THE WHOLE**

**CONSIDERATION OF THE NATIONAL ASSEMBLY AMENDMENTS TO THE EARLY CHILDHOOD EDUCATION BILL (SENATE BILLS NO. 26 OF 2018)**

(The Senate Majority Leader)

*(Resumption of debate interrupted on Tuesday, 25<sup>th</sup> February, 2020)*

*(Division)*

**I. MOTION – PROVISION OF CEMETERY, FUNERAL PARLOURS AND CREMATORIA IN ALL COUNTIES**

(Sen. (Dr.) Alice Milgo, MP)

**THAT, AWARE THAT** under Article 61 of the Constitution of Kenya, land in Kenya is classified into three categories, public, Community and private land;

**FURTHER AWARE THAT**, public land is vested in both the County and National Governments and is managed on their behalf by the National Land Commission, and that Article 62 (2) clarifies the distribution of public land between the two levels of government.;

**COGNIZANT THAT**, the Fourth Schedule of the Constitution delegates cemeteries, funeral parlours and crematoria as a function of County Governments;

**CONCERNED THAT**, cemeteries in the Country are filling up, and counties are finding it increasingly difficult to identify land to allocate as “public” for use as a cemetery with the knowledge that any cemetery or burial-place that is crowded and therefore dangerous to health is defined as constituting a nuisance in the Public Health Act;

**NOW THEREFORE**, the Senate calls upon the county governments to ensure that funds are allocated in the County Annual Development Plans for FY 2020/2021, towards the planning and development of cemetery, funeral parlours and crematory facilities.

*(Resumption of debate interrupted on Thursday, 12<sup>th</sup> March, 2020)*  
*(Division)*

**J. COMMITTEE OF THE WHOLE**

**\*THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 38 OF 2018)**

(Sen. Mary Seneta, MP)

**K. COMMITTEE OF THE WHOLE**

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

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

**L. MOTION ON THE ADOPTION OF THE REPORT OF THE 141<sup>ST</sup> ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS, HELD IN BELGRADE, SERBIA, ON 13<sup>TH</sup> -17<sup>TH</sup> OCTOBER, 2019.**

(Sen. Susan Kihika, MP)

**THAT**, the Senate notes the Report of the Parliament of Kenya Delegation to the 141<sup>st</sup> Assembly of the Inter-Parliamentary Union (IPU) and related meetings, held in Belgrade, Serbia from 13<sup>th</sup> -17<sup>th</sup> October, 2019, and laid on the Table of the Senate on Wednesday, 4<sup>th</sup> March, 2020.

**M. MOTION - REPORT OF THE THIRD ORDINARY SESSION OF THE 5<sup>TH</sup> PARLIAMENT OF THE PAN-AFRICAN PARLIAMENT HELD FROM 7<sup>TH</sup> TO 18<sup>TH</sup> OCTOBER, 2019 IN MIDRAND, SOUTH AFRICA.**

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

**THAT**, the Senate notes the Report of the Third Ordinary Session of the 5<sup>th</sup> Parliament of the Pan-African Parliament held from 7<sup>th</sup> to 18<sup>th</sup> October, 2019 in Midrand, South Africa and laid on the Table of the Senate on Tuesday, 10<sup>th</sup> March 2020.

**N. MOTION - RECOGNIZING AND APPRECIATING THE ELDERLY BY COUNTY GOVERNMENTS**

(Sen. Rose Nyamunga, MP)

**THAT, AWARE** that in 2006, the National Government initiated the Older Persons Cash Transfer (OPCT) Programme, popularly known as *Pesa ya Wazee*, which is an unconditional cash transfer programme to destitute elderly persons above the age of 65 years to cater for their subsistence needs;

**NOTING THAT** the beneficiaries receive a monthly stipend of Kshs. 2,000, delivered every two months through appointed payment agents, and also entitled to medical insurance through the National Health Insurance Fund (NHIF);

**CONCERNED HOWEVER THAT** the programme's credibility is marred by issues of delayed payments to beneficiaries, difficulties in processing of payments through the stipulated agents and payments to unregistered persons;

**NOW THEREFORE**, the Senate recommends that the County Governments complement the efforts of the National Government and assist in resolving these challenges by:-

1. Developing legislation and policies to protect the elderly including ensuring all elderly persons in their counties are registered in the OPCT programme; and
2. Organise value addition mechanisms such as financial training to help the beneficiaries of the programme to efficiently utilise this allowance

**O. Any Other Business**

**WEDNESDAY:** Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions, Bills and Business that is not concluded on Tuesday, 17<sup>th</sup> March, 2020  
18/03/2020

**A. COMMITTEE OF THE WHOLE**

**\*\*\*\*THE COUNTY HALL OF FAME BILL (SENATE BILLS NO. 39 OF 2019)**  
(The Senate Majority Leader)

**B. COMMITTEE OF THE WHOLE**

**\*\*THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 10 OF 2019)**  
(Chairperson, Standing Committee on Tourism, Trade and Industrialization)

**C. COMMITTEE OF THE WHOLE**

**\*THE RETIREMENT BENEFITS (DEPUTY PRESIDENT AND DESIGNATED STATE OFFICERS BILL (SENATE BILLS NO. 2 OF 2018)**  
(Sen. Ledama Olekina, MP)

**D. COMMITTEE OF THE WHOLE**

**\*THE COUNTY TOURISM BILL (SENATE BILLS NO. 5 OF 2019)**  
(Sen. (Dr.) Agnes Zani, MP)

**E. MOTION ADDRESSING THE CATASTROPHE OF THE DESERT LOCUST INVASION IN THE COUNTRY**

(Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

**AWARE THAT**, for the first time in seventy years, Kenya is experiencing a humanitarian and conservation catastrophe in the wake of the desert locust invasion affecting more than a quarter of the entire country;

**FURTHER AWARE THAT**, the swarms now invading Kenya arrived from Somalia and Ethiopia, where they have already caused widespread devastation of crops and grazing land before moving south and then west;

**COGNIZANT THAT**, locusts are highly mobile and destructive, and according to the Food and Agricultural Organization of the United Nations (FAO), each square kilometre of locusts in a swarm can eat as much in a day as 35,000 people;

**CONCERNED THAT**, localized aerial spraying using chemicals that are purportedly safe for humans and other insects has failed to contain the invasion, causing farmers to take matters into their own hands, and use more harmful pesticides that could have a serious environmental impact;

**NOW THEREFORE**, the Senate urges the National Government, through the Ministry of Agriculture, Livestock and Fisheries, in partnership with the County Governments to:

1. declare the locust invasion a national disaster.
2. develop methods for sharing information and best practices to coordinate and build the necessary capacity in combating the locust menace to predict, monitor and control the spread of new swarms;
3. establish modalities for enhancing the requisite financial, technical and logistical capacity of the Desert Locust Control Organisation for Eastern Africa;
4. support the counties with urgent and consistent resources such as pesticides, sprayers and motor vehicles in order to control the reproduction and further spread of the locusts;
5. fast track the impact assessment of the locust invasion and ensure adequate restitution initiatives are in place for farmers who suffered loss as a result of destruction caused by the locusts; and,
6. establish mechanisms to safeguard the strategic grain reserves with a view to mitigate against famine and food shortages across the country.

**F. MOTION ON RECOGNIZING AND APPRECIATING THE ELDERLY BY COUNTY GOVERNMENTS**

(Sen. Rose Nyamunga, MP)

**THAT, AWARE** that in 2006, the National Government initiated the Older Persons Cash Transfer (OPCT) Programme, popularly known as *Pesa ya Wazee*, which is an unconditional cash transfer programme to destitute elderly persons above the age of 65 years to cater for their subsistence needs;

**NOTING THAT** the beneficiaries receive a monthly stipend of Kshs. 2,000, delivered every two months through appointed payment agents, and also entitled to medical insurance through the National Health Insurance Fund (NHIF);

**CONCERNED HOWEVER THAT** the programme's credibility is marred by issues of delayed payments to beneficiaries, difficulties in processing of payments through the stipulated agents and payments to unregistered persons;

**NOW THEREFORE**, the Senate recommends that the County Governments complement the efforts of the National Government and assist in resolving these challenges by:-

3. Developing legislation and policies to protect the elderly including ensuring all elderly persons in their counties are registered in the OPCT programme; and
4. Organise value addition mechanisms such as financial training to help the beneficiaries of the programme to efficiently utilise this allowance.

#### **G. Any Other Business**

**THURSDAY:**            **Communication from the Chair, Messages, Petitions, Papers, Notices of Motion, Statements, Motions, Bills and Business that is not concluded on Tuesday, 17<sup>th</sup> March, 2020 and Wednesday, 18<sup>th</sup> March, 2020.**  
19/03/2020

#### **A. COMMITTEE OF THE WHOLE**

**\*THE ESTABLISHMENT OF CHILDREN'S HOMES BILL (SENATE BILLS NO. 12 OF 2019)**

(Sen. (Dr.) Agnes Zani, MP)

#### **B. COMMITTEE OF THE WHOLE**

**\*THE CARE AND PROTECTION OF CHILD PARENTS BILL (SENATE BILLS NO. 11 OF 2019)**

(Sen. Beatrice Kwamboka, MP)

#### **C. COMMITTEE OF THE WHOLE**

**\*THE REGISTRATION OF PERSONS (AMENDMENT) BILL (SENATE BILLS NO. 14 OF 2019)**

(Sen. (Dr.) Isaac Mwaura, MP)

#### **D. COMMITTEE OF THE WHOLE**

**\*THE KENYAN SIGN LANGUAGE BILL (SENATE BILLS NO. 15 OF 2019)**

(Sen. (Dr.) Getrude Musuruve, MP and Sen. (Prof.) Margaret Kamar, MP)

#### **E. Any Other Business**

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## **KEY**

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

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

**\*\* - Denotes a Committee Bill**

**\* - Denotes any other Bill**