

Twelfth Parliament  
(029)



Fifth Session  
(187)

**REPUBLIC OF KENYA**  
**TWELFTH PARLIAMENT – (FIFTH SESSION)**  
**THE SENATE**

**ORDER PAPER**

**TUESDAY, MAY 18, 2021 AT 2.30 P.M.**

**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
7. Statements (as listed in the Appendix)
8. **MOTION - DEBATE ON THE ADDRESS TO PARLIAMENT BY HER EXCELLENCY SAMIA SULUHU HASSAN, PRESIDENT OF THE UNITED REPUBLIC OF TANZANIA – (DAY 2)**  
(The Senate Majority Leader)

**THAT**, pursuant to Standing Order 24 (6), the Thanks of the Senate be recorded for the Address to Parliament, by Her Excellency Samia Suluhu Hassan, President of the United Republic of Tanzania, delivered on Wednesday, 5<sup>th</sup> May, 2021.

***(Resumption of debate interrupted on Tuesday, 18<sup>th</sup> May, 2021 – Morning Sitting)***

9. **THE MENTAL HEALTH (AMENDMENT) BILL (SENATE BILLS NO. 28 OF 2020)**  
(Sen. (Arch.) Sylvia Kasanga, MP)

*(Second Reading)*

...../Bills

10. **THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 30 OF 2020)**

(Sen. Johnes Mwaruma, MP)

*(Second Reading)*

11. **THE COMMUNITY HEALTH SERVICES BILL (SENATE BILLS NO. 34 OF 2020)**

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

*(Second Reading)*

12. **THE INVESTMENT PROMOTION (AMENDMENT) BILL (SENATE BILLS NO. 2 OF 2021)**

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

*(Second Reading)*

13. **MOTION – ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE COVID-19 PANDEMIC SITUATION IN KENYA**

(Chairperson, Standing Committee on Health)

**THAT**, the Senate adopts the First Progress Report of the Standing Committee on Health on the Covid-19 pandemic situation in Kenya, laid on the Table of the Senate on Tuesday, 30th March, 2021.

14. **ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON ROADS AND TRANSPORTATION ON INQUIRY INTO THE OPERATIONALIZATION OF THE NATIONAL CONSTRUCTION AUTHORITY (DEFECTS LIABILITY) REGULATIONS**

(Chairperson, Standing Committee on Roads and Transportation)

**THAT**, the Senate adopts the report of the Standing Committee on Roads and Transportation on its inquiry into the operationalization of the National Construction Authority (Defects Liability) Regulations, laid on the Table of the Senate on Thursday, 24<sup>th</sup> September, 2020.

15. **MOTION – ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON THE ALLEGED NEGLIGENCE BY THE KENYATTA NATIONAL HOSPITAL IN THE MEDICAL CASE OF THE LATE (PROF.) KEN WALIBORA, PRIOR TO HIS DEATH**

(Chairperson, Standing Committee on Health)

**THAT**, the Senate adopts the Report of the Standing Committee on

...../*Motions*

Health on the alleged negligence by the Kenyatta National Hospital in the medical case of the late (Prof.) Ken Walibora, prior to his death, laid on the Table of the Senate on Tuesday, 30<sup>th</sup> March, 2021.

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...../Notice

**NOTICE**

**NOTICE** is given that, pursuant to Standing Order 251A and 251B, the sitting will be a hybrid sitting consisting of Senators who are physically present in the Senate Chamber and Senators participating virtually from a remote location through **Zoom** online meeting platform, as per guidelines issued by the Speaker pursuant to Standing Order 251A(4).

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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

**APPENDIX****1. MESSAGE**

Message from the National Assembly on the passage of the Crops (Amendment) Bill, (National Assembly Bill No. 25 of 2019)

**2. PAPERS**

- (i) Report of the Auditor General on the financial statements of County Assembly of Narok for the year ended 30<sup>th</sup> June, 2019
- (ii) Report of the Auditor General on the financial statements of Narok County Executive for the year ended 30<sup>th</sup> June, 2019

*(Senate Majority Leader)*

**STATEMENTS PURSUANT TO STANDING ORDER 48 (1)**

- i) The Senator for Murang'a County (Sen. Irungu Kang'ata, MP) to seek a statement from the Standing Committee on Health regarding the cancellation of tender for the supply, delivery, installation and commissioning of enterprise resource planning (ERP) and claims management system.
- ii) The Senator for Murang'a County (Sen. Irungu Kang'ata, MP) to seek a statement from the Standing Committee on Finance and Budget regarding the use of the Kenya Ports Authority (KPA) as collateral to M/S China Exim Bank in the financing of the Standard Gauge Railway (SGR).
- iii) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a statement from the Standing Committee on Roads and Transportation concerning the tendering and awarding process for the construction of the Lamu-Ijara-Garissa Road, a part of the Lapsset Corridor Project.
- iv) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a statement from the Standing Committee on Roads and Transportation concerning a request by Kenya Airways for Kshs. 14 Billion from the National Treasury, to offset refunds for unused tickets following cancellation of flights occasioned by the COVID-19 global pandemic.
- v) The Senator for Nandi County (Sen. Samson Cherarkey, MP) to seek a statement from the Standing Committee on Information, Communication and Technology regarding personal data protection by technology and communication companies in Kenya.

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