



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – (FIFTH SESSION)
THE SENATE
SUPPLEMENTARY ORDER PAPER
SPECIAL SITTING
MONDAY, MAY 17, 2021 AT 2:30 PM

PRAYER

1. Communication from the Chair
2. Notice of Motion (as listed in the Appendix)
3. **MOTION - THE PROPOSED REMOVAL FROM OFFICE, BY IMPEACHMENT, OF HONOURABLE MOHAMMED ABDI MOHAMUD, THE GOVERNOR OF WAJIR COUNTY**
(Chairperson, Select Committee proposed removal from office, by impeachment, of Honourable Mohammed Abdi Mohamud, the governor of Wajir county)

THAT, WHEREAS, pursuant to Article 181 of the Constitution and Section 33 of the County Governments Act, 2012, on Tuesday, 27th April, 2021, the Wajir County Assembly approved a Motion for the removal from office by impeachment, of the Honourable Mohamed Abdi Mohamud, Governor of Wajir County;

AND FURTHER, WHEREAS by letter Ref. No. SPK/WCA/SENATE/4/2021(1), dated Wednesday, 28th April, 2021, and received in the Office of the Speaker of the Senate on Thursday, 29th April, 2021, the Speaker of the County Assembly of Wajir informed the Speaker of the Senate of the approval of the Motion by the County Assembly and further forwarded to the Speaker of the Senate, documents in evidence of the proceedings of the Assembly;

AND WHEREAS, pursuant to Section 33(3)(b) of the County Governments Act, 2012 and Standing Order 75(1)(b) the Senate, by resolution on Thursday, 6th May, 2021 appointed a special committee comprising eleven of its Members to investigate the matter on the proposed removal from office by impeachment of the Governor of Wajir County and to report to the Senate within ten (10) days of its appointment, on whether it finds the particulars of the allegations to have been substantiated;

...../Motion

AND WHEREAS, pursuant to Section 33 (4) of the County Governments Act, 2012 and Standing Order 75 (2), the Special Committee has investigated the matter and tabled its Report today, Monday, 17th May, 2021;

AND WHEREAS, pursuant to Section 33(4) and (6)(b) of the County Governments Act and Standing Order 75(4)(b), the Special Committee has found that the particulars of Charge 2 namely, **Abuse of Office and Gross Misconduct** against the Governor of Wajir County has not been substantiated;

AND WHEREAS, pursuant to Section 33(4) and (6)(b) of the County Governments Act and Standing Order 75(4)(b), the Special Committee has found that one of the particulars of Charge 1 namely, **Gross Violation of the Constitution of Kenya, 2010; the County Governments Act, 2012; the Public Procurement and Asset Disposal Act, 2015 and the Public Finance Management Act, 2012**, against the Governor of Wajir County has been substantiated;

NOW THEREFORE, pursuant to Section 33(6)(b) of the County Governments Act and Standing Order 75(4)(b), the Senate, after according the Honourable Mohammed Abdi Mohamud, the Governor of Wajir County, an opportunity to be heard, resolves to impeach the Governor of Wajir County on the ground of **Gross Violation of the Constitution of Kenya, 2010; the County Governments Act, 2012; the Public Procurement and Asset Disposal Act, 2015 and the Public Finance Management Act, 2012**.

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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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APPENDIX**NOTICE OF MOTION - THE PROPOSED REMOVAL FROM OFFICE, BY IMPEACHMENT, OF HONOURABLE MOHAMMED ABDI MOHAMUD, THE GOVERNOR OF WAJIR COUNTY.**

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