



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FIFTH SESSION)

VOTES AND PROCEEDINGS

TUESDAY, NOVEMBER 09, 2021 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 Speaker.
3. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair-

(i) Visiting secretariat of the Pan African Parliament

Honorable Senators,

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon, a visiting delegation from the Pan African Parliament (PAP) Secretariat. The delegation is here on a mission aimed at strengthening collaboration between the Pan-African Parliament and Parliament of Kenya in providing administrative support for domestication and implementation of African Union treaties, decisions, policies and programmes, and for the continued participation of the Parliament in the activities of the Pan-African Parliament.

The delegation comprises-

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| 1. | Mr. VipyaHarawa | Clerk of Pan African Parliament |
| 2. | Mr. Ian Chingwalu | Senior Human Resources Officer |
| 3. | Mr. Kenneth Akibate | Serjeant-at-Arms |
| 4. | Ms. Helen Sabwa | Committee Clerk |

Honorable Senators,

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

Thank you!

(ii) Visiting delegation from the Kisumu County Assembly Committee on Public Accounts and Investment

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon, Members of the Committee on Public Accounts and Investment from the County Assembly of Kisumu. The delegation is at the Senate for a two (2) day benchmarking visit with its counterpart Committee at the Senate, the Sessional Committee on County Public Accounts and Investment.

I request each Member of the delegation to stand when called out so that they may be acknowledged in the Senate tradition.

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| 1. | Hon. Oiko Pete | Vice Chairperson– Committee on Public Accounts and Investment |
| 2. | Hon. Roy Samo | Member |
| 3. | Hon. Nancy Owiti | Member |
| 4. | Hon. Seth Okumu | Member |
| 5. | Hon. Julius Genga | Member |

They are accompanied by;

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| 1. | Mr. Austine Ochieng | Committee Clerk |
| 2. | Mr. Edward Odanga | Hansard Officer |
| 3. | Mr. Geoffrey Omollo | Accountant |
| 4. | Mr. Dominic Muinde | Legal Counsel |
| 5. | Mr. Charles Agengo | Auditor |
| 6. | Mr. Abraham Odegi | Sergeant-At-Arms |

Honorable Senators,

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

Thank you!

4. PETITION

Pursuant to Standing Order 230(2)(a), the Nominated Senator (Sen. Abshiro Halake, MP), reported to the Senate a petition by Members of various Civil Society Organizations and Official Representatives of various Political Parties affiliated to the Centre for Multi-Party Democracy concerning a Note Verbale to all Diplomatic Missions and International Organizations issued by the Ministry of Foreign Affairs.

Pursuant to Standing Order 231, the Deputy Speaker invited Senators to make comments, observations or seek clarification in relation to the Petition and, subsequently, committed it to the Standing Committee on National Security, Defence and Foreign Relations, pursuant to Standing Order 232(1).

5. PAPER

The following paper was laid on the Table of the Senate –

Commission on Revenue Allocation Recommendation on the equitable sharing of nationally raised revenue between the National and County Governments for the financial year 2022/2023.

(Sen. Johnson Sakaja, MP on behalf of the Senate Majority Leader)

6. STATEMENTS PURSUANT TO STANDING ORDER 48 (1)

- i) Nominated Senator (Sen. Falhada Dekow, MP) sought a statement from the Standing Committee on National Security, Defence and Foreign Relations concerning the state of insecurity in Northern and North Eastern Counties.
- ii) The Senator for Nandi County (Sen. Samson Cherarkey, MP) sought a statement from the Standing Committee on Roads and Transportation on the management of road projects by the Kenya Urban Roads Authority (KURA).
- iii) The Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) sought a statement from the Standing Committee on Finance and Budget regarding the status of donor and Government funded projects and programs in Taita Taveta County for the financial years 2017/2018 to 2020/2021.

7. THE HERITAGE AND MUSEUMS BILL (SENATE BILLS NO. 22 OF 2021)

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

(Second Reading)

***(Resumption of debate interrupted on Tuesday, 2nd November, 2021)
(Division)***

Order read and deferred.

8. **THE COUNTY OVERSIGHT AND ACCOUNTABILITY BILL (SENATE BILLS NO. 17 OF 2021)**

(Sen. LedamaOlekina, MP)

(Second Reading)

***(Resumption of debate interrupted on Tuesday, 2nd November, 2021)
(Division)***

Order deferred.

9. **THE INTERGOVERNMENTAL RELATIONS (AMENDMENT) BILL, (SENATE BILLS NO. 37 OF 2021)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Intergovernmental Relations (Amendment) Bill, Senate Bills No. 37 of 2021) be now read a Second time.

(The Chairperson, Standing Committee on Devolution and Intergovernmental Relations -04.11.2021)

Debate interrupted on Thursday, 4th November, 2021, resumed;

And there being no other Senator wishing to contribute;

And in the absence of the Mover;

The Deputy Speaker deferred putting of the question to a later date.

10. **THE ALTERNATIVE DISPUTE RESOLUTION BILL (SENATE BILLS NO. 34 OF 2021)**

(Sen. (Arch.) Sylvia Kasanga, MP)

(Second Reading)

Order deferred.

11. **THE COUNTY HALL OF FAME BILL (SENATE BILLS NO. 9 OF 2021)**

(Sen. KipchumbaMurkomen, MP)

(Second Reading)

Order deferred.

12. **THE COUNTY GOVERNMENTS (AMENDMENT) BILL, (SENATE BILLS NO. 38 OF 2021)**

(Sen. Moses Kajwang', MP)

(Second Reading)

Order deferred.

13. **THE NATIONAL COHESION AND PEACE BUILDING BILL (SENATE BILLS NO. 19 OF 2021)**

(Sen. Judith Pareno, MP)

(Second Reading)

Order deferred.

14. **COMMITTEE OF THE WHOLE
THE NATURAL RESOURCES (BENEFIT SHARING) BILL (SENATE BILLS NO. 25 OF 2020)**

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

Order deferred.

15. **COMMITTEE OF THE WHOLE
THE CO-OPERATIVE SOCIETIES (AMENDMENT) BILL (SENATE BILLS NO. 11 OF 2020)**

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

Order deferred.

16. **COMMITTEE OF THE WHOLE
THE COUNTY VOCATIONAL EDUCATION AND TRAINING BILL (SENATE BILLS NO. 6 OF 2021)**

(The Chairperson, Standing Committee on Education)

Order deferred.

17. **COMMITTEE OF THE WHOLE
THE PROMPT PAYMENT BILL (SENATE BILLS NO. 16 OF 2021)**

(Sen. (CPA.) Farhiya Haji, MP and Sen. Sakaja Johnson, MP)

Order deferred.

18. **COMMITTEE OF THE WHOLE
THE START-UP BILL (SENATE BILLS NO. 1 OF 2021)**

(Sen. Sakaja Johnson, MP)

Order deferred.

19. **MOTION - ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON JUSTICE, LEGAL AFFAIRS AND HUMAN RIGHTS ON THE INQUIRY INTO EXTRAJUDICIAL KILLINGS AND ENFORCED DISAPPEARANCES IN KENYA**

Order read;

Motion Made and Question proposed;

THAT, the Senate adopts the Report of the Standing Committee on Justice, Legal Affairs and Human Rights on the Inquiry into Extrajudicial Killings and Enforced Disappearances in Kenya laid on the Table of the Senate on Tuesday, 19th October, 2021.

(The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights)

Debate arising;

And the time being thirty minutes past six O'clock, the Temporary Speaker (Sen. Judith Pareno, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

20. **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, November 10, 2021 at 2.30 p.m.*

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