



REPUBLIC OF KENYA

TWELFTH PARLIAMENT (FIFTH SESSION)

THE NATIONAL ASSEMBLY

MESSAGE FROM THE SENATE

(No. 13 of 2021)

**DECISION OF THE SENATE ON THE NATIONAL ASSEMBLY'S
AMENDMENTS TO THE COUNTY GOVERNMENTS GRANTS BILL
(SENATE BILL NO. 35 OF 2021)**

Honourable Members,

Pursuant to the provisions of Standing Order 41, I wish to report to the House that I am in receipt of Message from the Senate regarding the decision of the Senate on the National Assembly's Amendments to the County Governments Grants Bill (Senate Bill No. 35 of 2021).

Honourable members, the Message conveys in part *"that on Tuesday, 21st December, 2021, the Senate considered the amendments made by the National Assembly to the County Government Grants Bill (Senate Bill No. 35 of 2021) and **rejected** the said amendments"*.

Honourable Members, You will recall that the County Government Grants Bill (Senate Bill No. 35 of 2021), which largely seeks to provide for the allocation of conditional grants to county governments for the financial year 2021/2022, and to also provide for the responsibilities of county governments pursuant to such allocations amongst other purposes was passed by the National Assembly on Thursday, 2nd December, 2021, **with amendments.**

Honourable Members, The National Assembly made amendments to the Title of the Bill, Clause 1, 2, 3, 4, 8, 9, First and Second Schedules. The amendments were thereafter forwarded to the Senate for consideration. The Senate having rejected the National Assembly's Amendments, now effectively commits the Bill to a Mediation Committee in terms of Article 112(2)(b) of the Constitution.

Honourable Members, Article 113(1) of the Constitution requires the Speakers of both Houses of Parliament to appoint a Mediation Committee comprising of equal number of Members of each House to attempt to develop an agreed version of the Bill for consideration by the Houses of Parliament. While forwarding the Message to the National Assembly, the Rt.Hon. Speaker of the Senate did also convey that he has appointed the following Senators the Mediation Committee-

1. Sen. Charles Kibiru, MP;
2. Sen. Moses Wetangula, EGH, MP;
3. Sen. Mutula Kilonzo Junior, MP;
4. Sen. Rose Nyamunga, CBS, MP; and,
5. Sen. Farhiya Ali, CBS, MP.

Honourable Members, having consulted the leadership of the Majority and Minority Parties in the National Assembly, I hereby appoint the following Members to represent the National Assembly in the Mediation Committee to consider the said Bill –

1. The Hon. Kanini Kega, CBS, MP;
2. The Hon. (Dr.) Kanyuithia Mutunga, MP;
3. The Hon. Naisula Lesuuda, OGW, MP
4. The Hon. Millie Odhiambo-Mabona, CBS, MP; and,
5. The Hon. (Dr.) Makali Mulu, MP.

With this development, the Mediation Committee on the County Government Grants Bill (Senate Bill No. 35 of 2021) is now fully constituted.

Honourable Members, given the importance of the Bill in financing development programmes in the County Governments under *Conditional Grants*, I call upon the Members of the Committee to embark on the process of developing a *mediated version* of the said Bill within the timeline contemplated under Article 113(3) of the Constitution. May I also remind the Committee that, pursuant to the established parliamentary practice, the counting of the thirty days period within which the Committee should conclude its task, will commence upon the first meeting of the Committee. Further, it is advisable that, in attempting to develop an agreed version of the Bill, the Committee confines itself to the aforementioned contentious clauses of the Bill as well as any other consequential clauses.

I thank you!

A handwritten signature in blue ink, appearing to read 'Moses Cheboi', with a long horizontal line extending to the right.

THE HON. MOSES CHEBOI, CBS, M.P.
DEPUTY SPEAKER OF THE NATIONAL ASSEMBLY

Wednesday, December 29, 2021

