



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (THIRD SESSION)

THE SENATE

VOTES AND PROCEEDINGS

WEDNESDAY, 06, 2024 (MORNING SITTING)

1. The Senate assembled at thirty Minutes past Nine O'clock.
2. The proceedings were opened with Prayer said by the Speaker.

3. **QUORUM OF THE SENATE**

The Speaker, having counted the Hon. Senators present at the commencement of the Sitting and confirming that there was no Quorum, directed that the Bell be rung for ten minutes, pursuant to Standing Order 40;

And there being a Quorum before the expiry of the ten minutes;

The Speaker invited the Clerk to call out the Orders of the Day.

4. **COMMUNICATION FROM THE CHAIR - VISITING STUDENTS FROM MAMA NGINA UNIVERSITY COLLEGE IN KIAMBU COUNTY**

The Deputy Speaker conveyed the following Communication from the Chair: -

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this morning, of visiting students from Mama Ngina University College Leadership and Politics Club. The delegation comprises forty (40) students, who are in the Senate for a one-day academic exposition.

Honourable 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.

I thank you!”

5. **NOTICE OF MOTION - REPORT OF THE STANDING COMMITTEE ON FINANCE AND BUDGET ON THE 2024 BUDGET POLICY STATEMENT**

(Sen. (Dr.) Boni Khalwale, MP on behalf of the Chairperson, Standing Committee on Finance and Budget)

THAT, the Senate, adopts the Report of the Standing Committee on Finance and Budget on the 2024 Budget Policy Statement, laid on the Table of the Senate on Tuesday, 5th March, 2024, and pursuant to Section 25 (7) of the Public Finance Management Act and Standing Order 186 (8), the Senate, approves the 2024 Budget Policy Statement.

6. **NOTICE OF MOTION - RENEWAL OF THE MANDATE OF THE AD HOC COMMITTEE ON COMPENSATION TO THE KENYAN VICTIMS OF THE 1998 BOMBING OF THE UNITED STATES OF AMERICA EMBASSY IN NAIROBI**

(Sen. Daniel Maanzo, MP on behalf of the Chairperson of the Ad-Hoc Committee)

THAT, AWARE THAT, at the Sitting of the Senate held on 27th June, 2023 and 29th June, 2023 respectively, the Senate, resolved to establish an Ad Hoc Committee to investigate the compensation to the Kenyan victims of the 1998 bombing of the United States of America Embassy in Nairobi and report back to the House within three months of its establishment;

FURTHER AWARE, that on 3rd October, 2023 and on 15th November, 2023 the Senate resolved to renew the mandate of the Ad Hoc Committee for a further period not exceeding forty-five (45) days, and a further period not exceeding one hundred (100) days from 10th November, 2023, respectively, to enable the Committee to finalize and table its report in the Senate on or before 18th February, 2024;

APPRECIATING THAT, the Committee has a lot of work to execute before conclusion of its enquiry and reporting to the Senate;

NOW, THEREFORE, the Senate resolves to renew the mandate of the Ad Hoc Committee for a further period not exceeding one hundred (100) days from 11th March, 2024, and to table its final report in the Senate on or before 19th June, 2024.

7. **QUESTIONS AND STATEMENTS**

QUESTIONS

- a) **Question 010** by Sen. (Prof.) Tom Ojienda, SC, MP to the Cabinet Secretary for Roads and Transport on Road accidents involving tractors transporting sugarcane in Kisumu County was deferred in the absence of the Cabinet Secretary.
- b) **Question 011** by Sen. Samson Cherarkey, MP to the Cabinet Secretary for Roads and Transport on Financial performance of Kenya Airways (KQ) was deferred in the absence of the Cabinet Secretary.

- c) **Question 012** by Sen. Samson Cherarkey, MP to the Cabinet Secretary for Roads and Transport on Status of the ongoing project for the expansion of Kerenga Airstrip in Kericho County was deferred in the absence of the Cabinet Secretary.
- d) **Question 013** by Sen. Samson Cherarkey, MP to the Cabinet Secretary for Roads and Transport on Status of road construction projects in Nandi County was deferred in the absence of the Cabinet Secretary.
- e) **Question 014** by Sen. Enoch Wambua, CBS, MP to the Cabinet Secretary for Roads and Transport on Compensation arising from the construction of the Kibwezi-Athi-Mutomo-Kitui-Migwani Road was deferred in the absence of the Cabinet Secretary.
- f) **Question 015** by Sen. Enoch Wambua, CBS, MP to the Cabinet Secretary for Roads and Transport on State of airstrips in Kitui County was deferred in the absence of the Cabinet Secretary.
- g) **Question 016** by Sen. Kathuri Murungi, MGH, MP to the Cabinet Secretary for Roads and Transport on Pending bills at the Kenya Urban Roads Authority (KURA) and the Kenya National Highways Authority (KENHA) was deferred in the absence of the Cabinet Secretary.
- h) **Question 021** by Sen. Edwin Sifuna, MP to the Cabinet Secretary for the National Treasury and Economic Planning on Failure by the e-Citizen digital platform to process payments made to some Government institutions was deferred in the absence of the Cabinet Secretary.
- i) **Question 025** by Sen. James Murango, MP to the Cabinet Secretary for Gender, Culture, the Arts and Heritage on Establishment of public libraries in the 47 counties was deferred in the absence of the Cabinet Secretary.

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Order read;

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Motion made;

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THAT, AWARE THAT cattle rustling/banditry is a major menace and security threat in the South and North Rift regions and some other regions of the country;

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CONCERNED THAT, the menace has since left irreparable and negative socio-economic impact which include but are not limited to increased number of widows, widowers, orphaned children, poverty, displacement of people leading to Internally Displaced Persons (IDPs), disruption of educational, health programs and other economic activities owing to the destruction and/or closure of educational, health and other institutions;

FURTHER CONCERNED THAT, the people living in the affected regions have been denied the enjoyment of their social, economic and political rights as

guaranteed to them under the Bill of Rights as enshrined in Chapter Four of the Constitution;

NOW THEREFORE, the Senate resolves that the National Government through the Ministry of Interior and National Administration and in collaboration with the Council of Governors:

1. Declares cattle rustling a National Disaster;
2. Establish a National Task force on cattle rustling/banditry to:
 - (i) Investigate the causes of the rampant cattle rustling and banditry in the said region and the Country at large;
 - (ii) Establishes the extent of suffering, loss and damage the cattle rustling/banditry has occasioned to the communities in all the affected Counties;
3. Create a Special Fund for mitigating the losses suffered by and in compensating all victims of cattle rustling/banditry and settle all internally displaced persons occasioned by the menace.

(Sen. William Cheptumo, MP – 28.02.2024 - Morning Sitting)

Debate interrupted on Wednesday, 28th February, 2024 – Morning Sitting, resumed;

And the time being One O'clock, the Temporary Speaker (Sen. Veronica Maina, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

9. **SENATE ROSE** - One O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Wednesday, March 06, 2024 at 2.30 p.m.*

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