



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (THIRD SESSION)

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, APRIL 23, 2024 AT 2.30 PM

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

3. **QUORUM OF THE SENATE**

The Speaker, having counted the Honourable Senators present at the commencement of the Sitting and confirming that there was a Quorum, invited the Clerk to call out the Orders of the day.

4. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair –

i. Benchmarking Visit by the Leader of Opposition from the Parliament of Malawi

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, a visiting delegation from the Parliament of Malawi. The delegation comprises the Leader of Opposition, Hon. Kondwani Nankhumwa, MP, who is accompanied by Hon. Julius Chione Mwase, MP and the secretariat. The delegation is undertaking a study tour/ visit at the Parliament of Kenya.

Honourable Senators,

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

1. Hon. Kondwani Nankhumwa, MP - Leader of Opposition
2. Hon. Julius Chione Mwase, MP - Member of Parliament
3. Mrs. Dorothy Kabango - Personal Secretary to the Leader of Opposition
4. Mr. Gift Chimodzi - Protocol Officer

On behalf of the Senate and on my own behalf, I extend a warm welcome and wish you a fruitful visit.

I thank you.”

ii. Visiting Pathfinders from the Seventh-Day Adventist Church in Syokimau East, Machakos County

“Honourable Senators,

In the public gallery, we have thirty (30) pathfinders from the Seventh-Day Adventist church in Syokimau East, Machakos County, who are undertaking a one-day study tour in the Senate.

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. **PETITION**

Petition to the Senate by Mr. Bernard Muchere, CFE, concerning alleged corruption through the Standard Gauge Railway (SGR) Project.

(Sen. Andrew Omtatah Okoiti, MP)

The Petition was **dropped** in the absence of the Senator.

6. **PAPERS LAID**

The following Papers were laid on the Table of the Senate: -

- i) Report of the Auditor General on Financial Statements of Makeni County Sand Conservation and Utilization Authority for the year ended 30th June, 2023.
- ii) Report of the Auditor General on Financial Statements of Makeni County State and Public Officers Car Loan and Mortgage Fund for the year ended 30th June, 2023.
- iii) Report of the Auditor General on Financial Statements of Mbooni Water and Sanitation Company Limited for the year ended 30th June, 2023.
- iv) Report of the Auditor General on Financial Statements of Kibwezi-Makindu Water and Sanitation Company Limited for the year ended 30th June, 2023.

- v) Report of the Auditor General on Financial Statements of Wote Water and Sewerage Company Limited for the year ended 30th June, 2023.
- vi) Report of the Auditor General on Financial Statements of Kericho County Assembly Members Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2023.
- vii) Report of the Auditor General on Financial Statements of Kericho County Bursary Fund for the year ended 30th June, 2023.
- viii) Report of the Auditor General on Financial Statements of Kericho Municipality for the year ended 30th June, 2023.
- ix) Report of the Auditor General on Financial Statements of Litein Municipality for the year ended 30th June, 2023.
- x) Report of the Auditor General on Financial Statements of Kisii County Alcoholic Drinks Control Fund for the year ended 30th June, 2023.
- xi) Report of the Auditor General on Financial Statements of Gusii Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xii) Report of the Auditor General on Financial Statements of Narok Bursary Management Fund for the year ended 30th June, 2023.
- xiii) Report of the Auditor General on Financial Statements of Narok County Alcoholic Drinks Regulation and Control Fund for the year ended 30th June, 2023.
- xiv) Report of the Auditor General on Financial Statements of Kitui County Textile Centre for the year ended 30th June, 2023.
- xv) Report of the Auditor General on Financial Statements of Kitui Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xvi) Report of the Auditor General on Financial Statements of Kiambere Mwingi Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xvii) Report of the Auditor General on Financial Statements of Kakamega County Agricultural Inputs Fund for the year ended 30th June, 2023.
- xviii) Report of the Auditor General on Financial Statements of Mumias Municipality for the year ended 30th June, 2023.
- xix) Report of the Auditor General on Financial Statements of the County Assembly of Nyeri Car Loan and Mortgage (Members) Scheme Fund for the year ended 30th June, 2023.

- xx) Report of the Auditor General on Financial Statements of Othaya Mukurweini Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xxi) Report of the Auditor General on Financial Statements of Mathira Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xxii) Report of the Auditor General on Financial Statements of Dekut Enterprises Company for the year ended 30th June, 2023.
- xxiii) Report of the Auditor General on Financial Statements of Nyandarua County Assembly (Members) Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2023.
- xxiv) Report of the Auditor General on Financial Statements of Olkalou Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xxv) Report of the Auditor General on Financial Statements of Olkejuado Water and Sewerage Company for the year ended 30th June, 2023.
- xxvi) Report of the Auditor General on Financial Statements of Ololaiser Water and Sewerage Company Limited for the year ended 30th June, 2023.
- xxvii) Report of the Auditor General on Financial Statements of Nairobi City County Assembly Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2023.
- xxviii) Report of the Auditor General on Financial Statements of Nairobi City County Alcoholic Drinks Control and Licensing Board for the year ended 30th June, 2023.
- xxix) Report of the Auditor General on Financial Statements of Ewaso Ng'iro North River Basin Development Authority for the year ended 30th June, 2023.
- xxx) Report of the Auditor General on Financial Statements of Ewaso Ng'iro South River Basin Development Authority for the year ended 30th June, 2023.
- xxxi) Report of the Auditor General on Financial Statements of University of Eldoret for the year ended 30th June, 2023.
- xxxii) Report of the Auditor General on Financial Statements of the Eldoret National Polytechnic for the year ended 30th June, 2023.
- xxxiii) Report of the Auditor General on Financial Statements of Eldoret Water and Sanitation Company Limited for the year ended 30th June, 2023.

- xxxiv) Report of the Auditor General on Financial Statements of Kirinyaga Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xxxv) Report of the Auditor General on Financial Statements of Murang'a South Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xxxvi) Report of the Auditor General on Financial Statements of Ngagaka Water and Sanitation Limited for the year ended 30th June, 2023.
- xxxvii) Report of the Auditor General on Financial Statements of North Rift Valley Water Works Development Agency for the year ended 30th June, 2023.
- xxxviii) Report of the Auditor General on Financial Statements of Nyamira County Executive Mortgage and Car Loan Fund for the year ended 30th June, 2023.
- xxxix) Report of the Auditor General on Financial Statements of Migori County Water and Sanitation Company Limited for the year ended 30th June, 2023.
- xl) Report of the Auditor General on Financial Statements of Trans Nzoia County Assembly Members and Staff Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2023.
- xli) Report of the Auditor General on Financial Statements of Egerton University for the year ended 30th June, 2023.
- xlii) Report of the Auditor General on Financial Statements of Bukura Agricultural College for the year ended 30th June, 2023.
- xliii) Report of the Auditor General on Financial Statements of Tambach Teachers Training College for the year ended 30th June, 2023.

(The Deputy Senate Majority Whip)

- xliv) Report of the Standing Committee on Trade, Industrialization and Tourism on its consideration of the Street Vendors (Protection of Livelihood) Bill (Senate Bills No. 41 of 2023).

(Sen. (Dr.) Lelegwe Ltumbesi, MP on behalf of the Chairperson, Standing Committee on Trade, Industrialization and Tourism)

7. **NOTICE OF MOTION – ADJOURNMENT OF THE SENATE, PURSUANT TO STANDING ORDER 37(1), TO DISCUSS A DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE REGARDING THE DELAY IN THE RELEASE OF THE DISASTER MANAGEMENT FUNDS TO FLOOD VICTIMS DUE TO THE PREVAILING HEAVY RAINS AND SUBSEQUENT FLOODING IN MANY PARTS OF THE COUNTRY**

Rising in her place, pursuant to Standing Order 37, the Senator for Machakos County (Sen. Agnes Kavindu, MP) sought leave to move a Motion for the

adjournment of the Senate for the purpose of discussing a definite matter of urgent national importance namely, the delay in the release of the disaster management funds to flood victims arising from the prevailing heavy rains and subsequent flooding in many parts of the country.

And there being the requisite number of Senators rising in support of the claim;

The Speaker nominated thirty minutes past Five O'clock, as the time when the Motion would be moved.

8. **QUESTIONS AND STATEMENTS**

a) Request for Statements pursuant to Standing Order 53(1)

- i) The Senator for Machakos County (Sen. Agnes Kavindu, MP) sought a Statement from the Standing Committee on Education regarding alleged failure by public universities to remit statutory deductions for their employees.
- ii) The Senator for Nakuru County (Sen. Tabitha Keroche, MP) sought a Statement from the Standing Committee on Finance and Budget regarding alleged financial impropriety in the County Government of Nakuru.
- iii) The Senator for Nakuru County (Sen. Tabitha Keroche, MP) sought a Statement from the Standing Committee on Finance and Budget concerning stalled projects and allocation of development funds in the 2023/2024 budget for the County Government of Nakuru.
- iv) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a Statement from the Standing Committee on Labour and Social Welfare concerning claims of mismanagement of human resource operations by the Kisii County Public Service Board.
- v) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a Statement from the Standing Committee on Finance and Budget regarding alleged irregular alteration of the Kisii County Executive Budget.
- vi) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a Statement from the Standing Committee on Health regarding the operations of the Kisii Teaching and Referral Hospital (KTRH).
- vii) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a Statement from the Standing Committee on Labour and Social Welfare concerning labour matters highlighted in the audit on human resource in Kisii County.
- viii) The Senator for Kisii County (Sen. Richard Onyonka, MP) sought a Statement from the Standing Committee on Finance and Budget regarding financial mismanagement by the Kisii County Government.

- ix) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, SC, MP) sought a Statement from the Standing Committee on Education regarding the state of Technical and Vocational Education and Training (TVET) centres in Kisumu County.
- x) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, SC, MP) sought a Statement from the Standing Committee on Trade, Industrialization and Tourism regarding the state of market centres and the establishment of the Kisumu Trade Fund.
- xi) The Senator for Samburu County (Sen. (Dr.) Lelegwe Ltumbusi, MP) sought a Statement from the Standing Committee on Land Environment and Natural Resources regarding the acquisition of part of L.R. No. Samburu/East Waso/1 in Samburu County by the National Government.
- xii) Request for a Statement by the Senator for West Pokot County (Sen. (Rev.) Julius Murgor, MP) from the Standing Committee on Agriculture, Livestock and Fisheries concerning the shortage of maize seed in various counties was **dropped** in the absence of the Senator.
- xiii) Request for a Statement by the Senator for West Pokot County (Sen. (Rev.) Julius Murgor, MP) from the Standing Committee on Education regarding the welfare of Early Childhood Development Education (ECDE) teachers in West Pokot County was **dropped** in the absence of the Senator.

b) Statements pursuant to Standing Order 56(1)(b)

- i) The Chairperson, Standing Committee on Land, Environment and Natural Resources made a Statement relating to the activities of the Committee for the period, January to March, 2024.
- ii) The Chairperson, Standing Committee on National Cohesion, Equal Opportunity and Regional Integration made a Statement relating to the activities of the Committee for the period, January to March, 2024.
- iii) The Vice-Chairperson, Standing Committee on National Security, Defence and Foreign Relations made a Statement relating to the activities of the Committee for the period, January to March, 2024.

9. THE TEA (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2023)

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Tea (Amendment) Bill (Senate Bills No. 1 of 2023) be now Read a Second Time.

(Sen. Wakili Hillary Sigei, MP - 29.11.23)

Debate interrupted on Thursday, 30th November, 2023 resumed on a Division;

The Speaker directed that a roll call voting be taken and that the Division bell be rung for five minutes, pursuant to Standing Order 88 (1);

Upon the expiry of the five minutes, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Beatrice Ogola, MP – AYES
2. Sen. Miraj Abdillahi, MP – NOES

The Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows: -

AYES – 32

NOES - 0

ABSTENTION – 0

AYES

1. Sen. Abass Sheikh Mohamed, MP
2. Sen. Adan Dullo Fatuma, MP
3. Sen. Cheruiyot Aaron Kipkirui, MP
4. Sen. Chesang Allan Kiprotich, MP
5. Sen. Chute Mohamed Said, MP
6. Sen. Ekomwa James Lomenen, MP
7. Sen. Haji Abdul Mohammed, MP
8. Sen. Ogola Beatrice Akinyi, MP – on behalf of Homa Bay County Delegation
9. Sen. Keroche Tabitha Karanja, MP
10. Sen. Khalwale Boni, MP
11. Sen. Kipkiror William Cheptumo, MP
12. Sen. Kisang William Kipkemoi, MP
13. Sen. Lelegwe Steve Ltumbesi, MP
14. Sen. Maanzo Daniel Kitonga, MP
15. Sen. Madzayo Stewart Mwachiru, MP
16. Sen. Methu John Muhia, MP
17. Sen. Mundigi Alexander Munyi, MP
18. Sen. Mungatana Danson Buya, MP
19. Sen. Murango James kamau, MP
20. Sen. Muthama Agnes Kavindu, MP
21. Sen. Mwaruma Johnes Mwashushe, MP
22. Sen. Mwinyihaji Mohamed Faki, MP
23. Sen. Nderitu John kinyua, MP
24. Sen. Ojienda Odhiambo Tom, MP
25. Sen. Oginga Oburu, MP
26. Sen. Okoiti Andrew Omtatah, MP
27. Sen. Olekina Ledama, MP

28. Sen. Osotsi Godfrey Atieno, MP
29. Sen. Roba Ali Ibrahim, MP
30. Sen. Sifuna Edwine Watanya, MP
31. Sen. Wamatinga Wahome, MP
32. Sen. Wambua Enoch Kiio, MP

Question, agreed to;

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

10. **THE CONFLICT-OF-INTEREST BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2023)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Conflict-of-Interest Bill (National Assembly Bills No. 12 of 2023) be now Read a Second Time.

(The Senate Majority Leader - 27.03.23)

Debate interrupted on Thursday, 28th March, 2024 resumed on a Division;

The Speaker directed that a roll call voting be taken and that the Division bell be rung for five minutes, pursuant to Standing Order 88 (1);

Upon the expiry of the five minutes, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Beatrice Ogola, MP – AYES
2. Sen. Miraj Abdillahi, MP – NOES

The Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows: -

AYES – 32

NOES - 0

ABSTENTION – 0

AYES

1. Sen. Abass Sheikh Mohamed, MP
2. Sen. Adan Dullo Fatuma, MP
3. Sen. Cheruiyot Aaron Kipkirui, MP
4. Sen. Chesang Allan Kiprotich, MP
5. Sen. Chute Mohamed Said, MP

6. Sen. Ekomwa James Lomenen, MP
7. Sen. Haji Abdul Mohammed, MP
8. Sen. Ogola Beatrice Akinyi, MP – on behalf of Homa Bay County Delegation
9. Sen. Keroche Tabitha Karanja, MP
10. Sen. Khalwale Boni, MP
11. Sen. Kipkiror William Cheptumo, MP
12. Sen. Kisang William Kipkemoi, MP
13. Sen. Lelegwe Steve Ltumbesi, MP
14. Sen. Maanzo Daniel Kitonga, MP
15. Sen. Madzayo Stewart Mwachiru, MP
16. Sen. Methu John Muhia, MP
17. Sen. Mundigi Alexander Munyi, MP
18. Sen. Mungatana Danson Buya, MP
19. Sen. Murango James kamau, MP
20. Sen. Muthama Agnes Kavindu, MP
21. Sen. Mwaruma Johnes Mwashushe, MP
22. Sen. Mwinyihaji Mohamed Faki, MP
23. Sen. Nderitu John kinyua, MP
24. Sen. Ojienda Odhiambo Tom, MP
25. Sen. Oginga Oburu, MP
26. Sen. Okoiti Andrew Omtatah, MP
27. Sen. Olekina Ledama, MP
28. Sen. Osotsi Godfrey Atieno, MP
29. Sen. Roba Ali Ibrahim, MP
30. Sen. Sifuna Edwine Watanya, MP
31. Sen. Wamatinga Wahome, MP
32. Sen. Wambua Enoch Kiiro, MP

Question, agreed to;

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

11. **THE NATIONAL RATING BILL (NATIONAL ASSEMBLY BILLS NO. 55 OF 2022)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the National Rating Bill (National Assembly Bills No. 55 of 2022) be now Read a Second Time.

(The Senate Majority Leader -16.04.24)

Debate interrupted on Tuesday, 16th April, 2024 resumed on a Division;

The Speaker directed that a roll call voting be taken and that the Division bell be rung for five minutes, pursuant to Standing Order 88 (1);

Upon the expiry of the five minutes, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Beatrice Ogola, MP – AYES
2. Sen. Miraj Abdillahi, MP – NOES

The Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows: -

AYES – 32

NOES - 0

ABSTENTION – 0

AYES

1. Sen. Abass Sheikh Mohamed, MP
2. Sen. Adan Dullo Fatuma, MP
3. Sen. Cheruiyot Aaron Kipkirui, MP
4. Sen. Chesang Allan Kiprotich, MP
5. Sen. Chute Mohamed Said, MP
6. Sen. Ekomwa James Lomenen, MP
7. Sen. Haji Abdul Mohammed, MP
8. Sen. Ogola Beatrice Akinyi, MP – on behalf of Homa Bay County Delegation
9. Sen. Keroche Tabitha Karanja, MP
10. Sen. Khalwale Boni, MP
11. Sen. Kipkiror William Cheptumo, MP
12. Sen. Kisang William Kipkemoi, MP
13. Sen. Lelegwe Steve Ltumbesi, MP
14. Sen. Maanzo Daniel Kitonga, MP
15. Sen. Madzayo Stewart Mwachiru, MP
16. Sen. Methu John Muhia, MP
17. Sen. Mundigi Alexander Munyi, MP
18. Sen. Mungatana Danson Buya, MP
19. Sen. Murango James kamau, MP
20. Sen. Muthama Agnes Kavindu, MP
21. Sen. Mwaruma Johnes Mwashushe, MP
22. Sen. Mwinjihaji Mohamed Faki, MP
23. Sen. Nderitu John kinyua, MP
24. Sen. Ojienda Odhiambo Tom, MP
25. Sen. Oginga Oburu, MP
26. Sen. Okoiti Andrew Omtatah, MP
27. Sen. Olekina Ledama, MP
28. Sen. Osotsi Godfrey Atieno, MP
29. Sen. Roba Ali Ibrahim, MP
30. Sen. Sifuna Edwine Watenya, MP
31. Sen. Wamatinga Wahome, MP
32. Sen. Wambua Enoch Kiio, MP

Question, agreed to;

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

12. **THE GAMBLING CONTROL BILL (NATIONAL ASSEMBLY BILLS NO. 70 OF 2023)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the Gambling Control Bill (National Assembly Bills No. 70 of 2023) be now Read a Second Time.

(The Senate Majority Leader -17.04.24)

Debate interrupted on Thursday, 18th April, 2024 resumed on a Division;

The Speaker directed that a roll call voting be taken and that the Division bell be rung for five minutes, pursuant to Standing Order 88 (1);

Upon the expiry of the five minutes, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Beatrice Ogola, MP – AYES
2. Sen. Miraj Abdillahi, MP – NOES

The Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows: -

AYES – 32

NOES - 0

ABSTENTION – 0

AYES

1. Sen. Abass Sheikh Mohamed, MP
2. Sen. Adan Dullo Fatuma, MP
3. Sen. Cheruiyot Aaron Kipkirui, MP
4. Sen. Chesang Allan Kiprotich, MP
5. Sen. Chute Mohamed Said, MP
6. Sen. Ekomwa James Lomenen, MP
7. Sen. Haji Abdul Mohammed, MP
8. Sen. Ogola Beatrice Akinyi, MP – on behalf of Homa Bay County Delegation
9. Sen. Keroche Tabitha Karanja, MP
10. Sen. Khalwale Boni, MP
11. Sen. Kipkiror William Cheptumo, MP

12. Sen. Kisang William Kipkemoi, MP
13. Sen. Lelegwe Steve Ltumbesi, MP
14. Sen. Maanzo Daniel Kitonga, MP
15. Sen. Madzayo Stewart Mwachiru, MP
16. Sen. Methu John Muhia, MP
17. Sen. Mundigi Alexander Munyi, MP
18. Sen. Mungatana Danson Buya, MP
19. Sen. Murango James kamau, MP
20. Sen. Muthama Agnes Kavindu, MP
21. Sen. Mwaruma Johnes Mwashushe, MP
22. Sen. Mwinyihaji Mohamed Faki, MP
23. Sen. Nderitu John kinyua, MP
24. Sen. Ojienda Odhiambo Tom, MP
25. Sen. Oginga Oburu, MP
26. Sen. Okoiti Andrew Omtatah, MP
27. Sen. Olekina Ledama, MP
28. Sen. Osotsi Godfrey Atieno, MP
29. Sen. Roba Ali Ibrahim, MP
30. Sen. Sifuna Edwine Watanya, MP
31. Sen. Wamatinga Wahome, MP
32. Sen. Wambua Enoch Kio, MP

Question, agreed to;

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

13. **THE COUNTY GOVERNMENTS (AMENDMENT) BILL (SENATE BILLS NO. 25 OF 2023)**

Order for Second Reading read;

Motion made and Question proposed;

THAT, the County Governments (Amendment) Bill (Senate Bills No. 25 of 2023) be now Read a Second Time.

(Sen. Samson Cherarkey, MP - 18.04.24)

Debate interrupted on Thursday, 18th April, 2024 resumed on a Division;

The Speaker directed that a roll call voting be taken and that the Division bell be rung for five minutes, pursuant to Standing Order 88 (1);

Upon the expiry of the five minutes, the Speaker directed that the doors be locked and the bars be drawn;

The names of the Tellers were announced as follows;

1. Sen. Beatrice Ogola, MP – AYES
2. Sen. Miraj Abdillahi, MP – NOES

The Speaker put the Question and directed the Clerk to call out the names of Senators in alphabetical order;

The results of the Division were as follows: -

AYES – 32

NOES - 0

ABSTENTION – 0

AYES

1. Sen. Abass Sheikh Mohamed, MP
2. Sen. Adan Dullo Fatuma, MP
3. Sen. Cheruiyot Aaron Kipkirui, MP
4. Sen. Chesang Allan Kiprotich, MP
5. Sen. Chute Mohamed Said, MP
6. Sen. Ekomwa James Lomenen, MP
7. Sen. Haji Abdul Mohammed, MP
8. Sen. Ogola Beatrice Akinyi, MP – on behalf of Homa Bay County Delegation
9. Sen. Keroche Tabitha Karanja, MP
10. Sen. Khalwale Boni, MP
11. Sen. Kipkiror William Cheptumo, MP
12. Sen. Kisang William Kipkemoi, MP
13. Sen. Lelegwe Steve Ltumbesi, MP
14. Sen. Maanzo Daniel Kitonga, MP
15. Sen. Madzayo Stewart Mwachiru, MP
16. Sen. Methu John Muhia, MP
17. Sen. Mundigi Alexander Munyi, MP
18. Sen. Mungatana Danson Buya, MP
19. Sen. Murango James kamau, MP
20. Sen. Muthama Agnes Kavindu, MP
21. Sen. Mwaruma Johnes Mwashushe, MP
22. Sen. Mwinyihaji Mohamed Faki, MP
23. Sen. Nderitu John kinyua, MP
24. Sen. Ojienda Odhiambo Tom, MP
25. Sen. Oginga Oburu, MP
26. Sen. Okoiti Andrew Omtatah, MP
27. Sen. Olekina Ledama, MP
28. Sen. Osotsi Godfrey Atieno, MP
29. Sen. Roba Ali Ibrahim, MP
30. Sen. Sifuna Edwine Watanya, MP
31. Sen. Wamatinga Wahome, MP
32. Sen. Wambua Enoch Kiio, MP

Question, agreed to;

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

14. **HOJA - KUIDHINISHWA KWA RUZUKU YA MASHARTI KWA UJENZI WA UWANJA WA MANISPAA YA MOMBASA**

Shughuli kusomwa;

Hoja kutolewa na kupendekezwa;

KUFAHAMU KWAMBA Sehemu ya 2 ya Ratiba ya Nne ya Katiba ya Kenya inazipa Serikali za Kaunti jukumu la kuendeleza, kuanzisha, kusimamia na kudumisha vifaa vya michezo na kitamaduni ambavyo ni pamoja na viwanja, viwanja vya michezo, vituo vya kitamaduni, na miundombinu mingine inayohusiana;

IKIKUMBUKWA KUWA ukanda mzima wa Pwani Nchini hauna uwanja wa kisasa uliojengwa kwa viwango vya kimataifa, hivyo kuwanyima wananchi manufaa yanayotokana na viwanja na vifaa vya michezo;

WASIWASI kwamba ujenzi wa uwanja wa michezo wa Manispaa ya Mombasa umekumbwa na ucheleweshaji na vikwazo tangu kuanzishwa kwa mradi huo mwaka wa 2019 kutokana na matatizo ya kifedha, ambayo yameathiri utekelezaji wa mradi na kunyima jamii eneo hilo uwanja unohitajika sana;

KWA HIVYO SASA Bunge la Seneti linaazimia kwamba Hazina ya Kitaifa na Wizara ya Masuala ya Vijana, Uchumi Ubunifu na Michezo itengee Serikali ya Kaunti ya Mombasa ruzuku ya masharti ya Shilingi bilioni 1.7 kwa ajili ya kukamilisha ujenzi wa Uwanja wa Manispaa ya Mombasa.

(Seneta Mohamed Mwinyihaji Faki, Mb.)

Mjadala kuanza;

Spika wa Muda (Sen. Abdul Haji, Mb.) alikatiza mjadala ilipofika saa kumi na moja unusu.

15. **MOTION - ADJOURNMENT OF THE SENATE PURSUANT TO STANDING ORDER 37(1) TO DISCUSS A DEFINITE MATTER OF URGENT NATIONAL IMPORTANCE REGARDING THE DELAY IN THE RELEASE OF THE DISASTER MANAGEMENT FUNDS TO FLOOD VICTIMS DUE TO THE PREVAILING HEAVY RAINS AND SUBSEQUENT FLOODING IN MANY PARTS OF THE COUNTRY**

Motion made and Question proposed;

THAT, pursuant to Standing Order 37, the Senate do now adjourn to discuss a definite matter of urgent national importance namely, the delay in the release of the disaster management funds to flood victims arising from the prevailing heavy rains and subsequent flooding in many parts of the country.

(Sen. Agnes Kavindu, MP)

Debate arising;

And there being no other Senator wishing to contribute;

The Temporary Speaker (Sen. Veronicah Maina, MP), for the convenience of the Senate, pursuant to Standing Order 34(2A), adjourned the Senate at forty-two minutes past Six O'clock, without Question put.

16. **SENATE ROSE** – at forty-two minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Wednesday, April 24, 2024 at 9:30 a.m.*

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