



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (FOURTH SESSION)**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**TUESDAY, FEBRUARY 18, 2025 AT 2.30 PM**

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

3. **QUORUM OF THE SENATE**

The Deputy Speaker, having counted the Honourable 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 Deputy Speaker invited the Clerk to call the Orders of the day.

4. **COMMUNICATIONS FROM THE CHAIR**

The Deputy Speaker conveyed the following Communications from the Chair:

**a) Demise of Sen. William Kipkiror Cheptumo, CBS, MP**

“Honourable Senators,

It is with deep sorrow that I notify you of the untimely demise of Sen. William Kipkiror Cheptumo, CBS, MP, Senator for Baringo County. Sen. Cheptumo, MP passed away on Sunday, 16<sup>th</sup> February, 2025, while undergoing treatment at the Nairobi Hospital.

The late Sen. William Kipkiror Cheptumo, CBS, MP was born on 25<sup>th</sup> December, 1967, in Baringo County. The Late Senator Cheptumo pursued his primary education at Maregut Primary School in Baringo County. He later obtained his “O” and “A” levels certificates at Bartolimo Secondary and Kabarnet High Schools respectively. The Senator later joined the University of Nairobi to pursue a Bachelor of Laws degree which he attained in 1991.

He also undertook his Postgraduate Diploma in Law from the Kenya School of Law in Nairobi and completed in 1992.

Prior to joining Parliament, Sen. Cheptumo served as a legal officer at the Industrial and Commercial Development Corporation between 1994 and 1997. Thereafter, Sen. Cheptumo joined the Central Bank of Kenya where he served as a legal counsel between 1997 and 1999. Subsequently, in 2000, he founded Cheptumo and Company Advocates, a firm that he successfully ran before joining politics in 2007.

Honourable Senators,

The late Sen. Cheptumo joined elective Politics in 2007, as the Member of Parliament for Baringo North Constituency. He served in this capacity until August, 2022 when he joined the Senate. During this time, the late Senator served as Assistant Minister in the Ministry of Justice and Constitutional Affairs between 2008 and 2013. In the 11<sup>th</sup> Parliament, he served in various Select Committees including Chairperson of the Committee on Delegated Legislation, Member of the Departmental Committee on Justice and Legal Affairs and the House Business Committee. He also served as a Member of the Parliamentary Pensions Management Committee in the National Assembly.

In the 12<sup>th</sup> Parliament, the late Sen. Cheptumo served as Chairperson of the Departmental Committee on Justice and Legal Affairs in the National Assembly until the ensuing General Elections in August 2022.

Honourable Senators,

In the aforementioned General Elections, the late Senator clinched the Baringo County Senatorial seat under the United Democratic Alliance (UDA) ticket, a position he held until his demise. During his time in the Senate, he served as the Chairperson of the Standing Committee on National Security, Defence and Foreign Relations. The Senator also served as a Member of the Liaison Committee, Justice, Legal Affairs and Human Rights Committee, Land, Environment and Natural Resources and the Ad-Hoc Committee on the proliferation of religious organizations and the circumstances leading to the deaths of more than ninety-five (95) people in Shakahola, Kilifi County.

In Committee work, particularly as Chairperson of the Standing Committee on National Security, Defence and Foreign Relations, Sen. Cheptumo exhibited great zeal and passion while dealing with matters relating to insecurity in the North Rift, the welfare of the National Police Service officers including medical cover for serving officers and disaster management and mitigation across the country. He was also passionate about the plight of marginalized communities where he championed their cause in his parliamentary work.

Honourable Senators,

Despite his many accomplishments and remarkable political career spanning approximately seventeen (17) years, the late Senator remained humble and approachable. His legacy is one of service, compassion, and true statesmanship. Throughout his political journey, Sen. Cheptumo strived to bridge differences between communities which is evidenced by his dedication to bring peace in the North Rift and to end the scourge of cattle rustling.

He took up his legislative responsibilities with unmatched zeal, humility and selflessly articulated the interest of the people of Baringo County and Kenyans at large. He firmly believed in the promise of devolution and used every opportunity to advance its cause, particularly through his vibrant and insightful contributions to Bills, Motions and other business of the Senate.

Honourable Senators,

It is hard to believe that just a few days ago, even while recuperating, the late Senator took some time via his official Facebook page, to wish Rt. Hon. Raila Odinga success in the just concluded elections for the Chairperson of the African Union Commission. This showcases his selflessness and commitment to the affairs of the country and the African continent at large.

His death is indeed a big loss to the wider parliamentary fraternity and the Senate in particular. Our thoughts and prayers are with his family and friends at this most difficult time.

A condolence book has been opened at the Senate reception, Main Parliament Buildings, for Honourable Senators, Members of the National Assembly and parliamentary staff to commiserate with the family of the late Senator.

Honourable Senators,

On behalf of the Senate and on my own behalf, I extend my heartfelt condolences to the family of the late Senator William Kipkiror Cheptumo, CBS, MP, as well as to his constituents in Baringo County, in this incredibly difficult time. The Parliament of Kenya has lost a truly dedicated, selfless and hardworking Legislator.

In honour of our departed colleague, I request that we all stand and observe a minute of silence.

May the soul of the late Senator William Kipkiror Cheptumo, CBS, MP, rest in eternal peace.

Honourable Senators,

As you will note, at Order No. 6 in the Supplementary Order Paper, the Senate Majority Leader will issue a Notice of Motion of Condolence in honour of our departed colleague. The substantive Motion for debate has been listed at Order No. 8. Accordingly, I shall not allow any comment after the Communication. Senators who wish to remember the late Sen. Cheptumo will be given an opportunity after the Question is proposed at Order No. 8.

I thank you.”

**b) Demise of Hon. Moses Malulu Injendi, MP, the Member for Malava Constituency**

“Honourable Senators,

It is with deep sorrow that I notify you of the untimely demise of Hon. Moses Malulu Injendi, MP, the Member for Malava Constituency. Hon. Malulu passed away on Monday, 17<sup>th</sup> February, 2025, while undergoing treatment at the Aga Khan Hospital.

The late Hon. Malulu Injendi, was born on 9<sup>th</sup> October 1966 in Lugusi Village in Malava Constituency. He began his education at Lugusi Primary School from 1974 to 1981. Thereafter, he joined St. Ignatius Mukumu Boys High School from 1982 to 1985 and St. Peter’s Mumias Boys’ High School from 1986 to 1987 where he sat for his Kenya Certificate of Education (K.C.E) and Kenya Advanced Certificate of Education (K.A.C.E) respectively.

He later enrolled to Egerton University where he graduated in 1991 with a Bachelor of Arts (Economics and Sociology). His passion for education pushed him to further his studies and attained a Master of Arts (Sociology) Degree from the University of Nairobi in 1996. At the time of his demise, he was pursuing Doctor of Philosophy at the Nelson Mandela Metropolitan University in the Republic of South Africa.

Honourable Senators,

The late Hon. Malulu Injendi worked at the Catholic University of Eastern Africa from 2001, where he served as a Deputy Registrar and later on as a Lecturer. As an educationist, the late Hon. Injendi championed education reforms and dedicated his time to serve as a Chairperson and Member of Boards of Governors of various schools, including Lugusi Secondary School.

The late Hon. Injendi joined elective politics in 2013, when he successfully gunned for and won the parliamentary seat as a Member for Malava Constituency on the Maendeleo Democratic Party (MDP) ticket. Until his demise, the late Hon. Injendi was serving his third term in Parliament.

Honourable Senators,

During his first stint in the 11<sup>th</sup> Parliament, the late Hon. Injendi was a member of the Departmental Committee on Education, Research and Technology and the Joint Committee on National Cohesion and Equal Opportunity. In this term of Parliament, the late Hon. Injendi, actualized his desire by introducing a Motion on Recognition and Compensation of Village Elders, which was adopted by the House in 2016. The Motion urged the Government to facilitate village elders with a monthly honorarium as a way of appreciating their services by meeting their logistical costs and encouraging them to uphold their dedication to the Community.

In the 12<sup>th</sup> Parliament, the late Hon. Injendi served in the Departmental Committee on Education and Research, the Departmental Committees on Labour and Social Welfare; Transport, Public Works and Housing and the Committee on Regional Integration.

In the 13<sup>th</sup> Parliament, he escalated the Motion on Recognition and Compensation of Village Elders, to a Bill by sponsoring the National Government Coordination (Amendment) Bill (National Assembly Bill No. 25 of 2023) so as to give the Motion the force of law. The Bill also seeks to recognize village elders who perform national government functions at the village level administrative units and is currently awaiting Committee of the whole House in the National Assembly. He was serving as the Vice-Chairperson of the Departmental Committee on Education, where he played a critical role in formulation of policies in the education sector. He was also a member of the Committee on Parliamentary Broadcasting and the Library in the National Assembly, where he contributed to the Committee's work in its Report on 'Enhancing Reporting of Parliamentary Business on Online Platforms.'

Honourable Senators,

Aside from his legislative role, the late Hon. Injendi was a devout Catholic and an active member of the Catholic Members of Parliament Caucus since he joined Parliament. He was proud of his Catholic faith and was always visibly wearing his Rosary at all times. Indeed, in the year 2023, he requested and received a Special Rosary, right from the Vatican, blessed by Pope Francis.

The late Hon. Injendi was unique for his rule of thumb of always connecting his faith with legislative work. He is reported to have always sought to understand the Biblical and Catholic foundational teachings on all matters that were before the National Assembly for consideration to inform his position and contribution on them.

Honourable Senators,

His death is indeed a big loss to the wider parliamentary fraternity. Our thoughts and prayers are with his family and friends at this most difficult time.

A condolence book has been opened at the Senate reception, Main Parliament Buildings, for Honourable Senators, Members of the National Assembly and parliamentary staff to commiserate with the family of the late Member.

Honourable Senators,

On behalf of the Senate and on my own behalf, I extend my heartfelt condolences to the family of the late Hon. Malulu Injendi, MP, as well as to his constituents in Malava Constituency, during this incredibly difficult time.

In honour of our departed colleague, I request that we all stand and observe a minute of silence.

May the soul of the late Hon. Malulu Injendi, MP, rest in eternal peace.

I thank you.”

5. **MESSAGE FROM HIS EXCELLENCY THE PRESIDENT - REFERRAL OF THE COTTON INDUSTRY DEVELOPMENT BILL (SENATE BILLS NO. 5 OF 2023)**

The Deputy Speaker conveyed the following Message from His Excellency the President:

“Honourable Senators,

I wish to report to the Senate that, pursuant to Standing Order 47 (1), I have received the following Message from His Excellency the President regarding the referral of the Cotton Industry Development Bill, (Senate Bills No. 5 of 2023).

The Message, which came as a Presidential Memorandum dated 12<sup>th</sup> February, 2025, was received in my office on Friday, 14<sup>th</sup> February, 2025.

Pursuant to the said Standing Order, I now report the Message –

*“WHEREAS a Bill titled "An Act of Parliament to provide for the regulation, production, value addition, marketing and distribution of cotton in Kenya and its products; establish the Cotton Industry Development Board; provide a framework for cotton farming; ensure value addition to cotton and its related products; and for connected purposes" was passed by the National Assembly on the 14<sup>th</sup> August, 2024, and by the Senate on the 4<sup>th</sup> December, 2024;*

*AND WHEREAS the Cotton Industry Development Bill, 2023, was presented to me for assent in accordance with the provisions of the Constitution on the 3<sup>rd</sup> February, 2025;*

*NOW THEREFORE, in exercise of the powers conferred on me by Article 115 of the Constitution, I decline to assent to the Cotton Industry Development Bill, 2023, and refer the Bill for reconsideration by the Senate, for the reasons set out hereunder.”*

Honourable Senators,

In the Memorandum, His Excellency the President has noted his reservations and set out the proposed parts for reconsideration by the Senate.

Honourable Senators,

Article 115 provides that the Houses of Parliament shall either, amend the Bill to accommodate the President’s reservations fully by a vote supported by a majority of all delegations or, by a vote supported by two-thirds of all delegations, pass the Bill a Second Time without amendment or with amendments that do not fully accommodate the President’s reservations.

Pursuant to the provisions of Standing Order 170, I refer the said Memorandum to the Standing Committee on Agriculture, Livestock and Fisheries for consideration. The Committee is required to, within fourteen days, lay on the Table of the Senate its report on the Memorandum. I direct that the Committee tables its report on or before Wednesday, 5<sup>th</sup> March, 2025 for consideration by the Senate.

I thank you.”

## 6. **PETITIONS**

i) Pursuant to Standing Order 236 (2)(a), the Senator for West Pokot County (Sen. Julius Murgor, MP) presented a Petition to the Senate by Mr. Lawrence Nduttu and other former employees of Kenya Breweries Limited regarding failure by Kenya Breweries Limited, Kaplan & Stratton Advocates and Harrison Kinyanjui Advocates to pay compensation awarded to the petitioners.

Pursuant to Standing Order 238 (1), the Deputy Speaker committed the Petition to the Standing Committee on Labour and Social Welfare for consideration.

ii) Pursuant to Standing Order 236 (2)(a), the Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) presented a Petition to the Senate by residents of Taita Taveta County concerning land ownership dispute of the Mwananchi Settlement Scheme in Mwatate Constituency in Taita Taveta County.

Pursuant to Standing Order 238 (1), the Deputy Speaker committed the Petition to the Standing Committee on Land, Environment and Natural Resources for consideration.

7. **PAPERS LAID**

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

- i) The National Treasury and Economic Planning Report to Parliament on all new loans contracted by Government of Kenya from 1<sup>st</sup> September, 2024 to 31<sup>st</sup> December, 2024.
- ii) Report of the Auditor General on Financial Statements of the County Executive of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- iii) Report of the Auditor General on Financial Statements of the County Assembly of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- iv) Report of the Auditor General on Financial Statements of the County Revenue Fund - County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- v) Report of the Auditor General on Financial Statements of the Kiambu County Emergency Fund for the year ended 30<sup>th</sup> June, 2024.
- vi) Report of the Auditor General on Financial Statements of the Kiambu County Executive Staff Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2024.
- vii) Report of the Auditor General on Financial Statements of the Kiambu County Assembly Car Loan and Mortgage Fund for the year ended 30<sup>th</sup> June, 2024.
- viii) Report of the Auditor General on Financial Statements of the Kiambu County Assembly Staff Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2024.
- ix) Report of the Auditor General on Financial Statements of Kiambu County Education Bursary Fund for the year ended 30<sup>th</sup> June, 2024.
- x) Report of the Auditor General on Financial Statements of Kiambu County Jiinue Fund for the year ended 30<sup>th</sup> June, 2024.
- xi) Report of the Auditor General on Financial Statements of Kiambu County Alcoholic Drinks Control Fund for the year ended 30<sup>th</sup> June, 2024.
- xii) Report of the Auditor General on Financial Statements of Kiambu County Climate Change Fund for the year ended 30<sup>th</sup> June, 2024.



- xiii) Report of the Auditor General on Financial Statements of the Limuru Municipality for the year ended 30<sup>th</sup> June, 2024.
- xiv) Report of the Auditor General on Financial Statements of the Karuri Municipality for the year ended 30<sup>th</sup> June, 2024.
- xv) Report of the Auditor General on Financial Statements of the Thika Municipality for the year ended 30<sup>th</sup> June, 2024.
- xvi) Report of the Auditor General on Financial Statements of the Kikuyu Municipality for the year ended 30<sup>th</sup> June, 2024.
- xvii) Report of the Auditor General on Financial Statements of the Ruiru Municipality for the year ended 30<sup>th</sup> June, 2024.
- xviii) Report of the Auditor General on Financial Statements of the Kiambu Municipality for the year ended 30<sup>th</sup> June, 2024.
- xix) Report of the Auditor General on Financial Statements of Kiambu County Health Services Facility Improvement Fund (HSFIF) for the year ended 30<sup>th</sup> June, 2024.
- xx) Report of the Auditor General on Financial Statements of Kiambu Level 5 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxi) Report of the Auditor General on Financial Statements of Gatundu Level 5 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxii) Report of the Auditor General on Financial Statements of Thika Level 5 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxiii) Report of the Auditor General on Financial Statements of Nyathuna Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxiv) Report of the Auditor General on Financial Statements of Karatu Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxv) Report of the Auditor General on Financial Statements of Igegania Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxvi) Report of the Auditor General on Financial Statements of Kihara Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.

- xxvii) Report of the Auditor General on Financial Statements of Tigoni Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxviii) Report of the Auditor General on Financial Statements of Karuri Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxix) Report of the Auditor General on Financial Statements of Lusingetti Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxx) Report of the Auditor General on Financial Statements of Wangige Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxxi) Report of the Auditor General on Financial Statements of Lari Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxxii) Report of the Auditor General on Financial Statements of Ruiru Level 4 Hospital – County Government of Kiambu for the year ended 30<sup>th</sup> June, 2024.
- xxxiii) Report of the Auditor General on Financial Statements of Ruiru - Juja Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2024.
- xxxiv) Report of the Auditor General on Financial Statements of Limuru Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2024.
- xxxv) Report of the Auditor General on Financial Statements of Thika Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2024.
- xxxvi) Report of the Auditor General on Financial Statements of Githunguri Water and Sanitation Company Limited for the year ended 30<sup>th</sup> June, 2024.
- xxxvii) Report of the Auditor General on Financial Statements of Kikuyu Water Company Limited for the year ended 30<sup>th</sup> June, 2024.
- xxxviii) Report of the Auditor General on Financial Statements of Gatundu Water and Sanitation Company Limited for the year ended 30<sup>th</sup> June, 2024.
- xxxix) Report of the Auditor General on Financial Statements of Karuri Water and Sanitation Company Limited for the year ended 30<sup>th</sup> June, 2024.
- xl) Report of the Auditor General on Financial Statements of Kiambu Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2024.

- xli) Report of the Auditor General on Financial Statements of St. John's Teachers Training College, Kilimambogo for the year ended 30<sup>th</sup> June, 2024.
- xlzii) Report of the Auditor General on Financial Statements of the County Executive of Baringo for the year ended 30<sup>th</sup> June, 2024.
- xlziii) Report of the Auditor General on Financial Statements of the County Assembly of Baringo for the year ended 30<sup>th</sup> June, 2024.
- xlziv) Report of the Auditor General on Financial Statements of the County Revenue Fund - County Government of Baringo for the year ended 30<sup>th</sup> June, 2024.
- xlv) Report of the Auditor General on Financial Statements of the Receiver of Revenue – Revenue Statements - County Government of Baringo for the year ended 30<sup>th</sup> June, 2024.
- xlvi) Report of the Auditor General on Financial Statements of Baringo County Executive Car Loan Scheme Fund for the year ended 30<sup>th</sup> June, 2024.
- xlvii) Report of the Auditor General on Financial Statements of the Baringo County Executive Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2024.
- xlviii) Report of the Auditor General on Financial Statements of Baringo County Assembly (Members) Car Loan and Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2024.
- xliz) Report of the Auditor General on Financial Statements of Baringo County Assembly (Staff) Car Loan and Mortgage Scheme Fund for the year ended 30<sup>th</sup> June, 2024.
- l) Report of the Auditor General on Financial Statements of Baringo County Emergency Fund for the year ended 30<sup>th</sup> June, 2024.
- li) Report of the Auditor General on Financial Statements of Baringo County Bursary and Scholarship Fund for the year ended 30<sup>th</sup> June, 2024.
- lii) Report of the Auditor General on Financial Statements of Kabarnet Municipality – County Government of Baringo for the year ended 30<sup>th</sup> June, 2024.
- liii) Report of the Auditor General on Financial Statements of Baringo County Micro and Small Enterprises Fund for the year ended 30<sup>th</sup> June, 2024.
- liv) Report of the Auditor General on Financial Statements of Baringo County older persons and persons with severe disability Fund for the year ended 30<sup>th</sup> June, 2024.

- lv) Report of the Auditor General on Financial Statements of Baringo County Youth and Women Fund for the year ended 30<sup>th</sup> June, 2024.
- lvi) Report of the Auditor General on Financial Statements of Baringo County Co-operative Development Fund for the year ended 30<sup>th</sup> June, 2024.
- lvii) Report of the Auditor General on Financial Statements of Baringo County Conservation Fund for the year ended 30<sup>th</sup> June, 2024.
- lviii) Report of the Auditor General on Financial Statements of Baringo County Lake Bogoria Community Grant for the year ended 30<sup>th</sup> June, 2024.
- lix) Report of the Auditor General on Financial Statements of Baringo County Catering and Health Services Scheme Fund for the year ended 30<sup>th</sup> June, 2024.
- lx) Report of the Auditor General on Financial Statements of Chemolingot Sub-County Level 4 Hospital – County Government of Baringo for the year ended 30<sup>th</sup> June, 2024.
- lxi) Report of the Auditor General on Financial Statements of Marigat Sub-County Level 4 Hospital – County Government of Baringo for the year ended 30<sup>th</sup> June, 2024.
- lxii) Report of the Auditor General on Financial Statements of Eldama Ravine District Level 4 Hospital – County Government of Baringo for the year ended 30<sup>th</sup> June, 2024.
- lxiii) Report of the Auditor General on Financial Statements of Kabartonjo Level 4 Hospital – County Government of Baringo for the year ended 30<sup>th</sup> June, 2024.
- lxiv) Report of the Auditor General on Financial Statements of Kirandich Water Company Limited for the year ended 30<sup>th</sup> June, 2024.
- lxv) Report of the Auditor General on Financial Statements of Eldama Ravine Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June, 2024.

*(The Senate Majority Leader)*

8. **COMMUNICATION FROM THE CHAIR – REPORT BY THE NATIONAL TREASURY ON ALL NEW LOANS CONTRACTED BY THE GOVERNMENT FROM 1<sup>ST</sup> SEPTEMBER, 2024 TO 31<sup>ST</sup> DECEMBER, 2024**

The Deputy Speaker conveyed the following Communication from the Chair:

“Honourable Senators,

As you may have noted, the Senate Majority Leader laid on the table of the Senate this afternoon the Report by the National Treasury and Economic Planning on all new loans contracted by the Government of Kenya from 1<sup>st</sup> September, 2024 to 31<sup>st</sup> December, 2024.

As you may be aware, section 31 (1) of the Public Finance Management Act states that -

*“The Cabinet Secretary shall submit to Parliament, every four months, a report of all loans made to the national government, national government entities and county governments, in accordance with Article 211(2) of the Constitution.”*

Pursuant to section 31 (3) of the Public Finance Management Act, the report submitted to Parliament contains -

- “a) the names of the parties to the loan;*
- b) the amount of the loan and the currency in which it is expressed and in which it is repayable;*
- c) the terms and conditions of the loan, including interest and other charges payable and the terms of repayment;*
- d) the amount of the loan advanced at the time the report is submitted;*
- e) the purpose for which the loan was used and the perceived benefits of the loan; and such other information as the Cabinet Secretary may consider appropriate”*

Honourable Senators,

Given the significance of national debt in our public finance management framework, I hereby commit the report of the National Treasury and Economic Planning on all new loans contracted by the Government of Kenya from 1<sup>st</sup> September, 2024 to 31<sup>st</sup> December, 2024, to the Standing Committee on Finance and Budget for consideration.

I thank you.”

9. **NOTICE OF MOTION - CELEBRATING THE LIFE OF THE LATE SENATOR WILLIAM KIPKIROR CHEPTUMO**

(The Senate Majority Leader)

THAT AWARE THAT the late Sen. William Kipkiror Cheptumo, the Senator for Baringo County passed away on February 16, 2025 at the age of 57 while undergoing treatment;

COGNIZANT THAT the late William Cheptumo served as a Member of Baringo North Constituency in the National Assembly for three terms from 2008-2022 during which time he also served as an Assistant Minister of Justice, National Cohesion & Constitutional Affairs (2008-2013); Chairperson of the Committee on Delegated Legislation, member of the Departmental Committee on Justice

and Legal Affairs, the House Business Committee and the Committee on Pensions (2013-2017); and the Chairperson of the Departmental Committee on Justice and Legal Affairs (2017-2022);

FURTHER COGNIZANT THAT the late William Cheptumo was elected Senator for Baringo County in 2022 and continued with his stellar legislative work in the Senate having sponsored many businesses among them, a Motion on *Declaration of cattle rustling and banditry as a National disaster and establishment of a Special Fund for Victims* which was adopted by the Senate on 30<sup>th</sup> May, 2024; and served as the Chairperson of the Standing Committee on National Security, Défense and Foreign Relations and as a member of the Standing Committees of Justice, Legal Affairs and Human Rights and that of Land, Environment and Natural Resources, which positions he served until his demise on 16<sup>th</sup> February, 2025;

NOW THEREFORE the Senate expresses its deep sadness at the death, of Hon. William Kipkiror Cheptumo, the Senator for Baringo County and Chairperson of the Standing Committee on National Security, Defence and Foreign Relations; records its appreciation for his contribution to public service spanning over two decades; recognizes the high esteem in which he was held by colleagues from across the political divide and the humble, principled and dedicated manner in which he undertook his duties; and offers its profound sympathy and condolences to his family, friends, Baringo County and the nation at large.

10. **NOTICE OF MOTION - RECORDING THE THANKS OF THE SENATE ON KENYA'S ATTEMPT FOR THE POSITION OF THE CHAIRPERSON OF THE AFRICAN UNION COMMISSION (AUC)**

(The Senate Majority Leader)

RECALLING THAT, the African Union (AU), the successor to the Organisation of African Unity (OAU), was launched in 2002 as a continental body consisting of the 55-member states that make up the countries of the African Continent, with the vision of creating an Integrated, Prosperous and Peaceful Africa, driven by its own citizens and representing a dynamic force in the global arena;

AWARE THAT, the African Union Commission (AUC), was established as the Secretariat responsible for the operations and activities of the AU, headed by the Chairperson elected by Heads of State and government from Member-States;

RECALLING THAT, on 27<sup>th</sup> February, 2024, Kenya formally announced that the former Prime Minister, Rt. Hon. Raila Odinga, EGH, would be vying for the position of Chairperson of the African Union Commission (AUC), noting that regionally he served as the African Union Special Envoy for Infrastructure Development, H.E the President endorsed the Rt. Hon. Raila Odinga as Kenya's candidate for the Chairperson of the African Union Commission;

NOTING THAT, the Hon. Raila Odinga's candidature for the position of the Chairperson was not only his personal ambition but also a symbol of Kenya's deep commitment to the goals of the African Union and its desire to participate in shaping the continent's future;

COMMENDING the Government of Kenya, led by His Excellency the President, for a robust campaign in support of the candidate, reinforced by continental integration and cooperation and guided by Kenya's Foreign Policy;

FURTHER COMMENDING, the remarkable achievement by Rt. Hon. Raila Odinga for emerging the runner-up in the election of the Chairperson of the African Union Commission on Saturday, 15<sup>th</sup> February, 2025;

RECOGNIZING, the need to sustain Kenya's growing prominence on the continental stage and advocacy for a more united, prosperous, self-reliant Africa in resonance with the aspirations of millions of Africans, who seek to see the continent empowered to chart its own course in the global arena;

NOW THEREFORE, the Senate-

- i) expresses its profound thanks to the Rt. Hon. Raila Odinga, EGH, for demonstrating unwavering commitment to the service of Africa by offering his candidature for the position of the Chairperson of the African Union Commission, for his leadership in advancing pan-African unity, for his dedication to the development and integration of the African continent and for his distinguished attempt at the election;
- ii) records its thanks to His Excellency, Dr. William Ruto, CGH, President and Commander-in-Chief of the Defence Forces of the Republic of Kenya for endorsing the Rt. Hon. Raila Odinga, EGH, as Kenya's candidate for election as the chairperson of the African union commission (AUC) and for coordinating the campaign in support of his candidature; and
- iii) records its congratulations to H.E Mahamoud Ali Youssouf on his election as the Chairperson of the Commission on Saturday, 15<sup>th</sup> February, 2025.

11. **NOTICE OF MOTION - CELEBRATING THE LIFE OF THE LATE LEONARD MAMBO MBOTELA**

(Sen. Mwinyihaji Faki, MP on behalf of Sen. Danson Mungatana, MP)

THAT AWARE THAT the late Leonard Mambo Mbotela, a renowned media personality passed away on 7<sup>th</sup> February, 2025 at the age of 84;

COGNIZANT THAT he had an illustrious career in media spanning over 5 decades, and was one of the most influential voices in Kenyan radio, especially through his long running radio and television programme, "*Je Huu ni Ungwana?*";

FURTHER COGNIZANT THAT his command of the Kiswahili language kept Kenyans informed on many topics while his exceptional football commentaries on radio brought joy to many people and popularized the sport at a time when live football on Television was rare;

APPRECIATING the lasting legacy that he leaves in the media industry and the high esteem in which he was held by colleagues and persons from all walks of life;

NOW THEREFORE the Senate expresses its deep sadness at the death of Mr. Mbotela, records its celebration and appreciation of his remarkable life, and extends its heartfelt sympathy and condolences to his family, friends and the nation.

12. **NOTICE OF MOTION - REPORTS OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON ITS CONSIDERATION OF THE AUDIT REPORTS OF VARIOUS WATER SERVICE COMPANIES FOR THE FINANCIAL YEARS 2018/2019, 2019/2020 AND 2020/2021**

(The Chairperson, Committee on County Public Investments and Special Funds)

THAT, the Senate adopts the Reports of the Select Committee on County Public Investments and Special Funds on its consideration of the Audit Reports for the Financial Years 2018/2019 (Volume IV), 2019/2020 (Volume V) and 2020/2021 (Volume VI), for the following Water Service Companies laid on the table of the Senate on Wednesday, 29<sup>th</sup> May, 2024;

- i) Busia Water and Sewerage Services Company Limited;
- ii) Iten- Tambach Water and Sewerage Company Limited;
- iii) Kirinyaga Water and Sanitation Company Limited;
- iv) Malindi Water and Sewerage Company Limited;
- v) Mandera Water and Sewerage Company Limited;
- vi) Migori Water and Sanitation Company Limited;
- vii) Mombasa Water and Sanitation Company Limited;
- viii) Nanyuki Water and Sanitation Company Limited; and
- ix) Nithi Water and Sanitation Company Limited.

13. **NOTICE OF MOTION - REPORTS OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON ITS CONSIDERATION OF THE AUDIT REPORTS OF VARIOUS WATER, SANITATION AND SEWERAGE SERVICE COMPANIES FOR THE FINANCIAL YEARS 2018/2019 (VOLUME VI), 2019/2020 (VOLUME VII) AND 2020/2021 (VOLUME IX)**

(The Chairperson, Committee on County Public Investments and Special Funds)

THAT, the Senate adopts the Reports of the Select Committee on County Public Investments and Special Funds on its consideration of the Audit Reports



for the Financial Years 2018/2019 (Volume VI), 2019/2020 (Volume VII) and 2020/2021 (Volume IX), for Eldama Ravine, Eldoret, Embu, Githunguri, Homabay, Kahuti, Kakamega Kapenguria, Kapsabet, Nandi, Karuri, Kericho, Kiambu, Kibwezi-Makindu, Kikuyu, Kitui, Lamu, Limuru, Mathira, Matungulu – Kangundo, Mbooni, Meru, Municipal Council of Machakos, Murangá,

Murang’a South, Naivasha, Nakuru Rural, Nakuru, Narok, Olkalou, Olkejuado, Othaya Mukurweini, Ruiru-Juja, Siboi, Tavevo, Tetu Aberdare and Wote Water, Sanitation and Sewerage Service Companies laid on the table of the Senate on Wednesday, 2<sup>nd</sup> October, 2024.

14. **NOTICE OF MOTION - REPORTS OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON THE CONSIDERATION OF THE AUDIT REPORTS OF THE COUNTY BURSARY FUNDS FOR THE FINANCIAL YEAR 2019/2020, 2020/2021 AND 2021/2022**

(The Chairperson, Committee on County Public Investments and Special Funds)

THAT, the Senate adopts the Reports of the Select Committee on County Public Investments and Special Funds on The Consideration of the Audit Reports of the following County Bursary Funds for the Financial Year 2019/2020, 2020/2021 and 2021/2022:

- i) Baringo County Education Bursary and Scholarship Fund;
- ii) Bomet County Bursary Fund;
- iii) Bomet County Education Revolving Fund;
- iv) Bungoma County Education Support Scheme;
- v) Elgeyo Marakwet County Education Fund;
- vi) Garissa County Scholarship Fund;
- vii) Homa Bay County Bursary Fund;
- viii) Kajiado County Bursary Grants and Scholarship Fund;
- ix) Kericho County Bursary Fund;
- x) Kiambu County Education Bursary Fund;
- xi) Kilifi Ward Scholarship Fund;
- xii) Kirinyaga County Education Bursary Fund;
- xiii) Kisii County Bursary Fund;
- xiv) Kwale County Bursary Fund;
- xv) Laikipia County Bursary Fund;
- xvi) Lamu County Bursary and Scholarship Fund;
- xvii) Machakos County Bursary Fund;
- xviii) Makueni County Bursary Fund;
- xix) Mandera County Education Bursary Fund;
- xx) Marsabit County Education Fund;
- xxi) Migori County Ward Development Fund;
- xxii) Mombasa County Elimu Fund;
- xxiii) Nakuru County Bursary Fund;
- xxiv) Nandi County Education Fund;
- xxv) Narok County Bursary Fund;

- xxvi) Nyamira County Education Bursary Fund;
- xxvii) Nyandarua County Bursary Fund;
- xxviii) Nyeri County Elimu Fund;
- xxix) Samburu County Bursary Fund;
- xxx) Siaya County Education Bursary Fund;
- xxxii) Taita Taveta County Education Fund;
- xxxiii) Tana River County Ward Bursary Fund;
- xxxiiii) Tharaka Nithi County Bursary Development Fund;
- xxxv) Trans Nzoia County Elimu Bursary Fund;
- xxxvi) Turkana County Education and Skills Development Fund;
- xxxvii) Uasin Gishu County Bursary and Skills Development Support Fund;
- xxxviii) Uasin Gishu County Education Revolving Fund;
- xxxix) Vihiga County Education Fund;
- xl) Wajir County Bursary Fund; and
- xli) West Pokot County Bursary Fund.

laid on the table of Senate on Thursday 5<sup>th</sup> December, 2024.

15. **NOTICE OF MOTION - REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON THE CONSIDERATION OF THE AUDIT REPORTS OF THE COUNTY HOSPITALS FOR THE FINANCIAL YEAR 2021/2022**

(The Chairperson, Committee on County Public Investments and Special Funds)

THAT, the Senate adopts the Report of the Select Committee on County Public Investments and Special Funds on the Consideration of the Audit Reports of the following County Hospitals for the Financial Year 2021/2022:

- i) Kapsabet County Referral Hospital
- ii) Karatina Sub County Hospital
- iii) Kilifi Health Improvement Fund
- iv) Kinango Sub-County Hospital
- v) Kwale Sub County Hospital
- vi) Longisa County Referral Hospital
- vii) Lunga Lunga Sub County Hospital
- viii) Migori County Level 4 Hospital
- ix) Msambweni Sub-County Hospital
- x) Mt. Kenya Sub County Hospital
- xi) Mukurweini Sub County Hospital
- xii) Othaya Sub County Level 4 Hospital

laid on the table of Senate on Thursday 5<sup>th</sup> December, 2024.

16. **NOTICE OF MOTION - REPORTS OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON THE CONSIDERATION OF THE AUDIT REPORTS OF THE MUNICIPALITIES FOR FINANCIAL YEARS 2020/2021, 2021/2022 AND 2022/2023**

(The Chairperson, Committee on County Public Investments and Special Funds)

THAT, the Senate adopts the Reports of the Select Committee on County Public Investments and Special Funds on the Consideration of the Audit Reports of the following Municipalities for Financial Years 2020/2021, 2021/2022 and 2022/2023 –

**a. Financial Year 2020/2021**

- i) Eldoret Municipality
- ii) Kisii Municipality
- iii) Kitale Municipality
- iv) Lamu Municipality
- v) Mwatate Municipality
- vi) Rumuruti Municipality

**b. Financial Year 2021/2022**

- i) Eldoret Municipality
- ii) Kakamega Municipality
- iii) Kisii Municipality
- iv) Kitale Municipality
- v) Lamu Municipality
- vi) Migori Municipality
- vii) Mumias Municipality
- viii) Muranga Municipality
- ix) Mwatate Municipality
- x) Rongo Municipality
- xi) Rumuruti Municipality

**c. Financial Year 2022/2023**

- i) Eldoret Municipality
- ii) Kakamega Municipality
- iii) Kitale Municipality
- iv) Migori Municipality
- v) Mumias Municipality
- vi) Muranga Municipality
- vii) Rongo Municipality
- viii) Rumuruti Municipality

laid on the table of Senate on Thursday 5<sup>th</sup> December, 2024.

17. **QUESTIONS AND STATEMENTS**

**Requests for Statements Pursuant to Standing Order 53 (1)**

- i) Request for a Statement by the Senator for Nandi County (Sen. Samson Cherarkey, MP) from the Standing Committee on Health regarding the murder of Mr. Gilbert Kinyua, a patient admitted at the Kenyatta National Hospital (KNH) on Friday, 7<sup>th</sup> February, 2025 was deferred.
- ii) Request for a Statement by Nominated Senator (Sen. Esther Okenyuri, MP) from the Standing Committee on Finance and Budget regarding the

unspent funds by counties held in the County Revenue Fund account at the Central Bank of Kenya (CBK) was deferred.

- iii) Request for a Statement by Nominated Senator (Sen. Betty Montet, MP) from the Standing Committee on Trade, Industrialization and Tourism regarding alleged irregular and illegal tax exemption granted to Blue Nile Rolling Mills Limited by the Government of Kenya was deferred.
- iv) Request for a Statement by Nominated Senator (Sen. Catherine Mumma, MP) from the Standing Committee on Health regarding the management of In-Vitro Fertilization (IVF) procedures in Kenya in the absence of a comprehensive legal and policy framework was deferred.
- v) Request for a Statement by the Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) from the Standing Committee on Land, Environment and Natural Resources regarding provision of water and sewerage services by Taita-Taveta-Voi (TAVEVO) Water Company in Taita Taveta County was deferred.
- vi) Request for a Statement by the Senator for Kisii County (Sen. Richard Onyonka, MP) from the Standing Committee on Agriculture, Livestock and Fisheries regarding the alleged disputes, protests and governance concerns at the Mumias Sugar Company Limited was deferred.

18. **MOTION - CELEBRATING THE LIFE OF THE LATE SENATOR WILLIAM KIPKIROR CHEPTUMO**

Order read;

Motion made and Question proposed;

THAT AWARE THAT the late Sen. William Kipkiror Cheptumo, the Senator for Baringo County passed away on February 16, 2025 at the age of 57 while undergoing treatment;

COGNIZANT THAT the late William Cheptumo served as a Member of Baringo North Constituency in the National Assembly for three terms from 2008-2022 during which time he also served as an Assistant Minister of Justice, National Cohesion & Constitutional Affairs (2008-2013); Chairperson of the Committee on Delegated Legislation, member of the Departmental Committee on Justice and Legal Affairs, the House Business Committee and the Committee on Pensions (2013-2017); and the Chairperson of the Departmental Committee on Justice and Legal Affairs (2017-2022);

FURTHER COGNIZANT THAT the late William Cheptumo was elected Senator for Baringo County in 2022 and continued with his stellar legislative work in the Senate having sponsored many businesses among them, a Motion on *Declaration of cattle rustling and banditry as a National disaster and establishment of a Special Fund for Victims* which was adopted by the Senate

on 30<sup>th</sup> May, 2024; and served as the Chairperson of the Standing Committee on National Security, Défense and Foreign Relations and as a member of the Standing Committees of Justice, Legal Affairs and Human Rights and that of Land, Environment and Natural Resources, which positions he served until his demise on 16<sup>th</sup> February, 2025;

NOW THEREFORE the Senate expresses its deep sadness at the death, of Hon. William Kipkiror Cheptumo, the Senator for Baringo County and Chairperson of the Standing Committee on National Security, Defence and Foreign Relations; records its appreciation for his contribution to public service spanning over two decades; recognizes the high esteem in which he was held by colleagues from across the political divide and the humble, principled and dedicated manner in which he undertook his duties; and offers its profound sympathy and condolences to his family, friends, Baringo County and the nation at large.

*(The Senate Majority Leader)*

Debate arising;

And there being no more Senators wishing to contribute;

And in the absence of the Mover, Sen. Eddy Oketch, MP requested for the deferment of the putting of the Question to a later date, pursuant to Standing Order 66(3);

And the Temporary Speaker (Sen. Abdul Haji, MP), acceding to the request, deferred the putting of the Question to a later date.

19. **THE PUBLIC FUNDRAISING APPEALS BILL (SENATE BILLS NO. 36 OF 2024)**

(The Senate Majority Leader)

*(Second Reading)*

***(Resumption of debate interrupted on Thursday, 28<sup>th</sup> November, 2024)***

***(Division)***

Order deferred.

20. **THE ENVIRONMENT LAWS (AMENDMENT) BILL (SENATE BILLS NO. 23 OF 2024)**

(Sen. Abdul Haji, MP)

*(Second Reading)*

***(Resumption of debate interrupted on Thursday, 13<sup>th</sup> February, 2025)***

***(Division)***

Order deferred.

21. **THE COUNTY CIVIC EDUCATION BILL (SENATE BILLS NO. 4 OF 2024)**  
(Sen. Esther Okenyuri, MP)

*(Second Reading)*

***(Resumption of debate interrupted on Thursday, 13th February, 2025)***  
***(Division)***

Order deferred.

22. **MOTION - REPORT OF THE MEDIATION COMMITTEE ON THE CONFLICT OF INTEREST BILL (NATIONAL ASSEMBLY BILLS NO. 12 OF 2023)**  
(Vice- Chairperson, Mediation Committee)

THAT, the Senate adopts the Report of the Mediation Committee on the Conflict of Interest Bill (National Assembly Bills No. 12 of 2023), laid on the table of the Senate on Thursday, 5<sup>th</sup> December, 2024 and further that pursuant to Article 113 (2) of the Constitution and Standing Order 167 (3) of the Senate, approves the mediated version of the Bill.

Order deferred.

23. **THE HERITAGE AND MUSEUMS BILL (SENATE BILLS NO. 8 OF 2023)**  
(The Chairperson, Standing Committee on Labour and Social Welfare)

*(Second Reading)*

Order deferred.

24. **THE COUNTY HALL OF FAME BILL (SENATE BILLS NO. 18 OF 2023)**  
(Sen. Miraj Abdillahi Abdulrahman, MP)

*(Second Reading)*

Order deferred.

25. **THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 46 OF 2023)**  
(Sen. Johnes Mwaruma, MP)

*(Second Reading)*

Order deferred.

26. **THE WILDLIFE CONSERVATION AND MANAGEMENT (AMENDMENT) BILL (SENATE BILLS NO. 49 OF 2023)**  
(Sen. Lenku Ole Kanar Seki, MP)

*(Second Reading)*

Order deferred.

27. **THE NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES (CONTROL) (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2024)**  
(Sen. Kathuri Murungi, MP)

*(Second Reading)*

Order deferred.

28. **THE COUNTY OVERSIGHT AND ACCOUNTABILITY BILL (SENATE BILLS NO. 3 OF 2024)**  
(Sen. Ledama Olekina, MP and Sen. William Kisang, MP)

*(Second Reading)*

Order deferred.

29. **THE SPORTS (AMENDMENT) BILL (SENATE BILLS NO. 33 OF 2024)**  
(Sen. Edwin Sifuna, MP)

*(Second Reading)*

Order deferred.

And there being no other business on the Order Paper, the Temporary Speaker (Sen. Abdul Haji, MP) adjourned the Senate at five minutes past six O'clock without Question put, pursuant to the Standing Orders.

30. **SENATE ROSE** – at five minutes past six O'clock.

**MEMORANDUM**

*The Speaker will take the Chair on  
Wednesday, February 19, 2025 at 9.30 a.m.*