



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FOURTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

THURSDAY, FEBRUARY 20, 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. **COMMUNICATION FROM THE CHAIR**

The Deputy Speaker conveyed the following Communication from the Chair
–

(a) Visiting Council Members from the Africa Colloquium of Legal Counsel to Parliaments

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, a visiting delegation of Council Members from the Africa Colloquium of Legal Counsel to Parliaments. The delegation is attending the Third Meeting of the Council of the Africa Colloquium.

Honourable Senators,

The Africa Colloquium of Legal Counsel to Parliaments is an organization that brings together Legal Counsel serving in Parliaments in Africa at both the national and sub-national levels. The objectives of the Colloquium are

to provide a forum principally for interaction and interlinkage between Legal Counsel serving the Parliaments of legal services and capacity building.

The Parliament of Kenya hosts the Secretariat of the Africa Colloquium of Legal Counsel to Parliaments with the Clerk of the Senate, Mr. Jeremiah Nyegenye, CBS being the Patron to the Colloquium and the Director, Legal Services of the Senate, Dr. Johnson Okello, OGW being the Secretary General of the Council.

Honorable Senators,

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

1. Ms. Sena Atsu - President to the Colloquim and Counsel in the Parliament of Ghana;
2. Mr. Asaph Ntanda -Vice-President to the Colloquim Counsel in the Parliament of Uganda;
3. Mr. Hamad Fares - Director Litigation and Legal Advisor, Parliament of Libya;
4. Ms. Tangella Sam - Deputy Director, Office of Law Clerk, Parliament of Sierra Leone;
5. Ms. Thosko Gumedze - Legislative Drafter, Parliament of Eswatini; and
6. Dr. Abdulkadir Hashim - Translator

Honorable Senators,

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

I thank you.”

(b) Visiting lecturer and Students from the Kenya Medical Training College (KMTC) Imenti Campus in Meru County

“Honourable Senators,

I would like to acknowledge the presence, in the Public Gallery this afternoon, a visiting lecturer and students from the Kenya Medical Training College (KMTC) – Imenti Campus in Meru County. The delegation

comprises one (1) lecturer and twenty-five (25) 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.”

(c) On substantiation of facts that a Senator alleges to be true – Sen. Okiya Omtatah, MP

“Honourable Senators,

As you may recall, at the afternoon sitting of the Senate held yesterday, Wednesday, 19th February, 2025, the Temporary Speaker, (Sen. Veronica Maina, MP) directed Sen. Okiya Omtatah, MP, to substantiate utterances made in the course of debate, following interventions, pursuant to Standing Order 105 (1).

In the course of debate by Sen. Omtatah, MP, Sen. Godfrey Osotsi, CBS, MP, rose on a point of order, requesting for the intervention of the Speaker, for Sen. Omtatah, MP, to substantiate the claim that “... *That is why the Janjaweed can be given an office in Nairobi at the whims of an individual and claim that the people of Kenya have welcomed the Janjaweed to come and run its genocidal government from Nairobi....*”

In the point of order, Sen. Osotsi, MP, said, “*I think it is important for us to be told more about this Janjaweed I as a representative of the people. I would like to know more about that. Have these people opened an office in Kenya? ...*” The point of order by Sen. Osotsi, MP, was supported by Sen. Eddy Oketch, MP, who also sought intervention of the Chair for Sen. Omtatah, MP, to substantiate the allegation and give clarity on whether the Janjaweed militia had established an office in Kenya.

Honourable Senators,

Standing Order 105 provides, and I quote -

- (1) “*A Senator shall be responsible for the accuracy of any facts that the Senator alleges to be true and may be required to substantiate any such facts instantly.*”
- (2) “*If a Senator has sufficient reason to convince the Speaker that the Senator is unable to substantiate the allegations instantly, the Speaker shall require that such Senator substantiates the allegations not later than the next sitting day, failure to which the*

Senator shall be deemed to be disorderly within the meaning of Standing Order 121 (Disorderly conduct), unless the Senator withdraws the allegations and gives a suitable apology, if the Speaker so requires.”

Sen. Omtatah, MP, was not able to substantiate his statements pursuant to Standing Order 105(1), and subsequently walked out of the Chamber. His exit from the Chamber, denied him an opportunity to make a request pursuant to Standing Order 105(2). Subsequently, the Speaker then directed that Sen. Omtatah, MP, although he had exited the Chamber, was required to table evidence as raised in the point of order by Sen. Osotsi, MP, and as supported by Sen. Oketch, MP.

Honourable Senators,

Pursuant to the directions above, I now invite Sen. Okoiti Andrew Omtatah, MP, to forthwith substantiate his claims failure to which, the Senator shall be deemed to be disorderly within the meaning of Standing Order 121. In the absence of such substantiation, the Senator will be required to withdraw the statements and apologize to the Senate.

I thank you.”

Thereupon, the Senator requested for more time to table the facts of his substantiation;

And the Deputy Speaker acceding to the request, appointed Tuesday, 25th February, 2025 as the day the Senator will substantiate his claims.

(d) Substantiation of facts that a Senator alleges to be true – Sen. Karungo Thang’wa, MP

“Honourable Senators,

As you may recall, at the afternoon sitting of the Senate held yesterday, Wednesday, 19th February, 2025, I directed Sen. Karungo Thang’wa, MP, to substantiate utterances made in the course of his contribution on the Motion of recording the thanks of the Senate on Kenya’s attempt for the position of the Chairperson of the African Union Commission (AUC). The direction arose out of a point of order by the Senator for Vihiga County, Sen. Godfrey Osotsi, MP, pursuant to Standing Order 105.

In the Point of Order by Sen. Godfrey Osotsi, MP, Sen. Karungo Thang’wa, MP, was required to substantiate the claim that...

“It was the prayers of Kenyans that they wanted Rt. Hon. Raila to come back and do what he does. Either he joins the government and they continue looting or he speaks for the people as he has been doing.”

Honourable Senators,

Standing Order 105 provides that –

“(1) A Senator shall be responsible for the accuracy of any facts that the Senator alleges to be true and may be required to substantiate any such facts instantly.

(2) If a Senator has sufficient reason to convince the Speaker that the Senator is unable to substantiate the allegations instantly, the Speaker shall require that such Senator substantiates the allegations not later than the next sitting day, failure to which the Senator shall be deemed to be disorderly within the meaning of Standing Order 121 (Disorderly conduct), unless the Senator withdraws the allegations and gives a suitable apology, if the Speaker so requires.

Sen. Karungo Thang’wa, MP, was not able to substantiate his statement as required pursuant to Standing Order 105(1), and subsequently requested the Speaker to provide the evidence at the next sitting day in accordance with Standing Order 105 (2). Having acceded to the request, I directed that the Senator substantiates the allegations at the next sitting day.

Honourable Senators,

Pursuant to Standing Order 105 (2), I now invite Sen. Karungo Thang’wa, MP to forthwith substantiate the claim, as raised in the Point of Order by Sen. Godfrey Osotsi, MP, failure to which, the Senator shall be deemed to be disorderly within the meaning of Standing Order 121. In the absence of such substantiation, the Senator will be required to withdraw the statements and apologize to the Senate.

I thank you.”

Thereupon, the Senator withdrew the claim and apologized.

5. **PAPERS LAID**

- i) Report of the Auditor General on Financial Statements of the County Executive of Laikipia for the year ended 30th June, 2024.
- ii) Report of the Auditor General on Financial Statements of the County Assembly of Laikipia for the year ended 30th June, 2024.
- iii) Report of the Auditor General on Financial Statements of the County Revenue Fund – County Government of Laikipia for the year ended 30th June, 2024.

- iv) Report of the Auditor General on Financial Statements of the Receiver of Revenue – Revenue Statements - County Government of Laikipia for the year ended 30th June, 2024.
- v) Report of the Auditor General on Financial Statements of the Laikipia County Revenue Board – County Government of Laikipia for the year ended 30th June, 2024.
- vi) Report of the Auditor General on Financial Statements of the County Assembly of Laikipia Car Loan and Mortgage (Members) Scheme Fund for the year ended 30th June, 2024.
- vii) Report of the Auditor General on Financial Statements of the Laikipia County Education Bursary Fund for the year ended 30th June, 2024.
- viii) Report of the Auditor General on Financial Statements of the Laikipia County Emergency Fund for the year ended 30th June, 2024.
- ix) Report of the Auditor General on Financial Statements of the Laikipia County State and Public Officers Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2024.
- x) Report of the Auditor General on Financial Statements of the County Assembly of Laikipia Car Loan and Mortgage (Staff) Scheme Fund for the year ended 30th June, 2024.
- xi) Report of the Auditor General on Financial Statements of the Laikipia County Development Authority for the year ended 30th June, 2024.
- xii) Report of the Auditor General on Financial Statements of the Laikipia County Co-operative Development Revolving Fund for the year ended 30th June, 2024.
- xiii) Report of the Auditor General on Financial Statements of the Laikipia County Enterprise Fund for the year ended 30th June, 2024.
- xiv) Report of the Auditor General on Financial Statements of the Laikipia County Leasing Fund for the year ended 30th June, 2024.
- xv) Report of the Auditor General on Financial Statements of the Laikipia County Business Stimulus Fund for the year ended 30th June, 2024.
- xvi) Report of the Auditor General on Financial Statements of Rumuruti Municipality – County Government of Laikipia for the year ended 30th June, 2024.

- xvii) Report of the Auditor General on Financial Statements of Nanyuki Municipality – County Government of Laikipia for the year ended 30th June, 2024.
- xviii) Report of the Auditor General on Financial Statements of Nanyuki Teaching and Referral Hospital – County Government of Laikipia for the year ended 30th June, 2024.
- xix) Report of the Auditor General on Financial Statements of Doldol Sub-County Level 4 Hospital – County Government of Laikipia for the year ended 30th June, 2024.
- xx) Report of the Auditor General on Financial Statements of Rumuruti Sub-County Level 4 Hospital – County Government of Laikipia for the year ended 30th June, 2024.
- xxi) Report of the Auditor General on Financial Statements of Nyahururu Water and Sanitation Company Limited for the year ended 30th June, 2024.
- xxii) Report of the Auditor General on Financial Statements of Nanyuki Water and Sanitation Company Limited for the year ended 30th June, 2024.
- xxiii) Report of the Auditor General on Financial Statements of Laikipia County Financing Locally-Led Climate Action Programme for the year ended 30th June, 2023.
- xxiv) Report of the Auditor General on Financial Statements of the County Executive of Migori for the year ended 30th June, 2024.
- xxv) Report of the Auditor General on Financial Statements of the County Assembly of Migori for the year ended 30th June, 2024.
- xxvi) Report of the Auditor General on Financial Statements of the County Revenue Fund – County Government of Migori for the year ended 30th June, 2024.
- xxvii) Report of the Auditor General on Financial Statements of the Receiver of Revenue – Revenue Statements - County Government of Migori for the year ended 30th June, 2024.
- xxviii) Report of the Auditor General on Financial Statements of Migori County Executive Car Loan and Mortgage Fund for the year ended 30th June, 2024.
- xxix) Report of the Auditor General on Financial Statements of Migori County Assembly Car Loan and Mortgage Fund for the year ended 30th June, 2024.

- xxx) Report of the Auditor General on Financial Statements of Migori County Alcoholic Drinks Control Fund for the year ended 30th June, 2024.
- xxxix) Report of the Auditor General on Financial Statements of Municipality of Rongo – County Government of Migori for the year ended 30th June, 2024.
- xxxvii) Report of the Auditor General on Financial Statements of Municipality of Awendo – County Government of Migori for the year ended 30th June, 2024.
- xxxviii) Report of the Auditor General on Financial Statements of Migori County Ward Development Fund for the year ended 30th June, 2024.
- xxxix) Report of the Auditor General on Financial Statements of Migori County Climate Change Fund for the year ended 30th June, 2024.
- xl) Report of the Auditor General on Financial Statements of Migori County Referral Hospital – County Government of Migori for the year ended 30th June, 2024.
- xli) Report of the Auditor General on Financial Statements of Oyani Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xlii) Report of the Auditor General on Financial Statements of Rongo Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xliii) Report of the Auditor General on Financial Statements of Awendo Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xliiii) Report of the Auditor General on Financial Statements of Nyamaraga Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xlv) Report of the Auditor General on Financial Statements of Kegonga Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xlv) Report of the Auditor General on Financial Statements of Kehancha Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xlv) Report of the Auditor General on Financial Statements of Macalder Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.

- xliv) Report of the Auditor General on Financial Statements of Muhuru Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xliv) Report of the Auditor General on Financial Statements of Isebania Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xlv) Report of the Auditor General on Financial Statements of Othoro Sub-County Level 4 Hospital – County Government of Migori for the year ended 30th June, 2024.
- xlvi) Report of the Auditor General on Financial Statements of Uriri Sub-County Hospital – County Government of Migori for the year ended 30th June, 2024.
- xlvii) Report of the Auditor General on Financial Statements of Migori County Water and Sanitation Company Limited for the year ended 30th June, 2024.
- xlviii) Statement on the business of the Senate for the week commencing Tuesday, 25th February, 2025.

(The Senate Majority Whip)

- xliv) Report of the Senate Delegation to the High-Level Political Forum (HLPF) 2024 on sustainable development, held in New York, United States of America (USA) from 8th – 17th July, 2024.

(Sen. Eddy Oketch, MP on behalf of Sen. Hamida Kibwana, MP)

6. **NOTICE OF MOTION - REPORTS OF THE 63RD AND 64TH SESSIONS OF THE OACPS PARLIAMENTARY ASSEMBLY AND THE 43RD AND 1ST SESSIONS OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY MEETINGS HELD IN BRUSSELS, BELGIUM AND LUANDA, ANGOLA RESPECTIVELY**

(Sen. (Dr.) Boni Khalwale, MP on behalf of Sen. Kathuri Murungi, MP)

THAT, the Senate notes the Reports of the-

- (i) 63rd Session of the Organization of African, Caribbean and Pacific States (OACPS) Parliamentary Assembly and the 43rd Session of the African, Caribbean and Pacific -European Union (ACP-EU) Joint Parliamentary Assembly meetings in held Brussels, Belgium from 19th to 28th June, 2023; and
- (ii) 64th Session of the Organization of African, Caribbean and Pacific States (OACPS) Parliamentary Assembly and the 1st Session of the African, Caribbean and Pacific -European Union (ACP-EU)

Joint Parliamentary Assembly meetings in held in Luanda, Angola from 17th to 21st February, 2024.

laid on the table of Senate on Wednesday, 6th December, 2023 and Wednesday, 2nd October, 2024 respectively.

7. **NOTICE OF MOTION - REPORT OF THE 9TH INTER-PARLIAMENTARY UNION (IPU) GLOBAL CONFERENCE OF YOUNG PARLIAMENTARIANS HELD IN HANOI, VIETNAM FROM 15TH TO 17TH SEPTEMBER, 2023**
(Sen. John Kinyua, MP on behalf of Sen. John Methu, MP)

THAT, the Senate notes the Report of the 9th Inter-Parliamentary Union (IPU) Global Conference of Young Parliamentarians held in Hanoi, Vietnam from 15th to 17th September, 2023 laid on the table of Senate on Tuesday, 5th March, 2024.

8. **NOTICE OF MOTION - REPORT OF THE 14TH ORDINARY SESSION OF THE PLENARY ASSEMBLY AND RELATED MEETINGS OF THE FORUM OF PARLIAMENTS OF THE INTERNATIONAL CONFERENCE OF THE GREAT LAKES REGION, HELD IN LIVINGSTONE, ZAMBIA, FROM 15TH TO 19TH APRIL, 2024**
(Sen. Mariam Sheikh, MP on behalf of Sen. Ali Ibrahim Roba, MP)

THAT, the Senate notes the report of the 14th Ordinary Session of the Plenary Assembly and Related Meetings of the Forum of Parliaments of the International Conference of the Great Lakes region, held in Livingstone, Zambia, from 15th to 19th April, 2024 laid on the Table of the Senate on Thursday, 30th May, 2024.

9. **NOTICE OF MOTION - REPORT OF THE SENATE DELEGATION TO THE HIGH-LEVEL POLITICAL FORUM (HLPF) 2024 ON SUSTAINABLE DEVELOPMENT**
(Sen. Eddy Oketch, MP on behalf of Sen. Hamida Kibwana, MP)

THAT, the Senate notes the Report of the Senate delegation to the High-Level Political Forum (HLPF) 2024 on sustainable development, held in New York, United States of America (USA) from 8th – 17th July, 2024, laid on the Table of the Senate on Thursday, 20th February, 2025.

10. **NOTICE OF MOTION - REPORT OF THE PARLIAMENTARY DELEGATION TO THE 2024 JOINT UNITED NATIONS – INTER-PARLIAMENTARY UNION PARLIAMENTARY HEARING HELD AT THE UNITED NATIONS HEADQUARTERS IN NEW YORK, UNITED STATES OF AMERICA FROM 8TH TO 9TH FEBRUARY, 2024**
(Sen. Eddy Oketch, MP on behalf of Sen. Veronica Maina, MP)

THAT, the Senate notes the Report of the Parliamentary Delegation to the 2024 Joint United Nations – Inter-Parliamentary Union Parliamentary Hearing held at the United Nations headquarters in New

York, United States of America from 8th to 9th February, 2024 laid on the Table of the Senate on Tuesday, 17th September, 2024.

11. **NOTICE OF MOTION - REPORT OF THE PROCEEDINGS OF THE PARLIAMENTARIANS' DIALOGUE AT THE AFRICA CLIMATE SUMMIT, 2023 HELD IN THE NATIONAL ASSEMBLY CHAMBER, PARLIAMENT BUILDINGS, NAIROBI ON 3RD - 6TH SEPTEMBER, 2023**
(Sen. Eddy Oketch, MP on behalf of Sen. Moses Kajwang', MP)

THAT, the Senate notes the Report of the Proceedings of the Parliamentarians' Dialogue at the Africa Climate Summit, 2023 held in the National Assembly Chamber, Parliament Buildings, Nairobi, on 3rd - 6th September, 2023, laid on the Table of the Senate on Wednesday, 2nd October, 2024.

12. **QUESTIONS & STATEMENTS**

a) Statement pursuant to Standing Order 52(1)

The Senator for Isiolo County (Sen. Fatuma Dullo, CBS, MP) made a Statement regarding the security situation and governance crisis in Isiolo County.

In the Statement, the Senator expressed grave concerns regarding the security situation and governance crisis in Isiolo County, particularly surrounding the President's visit on 6th February, 2025. She stated that the chaos witnessed was not spontaneous but a result of systematic security and administrative failures. The Senator criticized the county leadership for excluding key stakeholders from planning the visit, using it for political gain instead of inclusive engagement.

The Senator highlighted contradictory statements from the County Commissioner and accused security agencies of failing to act on intelligence regarding potential disruptions. She alleged the Governor and other county leaders mobilized individuals to create disorder, pointing to leaked videos and recorded threats. Furthermore, she condemned the arbitrary arrests of innocent youths while known perpetrators remained free, and lamented the misuse of state security to intimidate dissenting voices.

Further, the Senator raised concerns about the county's mismanagement of security, specifically in addressing cattle rustling and urban gang violence. She alleged selective deployment of law enforcement to protect groups loyal to the county administration, neglecting victims of insecurity. She also brought to the attention of the Senate the rising drug trafficking in Isiolo, suspicious wealth accumulation, and the arbitrary arrest of her staff in the Senate, which she saw as obstruction of oversight functions.

In conclusion, the Senator requested the Ethics and Anti-Corruption Commission (EACC) to investigate suspicious wealth fueling unrest and

insecurity, the National Authority for the Campaign Against Alcohol and Drug Abuse (NACADA) to probe the drug trade and its links to political networks, and the Inspector General of Police to overhaul Isiolo County's security apparatus.

Thereupon, the Deputy Speaker committed the Statement to the Standing Committee on National Security, Defence and Foreign Relations for consideration.

b) Statements pursuant to Standing Order 53 (1)

- i.) The Senator for Migori County (Sen. Eddy Oketch, MP) sought a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the clashes between the Kuria and Maasai communities along the border of Migori and Narok counties.
- ii.) Nominated Senator (Sen. Peris Tobiko, MP) sought a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding rising rape cases in Magadi area, Kajiado West Sub County, Kajiado County.
- iii.) Nominated Senator (Sen. Hamida Kibwana, MP) sought a Statement from the Standing Committee on Health regarding the recent tragic death by suicide of Francis Njuki, a medical intern at Thika Level 5 Hospital.
- iv.) Nominated Senator (Sen. Hamida Kibwana, MP) sought a Statement from the Standing Committee on Health regarding the viability of agreements entered into by the Ministry of Health and county governments under the National Equipment Support Program (NESP), for supply and lease of medical equipment to county public health facilities.
- v.) The Senator for Nakuru County (Sen. Tabitha Keroche, MP) sought a Statement from the Standing Committee National Security, Defence and Foreign Relations regarding mysterious murders and disappearances of residents of Nakuru County.

c) Statement pursuant to Standing Order 57(1)

The Senate Majority Whip issued a Statement on the business of the Senate for the week commencing Tuesday, 25th February, 2024.

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

Order Read;

Motion made and Question proposed;

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 27th 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, 15th 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, 15th February, 2025.

(The Senate Majority Leader- 19.02.2025- Morning Sitting)

Debate interrupted on Wednesday, 19th February, 2025 (Afternoon Sitting) resumed for the Question to be put;

Before the Question was put, and pursuant to Standing Order No. 84 (2), the Deputy Speaker ruled that the Motion does not affect Counties.

And the Deputy Speaker having ascertained that there was Quorum, pursuant to Standing Order 42(1);

Question put and agreed to.

RESOLVED ACCORDINGLY

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 27th 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, 15th 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, 15th February, 2025.

14. **MOTION – CELEBRATING THE LIFE OF THE LATE LEONARD MAMBO MBOTELA**

(Sen. Danson Mungatana, MP)

THAT AWARE THAT the late Leonard Mambo Mbotela, a renowned media personality passed away on 7th 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.

Order deferred.

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

(The Senate Majority Leader)

(Second Reading)

(Resumption of debate interrupted on Thursday, 28th November, 2024)
(Division)

Order deferred.

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

(Sen. Abdul Haji, MP)

(Second Reading)

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

Order deferred.

17. **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.

18. **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, 5th 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.

19. **THE STREET NAMING AND PROPERTY ADDRESSING SYSTEM BILL (SENATE BILLS NO. 43 OF 2024)**

(Sen. Fatuma Dullo, MP)

(Second Reading)

Order deferred.

20. **THE SPORTS (AMENDMENT) (NO.2) BILL (SENATE BILLS NO. 45 OF 2024)**

(Sen. (Prof.) Tom Ojienda, MP and Sen. Raphael Chimera, MP)

(Second Reading)

Order deferred.

21. **COMMITTEE OF THE WHOLE THE ENERGY (AMENDMENT) BILL (SENATE BILLS NO. 42 OF 2023)**

(Sen. Edwin Sifuna, MP)

Order deferred.

22. **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, 29th 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.

Order deferred.

23. **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, Sibbo, Tavevo, Tetu Aberdare and Wote Water, Sanitation and Sewerage Service Companies laid on the table of the Senate on Wednesday, 2nd October, 2024.

Order deferred.

24. **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;
- xxxiv. 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 5th December, 2024.

Order deferred.

25. **MOTION - REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC ACCOUNTS ON ITS CONSIDERATION OF THE REPORTS OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF THARAKA NITHI, HOMA BAY, KAKAMEGA, KIRINYAGA, MAKUENI, MERU, BOMET, MURANG'A, NANDI, NYAMIRA, NYERI, SIAYA, VIHIGA, WAJIR AND SAMBURU COUNTY EXECUTIVES FOR THE FINANCIAL YEAR 2019/2020**

(The Chairperson, County Public Accounts Committee)

THAT, the Senate adopts the Report of the Select Committee on County Public Accounts on its consideration of the Reports of the Auditor General on the Financial Statements of Tharaka Nithi, Homa Bay, Kakamega, Kirinyaga, Makueni, Meru, Bomet, Murang'a, Nandi, Nyamira, Nyeri, Siaya, Vihiga, Wajir and Samburu County Executives for the

Financial Year 2019/2020 laid on the table of the Senate on Tuesday, 5th March, 2024.

Order deferred.

26. **MOTION - REPORT OF THE SELECT COUNTY PUBLIC ACCOUNTS COMMITTEE ON THE REPORTS OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF THE FOLLOWING COUNTY ASSEMBLIES: SIAYA, NANDI, BARINGO, BOMET, BUNGOMA, ELGEYO MARAKWET, EMBU, HOMA BAY, KAJIADO, KAKAMEGA, KERICHO, LAIKIPIA, MERU, NAKURU, TANA RIVER, AND NYERI FOR THE FINANCIAL YEAR 2019/2020, THARAKA (No. 122) WEDNESDAY, DECEMBER 05, 2024 (AFTERNOON SITTING) (2444) NITHI FOR THE FINANCIAL YEARS 2019/2020 & 2020/2021, AND KERICHO FOR THE FINANCIAL YEARS 2020/2021 & 2021/2022**

(The Chairperson, County Public Accounts Committee)

THAT, the Senate adopts the Report of the Select County Public Accounts Committee on the Reports of the Auditor General on the Financial Statements of the following County Assemblies: Siaya, Nandi, Baringo, Bomet, Bungoma, Elgeyo Marakwet, Embu, Homa Bay, Kajiado, Kakamega, Kericho, Laikipia, Meru, Nakuru, Tana River, and Nyeri for the Financial Year 2019/2020, Tharaka Nithi for the Financial Years 2019/2020 & 2020/2021, and Kericho for the Financial Years 2020/2021 & 2021/2022. laid on the table of Senate today, Wednesday, 4th December, 2024.

Order deferred.

27. **MOTION - REPORT OF THE SELECT COUNTY PUBLIC ACCOUNTS COMMITTEE ON THE REPORTS OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF THE FOLLOWING COUNTY EXECUTIVES: TANA RIVER AND MIGORI FOR THE FINANCIAL YEARS 2018/2019 AND 2019/2020, AND ELGEYO MARAKWET, MANDERA, LAMU, TAITA TAVETA, AND UASIN GISHU FOR THE FINANCIAL YEARS 2019/2020 AND 2020/2021.**

(The Chairperson, County Public Accounts Committee)

THAT, the Senate adopts the Report of the Select County Public Accounts Committee on the Reports of the Auditor General on the Financial Statements of the following County Executives:

- a) Tana River and Migori County Executives for the Financial Years 2018/2019 & 2019/2020;
- b) Elgeyo Marakwet, Mandera, Lamu, Taita Taveta County Executives for the Financial Years 2019/2020;
- c) Uasin Gishu County Executive for the Financial Years 2019/2020 and 2020/2021.

laid on the table of Senate today, Wednesday, 4th December, 2024.

Order deferred.

And there being no other business on the Order Paper, the Deputy Speaker adjourned the Senate at two minutes past Five O'clock, without Question put, pursuant to the Standing Orders.

28. **SENATE ROSE** – at two minutes past Five O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, February 25, 2025 at 2:30 pm*

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