



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FOURTH SESSION)

THE SENATE

VOTES AND PROCEEDINGS

AFTERNOON SITTING

WEDNESDAY, MAY 07, 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 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 no Quorum, directed that the Bell be rung for ten minutes, pursuant to Standing Order 40;

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

The Speaker invited the Clerk to call the Orders of the day.

4. **COMMUNICATION FROM THE CHAIR - VISITING DELEGATION OF HANSARD OFFICERS ATTENDING CAPACITY BUILDING PROGRAMME AT THE CENTRE FOR PARLIAMENTARY STUDIES AND TRAINING (CPST)**

The Speaker conveyed the following Communication from the Chair:

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon, a visiting delegation of Hansard Officers from the Parliament of Ghana, the National Assembly of the Gambia, the County Assembly of Nyeri, the County Assembly of Trans Nzoia and the County Assembly of Nyandarua who are undertaking a training at the Centre for Parliamentary Studies and Training (CPST).

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. Mr. Adam Iddrisu

- Editor of Debates,
Parliament of Ghana;

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| 2. Mr. Emmanuel Kwaku Sedzro | - Deputy Editor, Parliament of Ghana; |
| 3. Ms. Charlotte Ekubea Gyawu | - Principal Reporter, Parliament of Ghana; |
| 4. Mr. Osmart Adjei Antwi | - Reporter II, Parliament of Ghana; |
| 5. Ms. Grace Korkoi Esinam Folley | - Reporter II, Parliament of Ghana; |
| 6. Ms. Deborah Adu Gyamfi | - Assistant Publishing Officer, Parliament of Ghana; |
| 7. Mrs. Isatou Cassama | - Director of Hansard, Parliament of Gambia; |
| 8. Mr. Mamat Mbowe | - Principal Editor, Parliament of Gambia; |
| 9. Mr. Lamin A.J. Sanneh | - Assistant Reporter, Parliament of Gambia; |
| 10. Ms. Lucy Bitutu | - Hansard Officer, County Assembly of Nyeri; |
| 11. Ms. Susan Sebastian | - Hansard Officer, County Assembly of Nyeri; |
| 12. Ms. Nyambura Wahome | - Hansard Officer, County Assembly of Nyeri; |
| 13. Mr. Benard Kipsang Kwalia | - Hansard Reporter, County Assembly of Trans Nzoia; |
| 14. Ms. Josphine Maina | - Hansard Officer, County Assembly of Nyandarua; and |
| 15. Mr. Gachomo Maina | - Hansard Officer, County Assembly of Nyandarua. |

Honourable Senators,

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

I thank you.”

5. **PAPERS LAID**

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

- i. Report of the Standing Committee on Health on a Petition to the Senate by Ms. Mercy Jepchirchir regarding alleged medical negligence and staff incompetence which led to the death of Ms. Annita Jepkorir at the Moi Teaching and Referral Hospital.
- ii. Statement by the Chairperson, Standing Committee on Energy, relating to the activities of the Committee for the period, January to April, 2025.

(The Chairperson, Standing Committee on Energy)

- iii. Statement by the Chairperson, Standing Committee on Finance and Budget, relating to the activities of the Committee for the period, January to April, 2025.

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

- iv. Statement by the Chairperson, Standing Committee on Health, relating to the activities of the Committee for the period, January to April, 2025.

(The Vice- Chairperson, Standing Committee on Health)

6. **NOTICE OF MOTION - CONSIDERATION OF THE REPORT OF THE STANDING COMMITTEE ON HEALTH ON A PETITION TO THE SENATE BY MS. MERCY JEPCHIRCHIR REGARDING ALLEGED MEDICAL NEGLIGENCE AND STAFF INCOMPETENCE WHICH LED TO THE DEATH OF MS. ANNITA JEPKORIR AT THE MOI TEACHING AND REFERRAL HOSPITAL**

(The Vice-Chairperson, Standing Committee on Health)

THAT, the Senate adopts the Report of the Standing Committee on Health on a Petition to the Senate by Ms. Mercy Jepchirchir regarding alleged medical negligence and staff incompetence which led to the death of Ms. Annita Jepkorir at the Moi Teaching and Referral Hospital, laid on the Table of the Senate on Wednesday, 7th May, 2025.

7. **QUESTIONS AND STATEMENTS**

a) Statements pursuant to Standing Order 53 (1)

- i. Nominated Senator (Sen. Raphael Chimera, MP) sought a Statement from the Standing Committee on Finance and Budget regarding the collapse and liquidation of the M/S. Imperial Bank Limited, Kenya.
- ii. Nominated Senator (Sen. Raphael Chimera, MP) sought a Statement from the Standing Committee on Health regarding alleged suspension of licensing of foreign medical practitioners in Kenya.
- iii. Senator for Elgeyo Marakwet County (Sen. William Kisang') sought a Statement from the Standing Committee on Labour and Social Welfare concerning the implementation of the 2019 Inter-Agency Technical Committee Report on hardship allowance allocation and zone reclassification.
- iv. Request for Statement by the Senator for Busia County (Sen. Andrew Omtatah, MP) from the Standing Committee on Finance and Budget regarding the government's decision to lease out public sugar companies was deferred upon the request of the Senator.
- v. Request for Statement by the Senator for Nyandarua County (Sen. John Methu, MP) from the Standing Committee on Land, Environment and

Natural Resources concerning the ownership and land use at the Dandora Wastewater Treatment Plant in Ruai, Nairobi City County was dropped in the absence of the Senator.

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

- i. The Chairperson, Standing Committee on Energy, made a Statement relating to the activities of the Committee for the period, January to April, 2025.
- ii. Sen. (Dr.) Boni Khalwale, MP on behalf of the Chairperson, Standing Committee on Finance and Budget, made a Statement relating to the activities of the Committee for the period, January to April, 2025.
- iii. The Vice-Chairperson, Standing Committee on Health, made a Statement relating to the activities of the Committee for the period, January to April, 2025.

8. **MOTION - REPORT OF THE JOINT SITTING OF THE NATIONAL ASSEMBLY DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING AND THE SENATE STANDING COMMITTEE ON FINANCE AND BUDGET ON THE APPROVAL HEARING OF THE NOMINEES FOR APPOINTMENT TO THE BOARD OF CENTRAL BANK OF KENYA.**

Order read;

Motion made and Question proposed;

THAT, the Senate adopts the Joint Report of the Departmental Committee on Finance and National Planning of the National Assembly and the Standing Committee on Finance and Budget of the Senate on the approval hearing of the Nominees for appointment to the Board of the Central Bank of Kenya, laid on the Table of the Senate on Tuesday, 6th May, 2025, and that pursuant to section 11(2) of the Central Bank of Kenya Act and section 8(2) of the Public Appointments (Parliamentary Approval) Act, the Senate approves the appointment of the following nominees as members of the Board of Central Bank of Kenya-

- 1) FCPA Sophie Moturi;
- 2) CPA Abdullahi Mohamed Abdi;
- 3) Ms. Beatrice Kosgei and
- 4) Mr. David Simpson Osawa Owuor.

(The Chairperson, Standing Committee on Finance and Budget -06.05.25)

Debate interrupted on Tuesday, 6th May, 2025 resumed for the Question to be put;

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

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

Question put and agreed to.

RESOLVED ACCORDINGLY

THAT, the Senate adopts the Joint Report of the Departmental Committee on Finance and National Planning of the National Assembly and the Standing Committee on Finance and Budget of the Senate on the approval hearing of the Nominees for appointment to the Board of the Central Bank of Kenya, laid on the Table of the Senate on Tuesday, 6th May, 2025, and that pursuant to section 11(2) of the Central Bank of Kenya Act and section 8(2) of the Public Appointments (Parliamentary Approval) Act, the Senate approves the appointment of the following nominees as members of the Board of Central Bank of Kenya-

- 1) FCPA Sophie Moturi;
- 2) CPA Abdullahi Mohamed Abdi;
- 3) Ms. Beatrice Kosgei and
- 4) Mr. David Simpson Osawa Owuor.

9. **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**

Order read;

Motion made and Question proposed;

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.

(Sen. Ali Ibrahim Roba, MP – 16.04.24 (Morning Sitting))

Debate interrupted on Wednesday, 16th April, 2025 (Morning Sitting) resumed for the Question to be put;

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

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

Question put and agreed to.

RESOLVED ACCORDINGLY

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.

10. **MOTION - REPORT OF THE SENATE DELEGATION TO THE HIGH-LEVEL POLITICAL FORUM (HLPF) 2024 ON SUSTAINABLE DEVELOPMENT**

Order read;

Motion made and Question proposed;

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.

(Sen. Hamida Kibwana, MP – 16.04.24 (Morning Sitting))

Debate interrupted on Wednesday, 16th April, 2025 (Morning Sitting) resumed for the Question to be put;

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

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

Question put and agreed to.

RESOLVED ACCORDINGLY

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.

11. **THE PROVISION OF SANITARY TOWELS BILL (SENATE BILLS NO. 7 OF 2024)**

(Sen. Gloria Orwoba, MP)

(Second Reading)

(Resumption of debate interrupted on Wednesday, 16th April, 2025 – Afternoon Sitting)

(Division)

Order Deferred.

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

(Second Reading)

(Resumption of debate interrupted on Thursday, 17th April, 2025)
(Division)

Order Deferred.

13. **MOTION – REPORT OF THE STANDING COMMITTEE ON FINANCE AND BUDGET ON THE FOURTH BASIS FOR ALLOCATING THE SHARE OF NATIONAL REVENUE AMONG COUNTIES**
(The Chairperson, Standing Committee on Finance and Budget)

THAT, the Senate adopts the Report of the Standing Committee on Finance and Budget on the Fourth Basis for Allocating the Share of National Revenue Among the Counties, laid on the Table of the Senate on Thursday, 17th April, 2025, and that pursuant to Article 217(1) of the Constitution, approves the Fourth Basis for Allocating the Share of National Revenue Among the Counties for the Financial Years 2025/2026 to 2029/2030 as follows-
County Allocation = (Baseline Allocation Ratio*Ksh.387.425 billion) + {[(0.45*Population Index) + (0.35*Equal Share Index) + (0.12*Poverty Index) + (0.08*Geographical Size Index)] *Additional County Equal Share above the baseline}.

Where –

- i. Baseline =Ksh.387.425 billion being the equitable share for the Financial Year 2024/2025;*
- ii. Baseline Allocation Ratio = The allocation factor derived from each County's allocation for the Financial Year 2024/2025;*
- iii. The Population Index is based on the 2019 Kenya Population and Housing Census (KPHC);*
- iv. The Poverty Index is based on the 2022 Kenya Poverty Report by the Kenya National Bureau of Statistics (KNBS);*
- v. Geographical Size is capped at 10%.*

Order Deferred.

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

Order for Second Reading read;

Motion made and Question proposed;

That, the Sports (Amendment) (No.2) Bill Senate Bills No. 45 of 2024) be now read a Second Time.

(Sen. Raphael Chimera, MP)

Debate arising;

And there being no more Senators wishing to contribute;

The Mover, Sen. Raphael Chimera, MP, replied;

Pursuant to Standing Order 66(3), the Mover requested for the deferment of the putting of the Question to a later date;

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

15. **COMMITTEE OF THE WHOLE**

THE EARLY CHILDHOOD EDUCATION (AMENDMENT) BILL (SENATE BILLS NO. 54 OF 2023)

(Sen. Eddy Oketch, MP)

Order Deferred.

16. **COMMITTEE OF THE WHOLE**

THE LOCAL CONTENT BILL (SENATE BILLS NO. 50 OF 2023)

(The Chairperson, Standing Committee on Energy)

Order Deferred.

17. **COMMITTEE OF THE WHOLE**

THE STREET VENDORS (PROTECTION OF LIVELIHOOD) BILL (SENATE BILLS NO. 41 OF 2023)

(Sen. Esther Anyieni Okenyuri, MP)

Order Deferred.

18. **THE CREATIVE ECONOMY SUPPORT BILL (SENATE BILLS NO. 30 OF 2024)**

Order for Second Reading read;

Motion made;

That, the Creative Economy Support Bill (Senate Bills No. 30 of 2024) be now read a Second Time.

(Sen. Eddy Oketch, MP)

And the time being thirty minutes past Six O'clock, the Speaker interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

19. **SENATE ROSE**

– at thirty minutes past six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Thursday, May 08, 2025 at 2:30 pm*

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