



REPUBLIC OF KENYA

TWELFTH PARLIAMENT - (FIRST SESSION)

THE SENATE

SUPPLEMENTARY ORDER PAPER

WEDNESDAY, SEPTEMBER 27, 2017 AT 2.30 PM

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers (As Listed in the Appendix)
6. Notices of Motion (As Listed in the Appendix)
7. Statements
8. **MOTION** – (The Senate Majority Leader)

THAT, pursuant to Standing Order 29(1), this House approves the Senate Calendar (Regular Sessions of the Senate) for the year 2017 (*August to December, 2017*), laid on the Table of the House today, Wednesday, 27th September, 2017.

9. **MOTION** – (The Senate Majority Leader)

AWARE that about 15% of the Kenyan population are persons living with disabilities;

APPRECIATING that the Government has taken several measures to avail certain privileges through the National Council for Persons with Disabilities to registered persons living with disabilities;

NOTING that the National Hospital Insurance Fund (NHIF) is a contributory health insurance cover and the remittance of contributions for persons living

...../*Motion*

with disabilities by government for the cover, is not among the privileges extended to persons living with disabilities;

CONCERNED that most persons living with disabilities have difficulties engaging in gainful income generating activities that would enable them pay the contributions to NHIF, hence are without any medical cover;

FURTHER CONCERNED that many persons with disabilities are unable to access medical services leading to high mortality rate;

NOW THEREFORE, the Senate urges the National Government to put in place the following measures through the Ministry of Health and the Ministry of East African Community, Labour and Social Protection-

1. Undertake vetting of all persons living with disabilities in Kenya to ascertain those who are unable to afford payment of contributions to the NHIF; and
2. Set aside a special fund for remittance of contributions to NHIF for those persons who are living with disabilities and cannot afford to pay the contributions.

10. **MOTION** – (The Senate Majority Leader)

AWARE that Article 43 (1) (f) of the Constitution of Kenya provides that every person has the right to education and that Article 53 (1) (b) of the Constitution provides that every child has the right to free and compulsory basic education;

COGNIZANT that Article 54 (1) (b) of the Constitution provides that a person with any disability is entitled to access educational institutions and facilities for persons with disabilities that are integrated into society to the extent compatible with the interests of the person;

RECOGNIZING that education in Kenya is a shared function of both the county and national governments;

CONCERNED that while significant gains have been made under the Free Primary Education Programme introduced in the year 2003, access and participation of children with special needs is generally low across the country and their needs have not been specifically addressed;

NOW THEREFORE the Senate directs the Standing Committee on Education, Information, Communication and Technology to inquire into the performance of the Ministry of Education, Science and Technology in the implementation of the policy statements and strategies made in the National Special Needs Education Policy Framework, 2009 and report back to the Senate within three months.

...../Motion

11. **MOTION** – (The Senate Majority Leader)

WHEREAS Article 43(1)(f) and 53(1)(b) of the Constitution guarantees every citizen a right to education and every child a right to free and compulsory basic education, respectively;

NOTING that the Teachers Service Commission is mandated to handle employment, deployment, remuneration and discipline of teachers in public schools in Kenya;

CONCERNED that there are great disparities in the distribution of teachers in public schools across the country leading to over-supply in some schools and under-supply in others and ultimately leading to major teacher shortage especially in rural and marginalized areas;

APPRECIATING efforts made by the national government to improve the teacher pupil ratio to international standards in all public schools through yearly employment of teachers;

FURTHER CONCERNED that the statistics on the number and distribution of teachers in public schools is not readily available;

NOW THEREFORE, the Senate urges the Government, to conduct a countrywide audit on the distribution of teachers in all public schools indicating the requisite establishment per school and the corresponding number of teachers who are in-post and to submit a report to the House on the matter within ninety (90) days.

NOTICE

The Senate resolved on 13th September, 2017 as follows:-

THAT, pursuant to Standing Order 100 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.

APPENDIX**1. PAPERS**

- a) The Senate Calendar (Regular Sessions of the Senate) for the Year 2017 (August to December 2017);
- b) Annual report and the Financial Statements for unclaimed Financial Assets Authority (UFAA) for the period ended 30th June, 2016;
- c) Annual report and Financial Statements for unclaimed Financial Trust Funds for the period ended 30th June, 2016;
- d) Report of the Auditor General on the Financial Statements of the Marsabit County Executive Mortgage Scheme for the period ended 30th June, 2016,
- e) Annual report for the Inter-Parliamentary Union for 2016;
- f) Report of the Auditor General on the Financial Statements of the Kilifi-Mariakani Water & Sewerage Company Limited for the year ended 30th June, 2016; and
- g) Report of the Auditor General on the Financial Statements of the Malindi Water & Sewerage Company Limited for the year ended 30th June, 2016.

(The Senate Majority Leader)

2. NOTICES OF MOTION

- a) **Notice of Motion** – (The Senate Majority Leader)

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- b) **Notice of Motion** – (The Senate Majority Leader)

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...../Appendix

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