



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (FIRST SESSION)

THE SENATE

SUPPLEMENTARY ORDER PAPER

WEDNESDAY, OCTOBER 11, 2017 AT 2.30 PM

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion (As Listed in the Appendix)
7. Statements (As Listed in the Appendix)
8. *****THE ELECTION LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2017)**
(The Senate Majority Leader)
(First Reading)
9. **MOTION – ESTABLISHMENT OF AN AD-HOC COMMITTEE**
(The Senate Majority Leader)

THAT, aware that the country is still in an election cycle, arising out of the requirement for a fresh Presidential Election in October, 2017; further aware that there is need to legislate on and address certain legal lacunas and in compliance with judicial decisions asking Parliament to legislate on certain matters to ensure that the elections conform with the provisions of Article 81 of the Constitution on general principles for the electoral system; noting that such election-related matters would ordinarily require consideration by the relevant Standing Committee of the House, in this case, the Standing Committee on Justice, Legal Affairs and Human Rights, which is yet to be established; further noting the limited period of time before the date of the said fresh election; cognizant of the urgent need to consider and conclude with all matters relating to the elections to allow the Independent Electoral and Boundaries Commission

...../ *Motion*

ample time to implement any changes related to the review of the election-related laws;

NOW THEREFORE, the Senate **resolves**–

- a) to establish an *Ad-hoc* Committee to be known as the ***Ad-hoc Committee on the Election Laws (Amendment) Bill 2017*** comprising not more than nine Senators, to undertake the functions of the Standing Committee on Justice, Legal Affairs and Human Rights, as contemplated under Standing Order 212 (3);
- b) that, the following Senators be appointed to the Committee;
 - 1. Sen. Fatuma Adan Dullo;
 - 2. Sen. Paul Kimani Wamatangi;
 - 3. Sen. Johnson Arthur Sakaja;
 - 4. Sen. Naomi Jillo Waqo; and
 - 5. Sen. Aaron Cheruiyot.
- c) that, the Election Laws (Amendment) Bill (National Assembly Bill No. 39 of 2017) be committed to the *Ad-hoc* Committee;
- d) that, the *Ad-hoc* Committee considers the Election Laws (Amendment) Bill (National Assembly Bill No. 39 of 2017) and reports to the Senate on or before **Thursday, October 12, 2017**.

10. *****THE ELECTION LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2017)**

(The Senate Majority Leader)

(Second Reading)

(By leave of the Senate)

11. **MOTION** – (Sen. Susan Kihika Wakarura)

(Ministry of Environment & Natural Resources)

THAT, aware that cities, towns and urban areas in Kenya are increasingly getting overpopulated leading to overstretching of services and amenities; concerned that improper management of waste has become a major cause of pollution of neighborhoods, water sources and other natural resources leading to rise of environment-related diseases which cause many deaths; further concerned that in most urban areas, waste is dumped in an uncontrolled manner posing a great challenge to the wellbeing of urban dwellers, particularly those living near dumpsites; acknowledging that the problem continues to rise despite the efforts made to mitigate the problem through various statutory bodies, private entities and communities; the Senate calls upon the National Government to take immediate steps to develop effective waste management regulations and put in place proper disposal facilities, including for harmful waste and that this be done in consultation with all key stakeholders.

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.

KEY

********* - Denotes a Majority /Minority Party Bill

******* - Denotes a National Assembly Bill

****** - Denotes a Committee Bill

***** - Denotes any other Bill

APPENDIX1. NOTICES OF MOTIONa) Notice of Motion – ESTABLISHMENT OF AN AD-HOC COMMITTEE

(The Senate Majority Leader)

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elections to allow the Independent Electoral and Boundaries Commission ample time to implement any changes related to the review of the election-related laws;

NOW THEREFORE, the Senate **resolves**–

- a) to establish an *Ad-hoc* Committee to be known as the ***Ad-hoc Committee on the Election Laws (Amendment) Bill 2017*** comprising not more than nine Senators, to undertake the functions of the Standing Committee on Justice, Legal Affairs and Human Rights, as contemplated under Standing Order 212 (3);
- b) that, the following Senators be appointed to the Committee;
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- c) that, the Election Laws (Amendment) Bill (National Assembly Bill No. 39 of 2017) be committed to the *Ad-hoc* Committee;
- d) that, the *Ad-hoc* Committee considers the Election Laws (Amendment) Bill (National Assembly Bill No. 39 of 2017) and reports to the Senate on or before **Thursday, October 12, 2017**.

- b) **Notice of Motion** – (Sen. Susan Kihika Wakarura)
(Ministry of Environment & Natural Resources)

THAT, aware that cities, towns and urban areas in Kenya are increasingly getting overpopulated leading to overstretching of services and amenities; concerned that improper management of waste has become a major cause of pollution of neighborhoods, water sources and other natural resources leading to rise of environment-related diseases which cause many deaths; further concerned that in most urban areas, waste is dumped in an uncontrolled manner posing a great challenge to the wellbeing of urban dwellers, particularly those living near dumpsites; acknowledging that the problem continues to rise despite the efforts made to mitigate the problem through various statutory bodies, private entities and communities; the Senate calls upon the National Government to take immediate steps to develop effective waste management regulations and put in place proper disposal facilities, including for harmful waste and that this be done in consultation with all key stakeholders.

2. STATEMENT TO BE REQUESTED

The Senator for Makueni County (Sen. Mutula Kilonzo Jnr.) to seek a statement from the Senate Majority Leader regarding the spillage that occurred at Thange area in Kibwezi East Constituency, Makueni County in the year 2015.
