



REPUBLIC OF KENYA
ELEVENTH PARLIAMENT – (FOURTH SESSION)
THE SENATE
SPECIAL SITTING
SUPPLEMENTARY ORDER PAPER
THURSDAY, JANUARY 05, 2017 AT 2.30 P.M.

PRAYERS

1. Communication from the Chair
2. Papers (As Listed in the Appendix)
3. *****THE ELECTION LAWS (AMENDMENT) (NO.3) BILL (NATIONAL ASSEMBLY BILLS NO. 63 OF 2015)**
(The Senate Majority Leader)
(*Second Reading*)
(*Resumption of Debate interrupted on Thursday, 5th January, 2017 – Morning Sitting*)
4. **COMMITTEE OF THE WHOLE**
*****THE ELECTION LAWS (AMENDMENT) (NO.3) BILL (NATIONAL ASSEMBLY BILLS NO. 63 OF 2015)**
(The Senate Majority Leader)

KEY

- ****** – Denotes a Majority / Minority Party Bill
- ***** – Denotes a National Assembly Bill
- **** – Denotes a Committee Bill
- *** – Denotes any other Bill

...../Notices of Amendments

NOTICE is given that Sen. Mutula Kilonzo Junior, intends to move the following amendments to the Election Laws (Amendment)(No. 3) Bill, 2015, at the Committee Stage-

CLAUSE 2

THAT the Bill be amended by deleting clause 2 and substituting therefor the following clause-

2. Section 2 of the Elections Act is amended by -

(a) deleting the words “or referendum” appearing in the definition of the word “returning officer”; and

(b) by inserting the word ‘facial’ immediately after the word “fingerprints” in the definition of the word ‘biometric’.

CLAUSE 4

THAT Clause 4 of the Bill be amended by deleting paragraph (b).

CLAUSE 16

THAT the Bill be amended by deleting clause 16.

CLAUSE 18

THAT the Bill be amended by deleting clause 18.

CLAUSE 19

THAT the Bill be amended by deleting clause 19.

CLAUSE 23

THAT the Bill be amended by deleting clause 23.

CLAUSE 28

THAT the Bill be amended by deleting clause 28.

CLAUSE 32

THAT the Bill be amended by deleting clause 32.

NEW CLAUSE

THAT the Bill be amended by inserting the following new clause immediately after clause 26-

Amendment of
section 109 of No.
24 of 2011

26A. Section 109 of the elections Act is amended-

(a) in subsection (1)(a) by deleting the word “prisoner” appearing immediately after the word “abroad” and substituting therefor the words “and prisoners”;

...../Amendments

(b) by deleting subsection (3) and substituting therefor the following new clause-

(3)The power to make regulations shall be exercised only after a draft of the proposed regulations has been approved by the National Assembly and the Senate, at least four months preceding a general election;

(c) by inserting the following new subsection immediately after subsection (3)-

(3A) Where any of the Houses of Parliament fails to approve the regulations within twenty eight days after the date of receipt of the regulations under subsection (3), or such other period as the House may, by resolution approve, the regulations shall be deemed to have approved by that House of Parliament.

(d) in subsection (4) by inserting the words “and the Senate” immediately after the word “National Assembly”.

NEW CLAUSE

THAT the Bill be amended by inserting the following new clause immediately after clause 28-

Amendment of
section 2 of No. 9 of
2011

28A. section 2 of the Independent Electoral and Boundaries Commission Act is amended by deleting the definition of the word “Parliamentary Committee” and substituting therefor the following new definition-

“Parliamentary Committee” means the relevant Committee of the National Assembly or the Senate, as the case may be, responsible for matters relating to the Commission;

NEW CLAUSE

THAT the Bill be amended by inserting the following new clause immediately after clause 35-

Amendment of
section 29 of No.
42 of 2013

36. Section 29 of the Election Campaign Financing Act is amended in subsection (1) by inserting the words “and the Senate” immediately after the words “National Assembly”.

APPENDIX

PAPER

Report of the Standing Committee on Legal Affairs and Human Rights and the Standing Committee on Information and Technology on the Election Laws (Amendment) (No.3) Bill (National Assembly Bills No. 63 of 2015)

(The Chairperson, Standing Committee on Legal Affairs and Human Rights)

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