



REPUBLIC OF KENYA

THE SENATE

ELEVENTH PARLIAMENT – THIRD SESSION

VOTES AND PROCEEDINGS

THURSDAY, APRIL 02, 2015 AT 2.30 P.M.

1. The Senate assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. COMMUNICATIONS FROM THE CHAIR ON SPEAKERS FORUM, SECOND ANNUAL CONFERENCE ON DEVOLVED GOVERNMENT AND A VISITING DELEGATION

The Deputy Speaker issued the following Communications from the Chair-

a) The Speaker's Consultative Forum

"Honourable Senators,

The Senate has organized a Consultative Forum between the Senate and the Speakers of the County Assemblies from the **15th to 18th of April, 2015** at Serena Hotel, Mombasa.

Honourable Senators,

The Consultative Forum will provide an opportunity to review existing linkages between the Senate and the County Assemblies and explore avenues for consultation and collaboration with a view to strengthening the implementation of the devolved system of governance. To facilitate discussions and evaluation during the workshop, we have put in place an elaborate programme that is interactive and evaluative. The resource

persons for the sessions will be Senators and Speakers of County Assemblies.

b) **The Second Annual Conference on Devolved Government in Kenya**

"Honourable Senators,

As you are all aware, the first Devolution Conference took place in April 2014, in Kwale County. It was an opportunity for actors in the devolution process to assemble and reflect on the highlights of the first year of devolution in Kenya. The Second Annual Devolution Conference will be held on **21st to 24th April, 2015** in Kisumu and it will mark the second anniversary of a devolved system of governance in Kenya.

Honourable Senators,

The Conference will bring together stakeholders in devolution and is organized by the Ministry of Devolution and Planning and the Council of Governors. It will be anchored on the overall theme, ***"Celebrating the Gains of Devolution"*** and the guiding theme: ***"Appreciating and Strengthening Devolved Governance; Working Together to Realize the Objectives of Devolution."***

Honourable Senators,

This will be an opportune time to take stock of the milestones that have been achieved thus far within the framework of the principles and practice of good governance. At the same time, it will also provide an opportunity for all participants to appreciate the challenges that have confronted the devolution process.

Honourable Senators,

Further necessary information on the arrangements for these two events will be provided by the office of the Clerk.

I request all Senators to attend and participate at these very important events in our calendar which go to the core of our mandate as the Senate.

I thank you".

c) **Visiting School to the Senate**

"Honourable Senators,

I wish to recognize the presence of students and teachers from Alliance Boys' High School in Kiambu County who are seated in the Public gallery. As you all know, the tradition of receiving and welcoming visitors to Parliament is one of our very long time traditions and one we shall endeavor to continue upholding.

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

I thank you."

4. **PAPER**

The following paper was laid on the Table of the Senate-

Interim report of the Sessional Committee on County Public Accounts and Investments on the inquiry into County Government Accounts for the Financial Year 2012/2013- (1st January to 30th June, 2013).

(The Chairperson, Sessional Committee on County Public Accounts and Investments)

5. **NOTICE OF MOTION**

THAT, the Senate adopts the Interim report of the Senate Sessional Committee on County Public Accounts and Investments on the inquiry into County Government Accounts for the Financial Year 2012/2013- (1st January to 30th June, 2013).

(The Chairperson, Sessional Committee on County Public Accounts and Investments)

6. **NOTICE OF MOTION**

THAT, the Senate adopts the Report of the Standing Committee on Finance, Commerce and Budget on Operations of Makueni County Assembly laid on the Table of the House on Wednesday, 1st April, 2015.

(The Chairperson, Standing Committee on Finance, Commerce and Budget)

7. **NOTICE OF MOTION**

THAT, the Senate adopts the Report of the Commission on Revenue Allocation on the recommended County Governments Budget ceilings on recurrent expenditures for new structures for the Financial Year

2015/16 pursuant to section 107 (2A) of the Public Finance Management Act laid on the Table of the House on Wednesday, 1st April, 2015.
(*The Chairperson, Standing Committee on Finance, Commerce and Budget*)

8. **STATEMENTS PURSUANT TO STANDING ORDER 45**

a) **Statement pursuant to Standing Order 45 (2) (a)**

The Senate Majority Leader issued a statement regarding the terrorist attack at the Garissa University College that occurred at dawn on the 2nd April, 2015.

He expressed shock and disbelief at the unfortunate event and called on all Kenyans to be vigilant and share with the security forces any suspicious activities and people. He assured the Senate that the Government was doing everything possible to contain the situation.

Thereafter, several Senators also commented on the matter urging the Government to find a lasting solution to the problem.

b) **Statements pursuant to Standing Order 45 (2) (b)**

- i) The Senator for Kiambu County (Sen. Kimani Wamatangi) sought a Statement from the Chairperson of the Sessional Committee on Devolved Government regarding the relocation of the headquarters of Kiambu County Government;
- ii) The Senator for Kiambu County (Sen. Kimani Wamatangi) sought a Statement from the Chairperson of the Standing Committee on Finance, Commerce and Budget regarding the Kiambu County Finance Bill making process and business permits and licences issuance in Kiambu County;
- iii) The Vice-Chairperson of the Standing Committee on Legal Affairs and Human Rights issued an interim statement regarding the Ethics and Anti-Corruption Commission.

Thereupon, the Vice-Chairperson informed the Senate that the Committee had confirmed that contrary to reports in the media that one of the Commissioners had resigned, she was indeed on leave.

He further informed the Senate that the Commissioners had indicated that they were under pressure to resign and subsequently promised to issue a comprehensive statement after the ensuing April recess of the Senate.

- iv) The Chairperson of the Standing Committee on Agriculture, Livestock and Fisheries issued a statement regarding the supply of Diammonium Phosphate (DAP) fertilizer by the Government.

He informed the Senate that the Government procured a total of 18,750 MT of DAP fertilizer for sale to farmers at a subsidized price of Kshs 1800 per 50 kg bag, down from Kshs 2000 per 50 kg bag charged in 2014.

He further informed the Senate that the Ministry was aware that no DAP fertilizer was supplied to Kitale NCPB depot in Trans-Nzoia County as DAP was not recommended for that County unless accompanied by agricultural lime. This is because the soil in the area was largely acidic.

The Chairperson further noted that the Ministry had allocated adequate quantities (361,915 bags) of assorted fertilizers recommended in the soil analysis report of the County and that the distribution was on-going.

c) Statement pursuant to Standing Order 45 (2) (c)

The Senate Majority Leader issued a Statement on the Business of the Senate in accordance with the provisions of Standing Order No. 45 (2) (c) taking note of the recess scheduled between 2nd and 27th April, 2015 pursuant to the Calendar.

9. MOTION – ADJOURNMENT OF THE SENATE PURSUANT TO STANDING ORDER 28 (3)

Motion made and Question proposed;

THAT, pursuant to Standing Order 28 (3), the Senate adjourns until Tuesday, 28th April, 2015.

(The Senate Majority Leader)

Debate arising;

10. EXTENSION OF SITTING

Pursuant to Standing Order 30(2), the Temporary Speaker (Sen. Ongoro) directed the extension of the sitting until forty-five minutes past six O'clock.

And the time being forty-five minutes past Six O'clock, the Temporary Speaker (Sen. Ongoro), adjourned the Senate **without** question put, pursuant to the Standing Orders.

11. SENATE ROSE - at forty-five minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday, April 28, 2015 at 2.30 p.m.*

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