



*Approved*  
*SNA*  
*2/4/26*


THIRTEENTH PARLIAMENT – FIFTH SESSION – 2026

REPORT OF:

THE MEDIATION COMMITTEE ON THE FOOD AND FEED SAFETY CONTROL CO-ORDINATION BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2023)

PURSUANT TO ARTICLE 113 OF THE CONSTITUTION

JOINT CLERKS' CHAMBERS  
PARLIAMENT BUILDINGS  
NAIROBI

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE:	02 APR 2026 <span style="border: 1px solid black; padding: 2px;">DAY</span> <i>Thursday</i>
TABLED BY:	<i>Co-Chairperson</i> APRIL 2026 <i>Hon. Sabina Chege</i>
CLERK AT THE TABLE:	<i>Habima Ahmed</i>



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## FOREWORD

This report contains the proceedings of the Mediation Committee on the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023). The National Assembly considered the Bill passed it with amendments on 23<sup>rd</sup> August 2023. It subsequently transmitted its amendments to the Senate for consideration.

The Senate considered and passed the Bill with amendments on Thursday 21<sup>st</sup> March 2024 and transmitted the amendments to the National Assembly seeking concurrence on 25<sup>th</sup> March 2024.

The National Assembly approved the Motion on the Report of the Committee of the Whole House on the consideration of the Senate amendments to the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023) on 18<sup>th</sup> October 2024. The Committee rejected some of the Senate amendments to the Bill warranting committal of the Bill to the Mediation Committee pursuant to Article 112 (2) (b) of the Constitution.

The Speaker of the National Assembly appointed Members to the Mediation Committee on 18<sup>th</sup> October 2025 as required by Standing Order 149 (2) of the National Assembly Standing Orders while the Speaker of the Senate appointed Senators to the Committee on 24<sup>th</sup> November 2024 under provisions of Standing Order No. 166 (2) of the Senate Standing Orders.

The Committee held one (1) meeting to consider clause of the Bill that was under mediation and consequently developed an agreed version of the Bill in the meeting. It thereafter adopted this report in the same sitting.

The Committee is grateful to the Offices of the Speakers and Clerks of both Houses of Parliament for the logistical and technical support accorded to it in the execution of its mandate.

Finally, we express our appreciation to Members of the Committee and the Committee Secretariat for their patience, sacrifice, endurance and commitment to the assignment which enabled the Committee to complete the task within the stipulated period.

It is now our pleasant privilege and honour to commend this report to the Houses for approval on behalf of the Mediation Committee pursuant to Article 113 (2) of the Constitution, Standing Order 150 (1) of the National Assembly Standing Orders and Standing Order 161 (1) of the Senate Standing Orders.

**Hon. Sabina Wanjiru Chege, CBS, MP**  
**Chairperson**  
**Mediation Committee on the Food**  
**and Feed Safety Control Coordination**  
**Bill (National Assembly Bill No. 21 of**  
**2024)**

**Sen. David Wafula Wakoli, MP**  
**Vice- Chairperson**  
**Mediation Committee on the Food**  
**and Feed Safety Control Coordination**  
**Bill (National Assembly Bill No. 21 of**  
**2024)**

## CHAPTER ONE

### 1.0 PREFACE

#### 1.1 ESTABLISHMENT OF THE COMMITTEE

1. The Mediation Committee on the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023) was constituted by the Speaker of the National Assembly on 18<sup>th</sup> October 2024 pursuant to Standing Order 149 (2) of the National Assembly Standing Orders and the Speaker of the Senate on 24<sup>th</sup> November 2024 pursuant to Standing Order 166 (2) of the Senate Standing Orders.

#### 1.2 MANDATE OF THE COMMITTEE

2. The Mediation Committee derives its mandate from the provisions of Articles 112 (b) and 113 of the Constitution, Standing Order 149 of the National Assembly Standing Orders and Standing Order 166 of the Senate Standing Orders which outline the functions of the Committee as follows:
  - i. To consider Bills where the Houses do not agree on all or any of the amendments made by either Houses;*
  - ii. To consider Bills where either House rejects a Motion that a Bill which originated in the other House be read a Second or Third time; and,*
  - iii. To attempt to develop a version of the Bill that both Houses will pass.*

#### 1.3 COMMITTEE MEETINGS

3. The Committee held one (1) sitting to deliberate on the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023) in accordance with the Constitution and relevant provisions of the Standing Orders of the Senate and the National Assembly.
4. During the said sitting, the Committee elected **Hon. Sabina Wanjiru Chege, CBS, MP** and **Sen. David Wakoli, MP** as Chairperson and Vice-Chairperson, respectively, pursuant to Standing Order 160 (4) of the Senate Standing Orders and Standing Order 149 (4) of the National Assembly Standing Orders.

#### **I.4 COMMITTEE MEMBERSHIP**

5. The Mediation Committee on the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023) comprises the following Members:

##### **Chairperson**

Hon. Sabina Wanjiru Chege, CBS, MP  
Nominated Member

##### **Jubilee Party**

##### **Vice-Chairperson**

Sen. David Wakoli, MP  
Bungoma County  
**FORD Kenya Party**

##### **MEMBERS**

Hon. (Dr.) John K. Mutunga, PhD, CBS, MP  
Tigania West Constituency  
**UDA Party**

Sen. Daniel Maanzo, MBS, MP  
Makueni County  
**WDM Party**

Hon. Joshua Kimilu, MP  
Kaiti Constituency  
**WDM Party**

Sen. Peris Pesi Tobiko, CBS, MP  
Nominated Senator  
**UDA Party**

Hon. Gabriel Kangombe, MP  
Gatundu South Constituency  
**UDA Party**

Sen. Beatrice Akinyi Ogolla, MP  
Nominated Senator  
**ODM**

Hon. Monicah Marubu, MP  
Lamu County  
**Independent Member**

Sen. Alexander Mundigi, MP  
Embu County  
**DP**

Hon. Martin Peters Owino, MP  
Ndhiwa Constituency  
**ODM Party**

Sen. Beth Syengo, MP  
Nominated Senator  
**ODM**

Hon. Patrick Kibagendi Osero, MP  
Borabu Constituency  
**ODM Party**

Sen. Allan Chesang, MP  
Trans Nzoia County  
**UDA Party**

## **I.5 COMMITTEE SECRETARIAT**

6. The Committee was facilitated by the following staff:

i. Mr. Dennis M. Ogechi	Clerk Assistant I (National Assembly)
ii. Mr. Peter Mulesi	Clerk Assistant I (Senate)
iii. Mr. Victor K. Kilimo	Clerk Assistant III (National Assembly)
iv. Ms. Evelyn Orina	Clerk Assistant III (National Assembly)
v. Ms. Ivy Nyambura	Clerk Assistant III (Senate)
vi. Mr. Gerald Kadede	Legal Counsel II (National Assembly)
vii. Ms. Faith Cheruto	Legal Counsel (Senate)
viii. Ms. Edith Chepngeno	Media Relations Officer (National Assembly)
ix. Mr. Hillary Cheruiyot	Research Officer III (Senate)

## CHAPTER TWO

### 2.0 SENATE AMENDMENTS UNDER MEDIATION

#### 2.1 INTRODUCTION

7. The Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023) is sponsored by Hon. Kimani Ichung'wah, EGH, MP, the Leader of the Majority Party in the National Assembly.
8. The Bill was published vide Kenya Gazette Supplement No. 75 of 24<sup>th</sup> May 2023 and was considered and passed with amendments by the National Assembly on Wednesday 23<sup>rd</sup> August 2023. The Bill was forwarded to the Senate for consideration pursuant to Standing Order 142 of the National Assembly Standing Orders.
9. The Senate considered and passed the Bill with amendments on Thursday 21<sup>st</sup> March 2024 and transmitted the amendments to the National Assembly seeking concurrence on 25<sup>th</sup> March 2024.
10. The National Assembly approved the Motion on the Report of the Committee of the Whole House on the consideration of the Senate amendments to the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023) on 18<sup>th</sup> October 2024. The Committee rejected one Senate amendment to the Bill warranting committal of the Bill to the Mediation Committee pursuant to Article 112 (2) (b) of the Constitution.

#### 2.2 CONSIDERATION OF THE CLAUSE UNDER MEDIATION

11. The following clause of the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023) that was emended by the Senate was considered by the Mediation Committee:

12. **Senate Amendments to the First Schedule to the Bill** - The First Schedule be amended by inserting the following new items immediately after item no. 3:

- “3A. Each county government department dealing with matters relating to agriculture; and
- 3B. Each county government department dealing with matters relating to health”.

13. **First Schedule Passed by the National Assembly**

##### **Competent Authorities**

- 1) The Ministry responsible for matters relating to public health and medical services
- 2) The Ministry responsible for matters relating to veterinary services, crop development
- 3) and livestock development
- 4) The Ministry responsible for matters relating to fisheries
- 5) The Agriculture and Food Authority
- 6) The Kenya Dairy Board
- 7) The Kenya Plant Health Inspectorate Service
- 8) The Pest Control Products Board
- 9) The Fertilizer and Animal Foodstuff Board
- 10) The National Biosafety Authority

- 11) The Kenya Bureau of Standards
- 12) The Veterinary Medicines Directorate

14. The Senate's amendment proposes to include each county department dealing in matters relating to health and agriculture in the list of competent authorities.

15. **National Assembly's Observation on the Senate's Amendment to the First Schedule –** Section 16 of the Bill outlines detailed functions of the county governments in relation to the food and feed safety and therefore the section sufficiently covers the role of the county governments. Additionally, the institutions listed as competent authorities under the First Schedule to the Act are recognized internationally, specific departments within the county governments might have a challenge in terms of international recognition.

## CHAPTER THREE

### 3.0 COMMITTEE OBSERVATION

16. Having considered and deliberated on the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023), particularly the clause under mediation, the Mediation Committee observed that Section 16 of the Bill outlines detailed functions of the county governments in relation to the food and feed safety and therefore the designation of county departments as "Competent Authorities" is redundant and structurally inconsistent, as these devolved units lack international recognition and are already administratively subordinate to the national institutions specified in the First Schedule.

## CHAPTER FOUR

### 4.0 COMMITTEE RECOMMENDATION

17. The Committee, having reviewed the Food and Feed Safety Control Co-Ordination Bill (National Assembly Bill No. 21 of 2023), particularly the clause under mediation, recommends that the House approves the Bill as amended in the Schedule in Chapter Five of this report.

## CHAPTER FIVE

### 5.0 SCHEDULE OF PROPOSED AMENDMENT

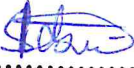
18. The Committee proposed the following amendment to be considered by the Houses in the Committee Stage:


#### FIRST SCHEDULE

(s. 2)

#### COMPETENT AUTHORITIES


1. The Ministry responsible for matters relating to public health and medical services.
2. The Ministry responsible for matters relating to veterinary services, crop development and livestock development.
3. The Ministry responsible for matters relating to fisheries.
4. The Agriculture and Food Authority.
5. The Kenya Dairy Board.
6. The Kenya Plant Health Inspectorate Service.
7. The Pest Control Products Board.
8. The Fertilizer and Animal Foodstuff Board.
9. The National Biosafety Authority.
10. The Kenya Bureau of Standards.
11. Veterinary Medicines Directorate.

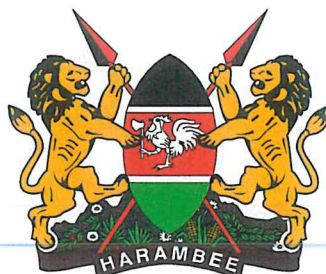
Signed..........Date.....2/4/2026  
Hon. Sabina Wanjiru Chege, CBS, MP  
Chairperson

Signed..........Date.....2/4/2026  
Sen. David Wafula Wakoli, MP  
Vice- Chairperson

Mediation Committee on the Food  
and Feed Safety Control Coordination  
Bill (National Assembly Bill No. 21 of  
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 <b>THE NATIONAL ASSEMBLY</b> PAPERS LAID	
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CLERK AT THE TABLE:	<u>Halima Ahmed</u>



THIRTEENTH PARLIAMENT - FIFTH SESSION - 2026

MEDIATION COMMITTEE ON THE FOOD AND FEED SAFETY CONTROL COORDINATION BILL,  
2023 (NATIONAL ASSEMBLY BILLS NO. 21 OF 2023)

ADOPTION SCHEDULE

We, the undersigned Honorable Members of the Mediation Committee on the Food and Feed Safety Control Coordination Bill, 2023 (National Assembly Bills No. 21 of 2023) today, **Tuesday, 10<sup>th</sup> March 2026** do hereby affix our signatures to this **Report of the Mediation Committee on the Food and Feed Safety Control Coordination Bill, 2023 (National Assembly Bills No. 21 of 2023)** to affirm our approval and confirm its accuracy, validity and authenticity:

S/NO.	NAME	SIGNATURE
1.	Hon. (Dr.) John Mutunga, MP	
2.	Sen. Peris Pesi Tobiko, CBS, MP	
3.	Hon. Sabina Chege, MP	
4.	Sen. Allan Chesang, MP	
5.	Hon. Gabriel Kagombe, MP	
6.	Sen. David Wakoli, MP	
7.	Hon. Monicah Marubu, MP	
8.	Sen. Beatrice Akinyi Ogolla, MP	
9.	Hon. Martin Peters Owino, MP	
10.	Sen. Daniel Maanzo, MBS, MP	
11.	Hon. Joseph Kimilu, MP	
12.	Hon. Patrick Kibangendi, MP	
13.	Sen. Alexander Mundigi, MP	
14.	Sen. Beth Syengo, MP	

