REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – FIFTH SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, OCTOBER 22, 2026 AT 2.30 P.M.

1. The House assembled at thirty minutes past Two O'clock.

2. The Proceedings were opened with Prayer.

3. Presiding – the Honourable Speaker.

4. QUORUM AT COMMENCEMENT OF THE HOUSE

There being no quorum present to commence business, the Speaker ordered that the Quorum Bell be rung for ten minutes;

And Quorum having been attained within ten minutes, business commenced.

5. COMMUNICATION FROM THE CHAIR

Recognition of a Delegation from the Parliament of Malawi

"**Honourable Members,** I wish to introduce to you a delegation from the Parliamentary Service Commission of the Parliament of Malawi who are seated in the *Speaker's Row*. They are—

(1) **The Rt. Hon. Sameer Gaffar Suleman, MP –** Speaker of the National Assembly/ Chairperson, Parliamentary Service Commission, Republic of Malawi.
(2) The Hon. Chifundo Makande, MP – Commissioner;
(3) The Hon. Daniel Chitonya, MP – Commissioner;
(4) The Hon. Penjani Kalua, MP – Commissioner;
(5) The Hon. Ismail Mkumba, MP – Commissioner; and
(6) The Hon. Beatrice Mwale, MP – Commissioner.

Honourable Members, the delegation, accompanied by their Deputy Clerk, **Mr. Chikondi Kachinjika** and two senior members of staff, is in the country to engage with the Parliament of Kenya to gain insights into the structures, systems and practices that support the effective functioning of the Parliamentary Service.

Honourable Members, on my own behalf and that of the National Assembly, I welcome them to Parliament and wish them fruitful engagements during their stay in the country. I thank you."

6. PETITIONS

(a) The Speaker reported the following Petition—

On Funding of Salaries for Employees of Public Universities

"**Honourable Members**, Article 119 of the Constitution accords any person the right to petition Parliament to consider any matter within its authority. Further, Standing Order 225(2)(b) requires the Speaker to report to the House any Petition other than that presented by a Member.

In this regard, **Honourable Members,** I wish to report to the House that my office is in receipt of a Petition from Dr. Constantine Wasonga Opiyo, PhD, National Secretary-General of the Universities' Academic Staff Union (UASU); Dr. Charles Mukhwaya, National Secretary-General of the Kenya Universities Staff Union (KUSU); and Mr. Odoyo Genga,

National Trustee of the Kenya Union of Domestic, Hotels, Educational Institutions, Hospitals and Allied Workers (KUDHEIHA).

The Petition concerns the negotiation, funding, and implementation of the 2025-2029 Collective Bargaining Agreements (CBAs), as well as the funding of salaries for employees of public universities. The Petitioners state that the three trade unions collectively represent approximately thirty thousand (30,000) university employees, and that they advocate for the protection and improvement of their terms and conditions of service, as well as the promotion of the quality of university education in the country.

Honourable Members, the Petitioners aver that the parties to the dispute signed a return-to-work formula on 23rd November 2024, committing themselves to concluding negotiations and implementing the 2025-2029 CBAs by 1st July 2025. They state that a subsequent return-to-work formula was signed on 5th November 2025, under which the parties again committed themselves to concluding the negotiations and implementing the CBAs within thirty (30) days.
Regrettably, although these return-to-work formulas brought an end to a period of industrial unrest and were intended to restore industrial harmony in public universities, the commitments made were not honoured by the Ministry of Education and the Inter-Public Universities Councils Consultative Forum (IPUCCF).

Honourable Members, the Petitioners further state that, on Monday 21st September 2026, the Salaries and Remuneration Commission (SRC) informed the unions representing university staff that neither the Ministry of Education nor the National Treasury had provided a written commitment guaranteeing that the financial obligations arising from the CBAs for public universities would be met through the National Exchequer.

This disclosure raised serious concerns regarding the credibility and practical viability of the negotiations that had been ongoing at Machakos University since 2025, particularly in the absence of a clear and binding commitment on the source of funding required to implement the agreements.

Honourable Members, the Petitioners are concerned that the Ministry of Education and the IPUCCF nonetheless proceeded with the negotiations without first securing or disclosing a clear written commitment from the National Treasury on exchequer funding. This left fundamental financial issues unresolved and rendered the negotiation process incomplete and potentially illusory.

The Petitioners contend that, in the absence of exchequer funding for the remuneration and other employment-related obligations of public university staff, any reliance on alternative funding mechanisms—including student fees and market-based funding models-would result in the discriminatory treatment of university employees. They note this is particularly disturbing when compared with other public officers whose remuneration is funded directly through the Consolidated Fund and appropriations approved by the National Assembly.

The Petitioners therefore raise concern that the Ministry of Education and the National Treasury have effectively adopted a funding mechanism for public universities whose legal basis is, in their view, unclear under the applicable legal framework, while relying on that mechanism to contest, limit, or deny the Government's outstanding funding obligations.

Honourable Members, the Petitioners state that the failure to resolve the dispute led the unions to embark on a nationwide strike that commenced on 2nd October 2026. During the strike, the IPUCCF presented a financial counteroffer to the unions, which the Petitioners

consider inadequate and insufficient to provide a basis for concluding the outstanding CBAs.

The Petitioners state that efforts to resolve the dispute through ongoing engagements with the IPUCCF, the Ministry of Education, and an inter-ministerial committee have not yielded a resolution of the CBA dispute, thereby necessitating the intervention of the National Assembly.

Honourable Members, the Petitioners therefore pray that this House urgently intervenes to—

(i) ensure that the National Treasury makes provisions for adequate financial resources and the necessary budgetary appropriations to enable the conclusion, signing, registration, and implementation of the 2025-2029 CBAs for employees of public universities;
(ii) ensure that the funding framework governing public universities is founded on a clear and lawful statutory basis and is consistent with the Constitution and applicable legislation; and
(iii) make any other recommendations that the House may deem appropriate to address the concerns raised by the Petitioners.

Honourable Members, having determined that the matters raised by the Petitioners fall squarely within the authority of this House, and that the issues raised in this Petition are not pending before any court of law, constitutional body, or other legal body, I hereby commit the Petition to the Departmental Committee on Education and Departmental Committee on Labour for joint consideration pursuant to Standing Order 208A.

The Committee is required to consider the Petition and report its findings to the House and to the Petitioners in accordance with Standing Order 227(2). I thank you!"

(b) The Member for Kangema (Hon. Peter Kihungi) presented Petition No. 28 of 2026 on behalf of tea farmers from Kangema Constituency regarding disparities in tea prices and farmers' earnings across tea-growing regions in Kenya.

Petition referred to the Departmental Committee on Agriculture and Livestock.

7. PAPERS

The following Papers were laid on the Table of the House—

i. Legal Notice No. 203 of 2026 relating to the Public Health (Declaration of Formidable Epidemic Disease) Order, 2026, an Explanatory Memoranda, and Regulatory Impact Assessment from the Office of the Cabinet Secretary, Ministry of Health;
ii. Legal Notice No. 204 of 2026 relating to the Public Health (Ebola Disease) Rules, 2026, an Explanatory Memoranda, and Regulatory Impact Assessment from the Office of the Cabinet Secretary, Ministry of Health.
iii. Reports of the Auditor-General and Financial Statements for the year ended 30th June 2026 and the certificates therein in respect of the following –
    a) Wings to Fly-Promotion of Youth Employment Through Scholarships Phase II (Wings to Fly IV) Project Grant/Credit Number BMZ No. 2018 67 399 – Ministry of Education (State Department for Technical, Vocational Education and Training);
    b) Kenya-China TVET Project Phase III on Establishment and Upgrading of Equipment in Technical, Vocational Education and Training Workshops Project Grant/Credit No. GCL20250100818 – State Department for Technical, Vocational Education and Training;

c) Youth Entrepreneurship and Innovation Multi-Donor Trust Fund (YEI-MDTF) TVET and Entrepreneurship (TVETE) ADB and ADF Project ID No. P-KE-IAE-003 Grant No. ML-0064 – State Department for Technical, Vocational Education and Training;
d) Skills Initiative for Africa (SIFA) Project Grant/Credit No. AUDA-NEPAD/KFW 2015 69 052/FW1/KEN/005, AUDA-NEPAD/KFW 2015 69 052/FW1/KEN/015 and AUD-NEPAD/KFW 2015 69 052/FW1/KEN/017 – Ministry of Education (State Department for Technical, Vocational Education and Training);
e) Support to Waste Management at Lake Victoria South Project Grant/Credit No. BMZ-No.201365352 – Lake Victoria South Water Works Development Agency;
f) Water Sector Development Programme – Lake Victoria South (Kisumu, Kisii, Nyamira and Litein) Loan No. BMZ-No. 2010 65 861 and Grant No. BMZ 2010 70 457 – Lake Victoria South Water Works Development Agency;
g) Receiver of Revenue Financial Statements – National Police Service;
h) Second Kenya Devolution Support Program (KSDP II) Credit No. IDA-7447-KE- County Government of Kakamega;
i) Mandera County Teaching and Referral Level 5 Hospital – County Government of Mandera;
j) Second Kenya Devolution Support Program Credit No. IDA-7447-KE – County Government of Bungoma;
k) Strengthening Drought Resilience for Small Holder Farmers and Pastoralist in the IGAD Region Project Number 03/DRESS-EA/07/OSS-KE/20 – State Department for Environment and Climate Change;
l) Kenya Watershed Services Improvement Project (KEWASIP) Credit No. IDA 7830-KE – State Department for Forestry;
m) National Council for Children's Services;
n) Golf Hotel Limited;
o) East Africa Skills for Transformation and Regional Integration Project (LOAN No. 6434-KE) – State Department for Roads;
p) Roads Annuity Fund – State Department for Roads;
q) Horn of Africa Gateway Development Project (Loan No. 6768 – KE) – State Department for Roads;
r) Enhancing Community Resilience and Water Security in the Upper Athi Catchment Area, Kenya Project Number: GCF/NEMA/FP175 – National Environment Authority;
s) Karatina University;
t) Increasing the Global Implementation of GHS Through a Pilot Focusing on Africa – Project Number S1-32ECL-000048 – State Department for Environment and Climate Change;
u) Green Zones Development Support Project Phase II Project Number: P-KE-AAD-005 – Kenya Forest Service;
v) Kirinyaga University;
w) East Africa Regional Transport, Trade and Development Facilitation Project (CREDIT No. 5638-KE IDA) – State Department for Roads;
x) Second Kenya Devolution Support Programme (KSDP II) Credit No. IDA-7447-KE – County Government of Mombasa;
y) Nyandarua County Kenya Devolution Support Program II;
z) Second Kenya Informal Settlements Improvement Project (KISIP 2) – County Government of Nyandarua;
aa) Nyandarua County Second Kenya Urban Support Program (KUSP2);
bb) Kisii County Second Devolution Support Program (KDSP II) Credit Number – IDA-7447;

cc) Migori County Second Kenya Devolution Support Programme – County Government of Migori;
dd) Kenya Maritime Authority Staff Mortgage and Car Loan Scheme;
ee) East Africa Skills for Transformation and Regional Integration Project (LOAN No. 6434-KE) – Kenya Coast National Polytechnic;
ff) Wanjohi Girls Secondary School – Nyandarua County;
gg) Kenya Education Management Institute;
hh) State Department for Science, Research and Innovation;
ii) Consolidated Kenya Pipeline Company PLC;
jj) Global Fund-Reducing the Burden, Ensuring Sustainability and Accelerating Progress Towards Malaria Elimination in Kenya Grant No: KEN-M-TNT-4149 – State Department for Public Health and Professional Standards;
kk) COVID-19 Health Emergency Response Project – Credit Number 6598-KE – Ministry of Health;
ll) Promotion of Youth Employment Through Scholarships Phase II (Wings to Fly IV) Project Grant/Credit Number BMZ No. 2018-67-399 – State Department for Basic Education; and
mm) Development of Schools Infrastructure in Nyamira County Project, Credit Number KF Loan 853 – State Department for Basic Education.

(iv) Reports of the Auditor-General and Financial Statements for the year ended 30th June 2025 and the certificates therein in respect of the following –
(i) The Senate;
(ii) Second Kenya Devolution Support Programme – County Government of Bungoma.

(Leader of the Majority Party)

(v) Report of the Kenya Delegation to the Pan-African Parliament on the Proceedings of the Second Ordinary Session of the Sixth Parliament of the Pan-African Parliament (PAP) held from 15th May to 2nd June 2023 in Gallagher Convention Centre, Midrand, South Africa.

(Hon. Rahab Mukami – Leader of Delegation)

8. NOTICES OF MOTION

The following Notices of Motion were given—

(a) **Reports of the Kenya Delegations to the Proceedings of the Pan African Parliament**

THAT, this House **notes** the Reports of the Kenya Delegation to the Second Ordinary Session of the Sixth Parliament of the Pan-African Parliament, and the Extraordinary Session of the Sixth Parliament of the Pan-African Parliament, held in Midrand, South Africa, from 15th May to 2nd June 2023 and 20th to 27th March 2024 respectively, *laid on the Table of the House on Thursday, 22nd October 2026 and Thursday, 2nd May 2024.*

(Hon. Rahab Mukami – Leader of Delegation)

(b) **Consideration of Audited Financial Statements of State Corporations (Training Colleges/Institutions) for the Financial Years 2018/2019, 2019/2020 and 2020/2021**

THAT, this House **adopts** the Second Report of the Public Investments Committee on Governance and Education on its consideration of audited Financial Statements of State Corporations (Training Colleges/Institutions) for the Financial

Years 2018/2019, 2019/2020 and 2020/2021, *laid on the Table of the House on Tuesday, 20th June 2023.*

(Chairperson, Public Investments Committee on Governance and Education)

9. RE-ORGANIZATION OF BUSINESS

Pursuant to the provisions of Standing Order 40(3), the Speaker reordered the sequence of business so as consideration of **Order No. 8** in the Supplementary Order Paper *(Committee of the whole House)* be undertaken before **Order No. 7** *(Questions and Statements)*.

10. COMMITTEE OF THE WHOLE HOUSE

Order for Committee read;

IN THE COMMITTEE

The Fourth Chairperson in the Chair

The Elections (Amendment) (No.2) Bill (Senate Bill No. 29 of 2024)

Clause 3 - amendment proposed -

THAT Clause 3 of the Bill be amended by deleting paragraph (c).

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;

Debate arising;

Question on the amendment put and agreed to.

Clause 3 as amended - agreed to.

Clause 4 - agreed to

Clause 5 - amendment proposed -

THAT Clause 5 of the Bill be amended by—

(a) deleting paragraph (b) and substituting therefor the following new paragraph—

(b) by deleting subsection (4) and substituting therefor the following new subsection—

(4) The firm engaged under subsection (1) shall conduct the audit and report to the Commission within a period of thirty days from the date of engagement and the firm shall cause the report on the audit of the Register of Voters to be published in at least two newspapers of nationwide circulation.

(b) inserting the following new paragraph immediately after paragraph (b)—

(c) by deleting subsection (5) and substituting therefor the following new subsection—

(5) The Commission shall, within fourteen days of receipt of the report under subsection (4), publish the report on its website and submit the report to the National Assembly and Senate.

(Hon. Caroli Omondi, MP)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and **negatived**.
Clause 5 - **not amended**.
Clause 5 - agreed to.

Clauses 6, 7 and 8 - agreed to

Clause 9 - amendment proposed -

THAT Clause 9 of the Bill be amended in paragraph (a) by inserting the word "assembly" immediately after the word "county" in the proposed new paragraph (b).
(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 9 as amended - agreed to.

Clause 10 - amendment proposed -

THAT Clause 10 of the Bill be amended by deleting paragraph (b) and substituting therefor the following new paragraph—
(b) in subsection (1) by deleting the word "nominated" appearing immediately after the words "may be" in the opening statement and substituting therefor the word "registered";
(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 10 as amended - agreed to.

Clauses 11, 12, 13 and 14 - agreed to

Clause 15 - amendment proposed -

THAT Clause 15 of the Bill be amended by inserting the following new paragraphs immediately after paragraph (a)—
(aa) by deleting subsection (2B);
(ab) by deleting subsection (2C);
(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;

Question on the amendment put and agreed to.
Clause 15 as amended - agreed to.

Clause 16 - amendment proposed -

THAT Clause 16 of the Bill be amended by deleting paragraph (c) and substituting therefor the following new paragraph—

(c) in subsection (3), by—

(i) deleting paragraph (b) and substituting therefor the following new paragraph—
(b) is the symbol of another independent candidate within the same county or of a political party; or

(ii) deleting paragraph (c) and substituting therefor the following paragraph—
(c) so nearly resembles the symbol of another independent candidate within the same county or political party or any other legal entity registered under any other written law."

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 16 as amended - agreed to.

Clauses 17 and 18 - agreed to.

Clause 19 - amendment proposed -

THAT Clause 19 of the Bill be amended by deleting paragraph (a).

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 19 as amended - agreed to.

Clause 20 - amendment proposed -

THAT, the Bill be amended by deleting Clause 20.

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 20 - **DELETED**.

Clause 21 - amendment proposed –

THAT, the Bill be amended by deleting Clause 21.
(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 21 - **DELETED**.

Clause 22 - amendment proposed -

THAT, the Bill be amended by deleting Clause 22.
(Hon. George Peter Kaluma, MP and the Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 22 - **DELETED**.

Clause 23 - amendment proposed -

THAT the Bill be amended by deleting Clause 23 and substituting therefor the following new Clause—

Amendment of section 44 of Cap. 7.

23. Section 44 of the principal Act is amended by inserting the following new subsection immediately after subsection (4)—

Cap. 411C.

(4A) In procuring the technology, the Commission shall ensure that, subject to the Constitution, this Act and the Data Protection Act, the technology is accessible and available for scrutiny by candidates, courts and such other persons as required under the law.

(Hon. George Peter Kaluma, MP)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 23 as amended - agreed to

Clause 24 - amendment proposed -

THAT Clause 24 of the Bill be amended by deleting paragraph (c).
(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;

Debate arising;
Question on the amendment put and agreed to.
Clause 24 as amended - agreed to

Clause 25 - amendment proposed -

THAT Clause 25 of the Bill be amended by deleting paragraph (a) and substituting therefor the following new paragraph—
(a) deleting subsection (2) and substituting therefor the following new subsection—
(2) A Member of Parliament may be recalled—
(a) for gross violation of a provision of the Constitution or any other law;
(b) where there are serious reasons for believing that the member has committed a crime under national or international law; or
(c) for gross misconduct.
(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 25 as amended - agreed to

Clauses 26, 27, 28 and 29 - agreed to

Clause 30 - amendment proposed -

THAT, the Bill be amended by deleting Clause 30.
(Hon. George Peter Kaluma, MP and the Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 30 - **DELETED**.

Clause 31 - agreed to

Clause 32 - amendment proposed -

THAT, the Bill be amended by deleting Clause 32.
(Hon. George Peter Kaluma, MP and the Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.

Clause 32 - **DELETED**.

New Clause 4A - New Clause 4A proposed-

THAT the Bill be amended by inserting the following new Clause immediately after Clause 4—

Amendment of section 7 of Cap. 7.

7. Section 7 of the principal Act is amended by inserting the following new subsections immediately after subsection (2)—

(3) The Commission shall maintain and publish, on its website and in the affected electoral areas, a register of transferred voters detailing the former and current registration centres or electoral area not less than ninety days preceding an election.

(4) The register under subsection (3) shall include the date of the application for transfer and the date of transfer of the voter's registration particulars from one electoral area to another.

(5) The Commission shall maintain a record of the applications for transfer, including all relevant forms, supporting documents and details of the authorization officer, which shall be at all times made available and accessible to the public through the Commission's website.

(Hon. Caroli Omondi, MP)

Motion made and question proposed;

THAT, New Clause 4A be Read a Second Time;

(Hon. Caroli Omondi, MP)

Debate arising;
Question put and **NEGATIVED**.

New Clause 13A - New Clause 13A proposed-

THAT the Bill be amended by inserting the following new Clause after Clause 13—

Amendment of section 26 of Cap. 7.

13A. Section 26 of the principal Act is amended by inserting the following new subsection after subsection (1)—

(3) A person who registers as a voter during the period when registration of voters is suspended for the purposes of a by-election as contemplated under section 5(1)(b) shall not be eligible to contest in the electoral area affected by the by-election.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Motion made and question proposed;

THAT, New Clause 13A be Read a Second Time;

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;

Question put and agreed to.

Motion made and question proposed;
THAT, New Clause 13A be part of the Bill.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

There being no debate arising;
Question put and agreed to.
New Clause 13A - agreed to.

New Clause 26A - New Clause 26A proposed-

THAT the Bill be amended by inserting the following new Clause after Clause 26—

Amendment of section 47 of Cap. 7.

26A. Section 47 of the principal Act is amended by subsection (5) and substituting therefor the following new subsection—

(5) A recall election shall be decided by—

(a) a simple majority of the voters voting in the recall election; and
(b) the concurrence of at least one-third of—

(i) the registered voters in every ward of the affected constituency, in the case of a member of the National Assembly; or
(ii) the registered voters in every constituency of the affected county, in the case of a member of the Senate.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Motion made and question proposed;

THAT, New Clause 26A be Read a Second Time;
(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;
Question put and **NEGATIVED**.

*(NB: The proposed New Clause 26A was thereafter **RECOMMITTED**).*

New Clause 33 - New Clause 33 proposed-

THAT the Bill be amended by inserting the following new Clauses immediately after Clause 32—

Amendment of section 109 of Cap. 7.

33. Section 109 of the principal Act is amended by—

(a) deleting subsection (3) and substituting therefor the following new subsection—

(3) The Commission shall make or amend its regulations and publish them in the *Gazette* not later than four months before the date of a general election.

(b) by inserting the following new subsection immediately after subsection (3)—

(3A) The Commission shall subject the regulations made or amended pursuant to subsection (3) to public participation in accordance with the Statutory Instruments Act.

Cap. 2A.

(c) deleting subsection (4).

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Motion made and question proposed;

THAT, New Clause 33 be Read a Second Time;

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;
Question put and agreed to.

Motion made and question proposed;
THAT, New Clause 33 be part of the Bill.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

There being no debate arising;
Question put and agreed to.
New Clause 33 - agreed to.

Clause 2 - amendment proposed -

THAT Clause 2 of the Bill be amended by—

(a) deleting paragraph (c) and substituting therefor the following new paragraph—

(c) deleting the definition of "political party" and substituting therefor the following new definition—

"political party" has the meaning assigned to it under section 2 of the Political Parties Act;"

(b) by deleting paragraph (d).

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question on the amendment proposed;
Debate arising;
Question on the amendment put and agreed to.
Clause 2 as amended -agreed to

Title -agreed to

Clause 1 -agreed to

Bill to be reported with amendments.

NB: During the course of the Sitting, the Member for Kirinyaga County (Hon. Njeri Maina, MP) said that *"Apparently, even aliens may be registered to vote, and abuse the democratic rights of Kenyans."*;

Several Honourable Members objected to her statement;

The Member insisted that she had used the word 'may' or 'possibly', and further added that "*We have seen in media stations that Identity Cards are being issued to persons that are not Kenyans*", and that *"it is information that is in public domain."*;

Pursuant to the provisions of Standing Order 91, the Chair of the Committee of the Whole House on The Elections (Amendment) (No.2) Bill (Hon. Farah Maalim, MP) directed the Member to substantiate her claim on Tuesday, 3rd November 2026, or else withdraw her statement and apologize to the House.

11. HOUSE RESUMED -the Deputy Speaker in the Chair

The Elections (Amendment) (No.2) Bill (Senate Bill No. 29 of 2024)

Bill reported with amendments.

Motion made and Question proposed–

THAT, the Motion for Agreement with the Report of the Committee of the Whole House on The Elections (Amendment) (No.2) Bill (Senate Bill No. 29 of 2024) be amended by inserting the words "subject to recomittal of New Clause 26A."

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

House dissolved to Committee of the Whole House for recommital of New Clause 26A.

12. COMMITTEE OF THE WHOLE -RECOMMITAL OF NEW CLAUSE 26A

Order for Committee read;

IN THE COMMITTEE

The Deputy Speaker

The Elections (Amendment) (No.2) Bill (Senate Bill No. 29 of 2024)

New Clause 26A - New Clause 26A proposed

THAT the Bill be amended by inserting the following new Clause after Clause 26—

Amendment of section 47 of Cap. 7.

26A. Section 47 of the principal Act is amended by subsection (5) and substituting therefor the following new subsection—

(5) A recall election shall be decided by—

(c) a simple majority of the voters voting in the recall election; and

(d) the concurrence of at least one-third of—

(iii) the registered voters in every ward of the affected constituency, in the case of a member of the National Assembly; or

(iv) the registered voters in every constituency of the affected county, in the case of a member of the Senate.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Motion made and question proposed;

THAT, New Clause 26A be Read a Second Time;

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;
Question put and agreed to.

Motion made and question proposed;
THAT, New Clause 26A be part of the Bill.

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

There being no debate arising;
Question put and agreed to.
New Clause 26A - agreed to.

Bill to be reported with amendments.

13. HOUSE RESUMED - the Honourable Speaker in the Chair

The Elections (Amendment) (No.2) Bill (Senate Bill No. 29 of 2024)

Bill reported with amendments.

Motion made and Question proposed–

THAT, the House do agree with the Report of the Committee of the Whole House on its consideration of the Elections (Amendment) (No.2) Bill (Senate Bill No. 29 of 2024).

(The Leader of the Majority Party)

There being no debate arising;
Question put and agreed to.

Motion made and Question proposed-

THAT, the Elections (Amendment) (No.2) Bill (Senate Bill No. 29 of 2024) be now read a Third time.

(The Leader of the Majority Party)

Debate arising;
Question put and agreed to.

Bill read a Third time and passed.

14. STATEMENTS

(a) Requests for Statements pursuant to Standing Order 44(2)(c)

(i) The Member for Lamu East (Hon. (Capt.) Ruweida Obo) requested for a Statement from the Chairperson of the Departmental Committee on Energy regarding prolonged power outage in Lamu East Constituency;

(ii) The Member for Mandera South (Hon. Abdul Haro), requested for a Statement from the Chairperson of the Departmental Committee on Administration and Internal Security regarding the disappearance of Mr. Issak Abdulla, a National Police Reservist, from Mandera South Constituency;

(iii) The Nominated Member (Hon. Sabina Chege), on behalf of the Member for Chuka/Igambang'ombe (Hon. Patrick Munene) requested for a Statement from the Chairperson of the Departmental Committee on Administration and Internal Security regarding delayed gazettement and operationalization of Kathanje Police Station in Tharaka Nithi County;

(iv) The Member for Embakasi West (Hon. Mark Mwenje) requested for a Statement from the Chairperson of the Departmental Committee on Administration and Internal Security regarding insecurity and violent disruption of Mashujaa Day Celebrations;

(v) The Member for Kirinyaga Central (Hon. Joseph Gitari) requested for a Statement from the Chairperson of the Departmental Committee on Agriculture and Livestock regarding delayed payments and supply of fertilizer to rice farmers in Mwea Irrigation Scheme;

(vi) The Member for Central Imenti (Hon. Moses Kirima) requested for a Statement from the Chairperson of the Departmental Committee on Blue Economy, Water and Irrigation regarding disconnection of water supply in Central Imenti Constituency;

(vii) The Member for Emgwen (Hon. Josses Lelmengit) requested for a Statement from the Chairperson of the Departmental Committee on Education regarding implementation and financing of the National Basic Education Institutions Solarisation Programme;

(viii) The Member for Kabete (Hon. Githua Wamacukuru) requested for a Statement from the Chairperson of the Departmental Committee on Environment, Forestry and Mining regarding implementation of the Nairobi Rivers Commission Project in Kabete Constituency;

(ix) The Nominated Member (Hon. Umulkher Harun) requested for a Statement from the Chairperson of the Departmental Committee on Health regarding delayed payment of Community Health Promoters in Garissa County;

(x) The Member for Tigania West (Hon. (Dr.) John Mutunga) requested for a Statement from the Chairperson of the Departmental Committee on Justice and Legal Affairs regarding dispute on the ownership of land situated in Ruiri area in Meru County;

(xi) The Member for Ijara (Hon. Abdi Ali Abdi) requested for a Statement from the Chairperson of the Departmental Committee on Transport and Infrastructure regarding upgrading of roads to bitumen standards in Ijara Constituency;
(xii) The Member for Lagdera (Hon. Mohamed Abdikadir) requested for a Statement from the Chairperson of the Departmental Committee on Tourism and Wildlife regarding human-wildlife conflict in parts of Lagdera Constituency; and
(xiii) The Member for Nakuru Town East (Hon. David Gikaria) requested for a Statement from the Chairperson of the Departmental Committee on Blue Economy, Water and Irrigation regarding fishing activities in Lake Nakuru.
(xiv) The request for Statement by the Member for Tetu (Hon. Geoffrey Wandeto) from the Chairperson of the Departmental Committee on Finance and National Planning regarding public disclosure of the International Monetary Fund (IMF) governance and corruption diagnostic report for Kenya was deferred.

(b) Responses to Statements pursuant to Standing Order 44(2)(c)—

(i) The Chairperson of the Departmental Committee on Energy issued a response to a Statement requested by the Member for Wajir South (Hon. Mohamed Adow) regarding power blackout in Habaswein Town and surrounding areas; and
(ii) The Chairperson of the Departmental Committee on Lands issued a response to a Statement requested by the Member for Mandera East (Hon. Hussein Weytan) regarding reservation of community land in Mandera East Constituency.

(c) Statement pursuant to Standing Order 44(2)(a)

Pursuant to the provision of Standing Order 44(2)(a), the Leader of the Majority Party issued a Statement, on behalf of the House Business Committee, regarding the business of the House for the week commencing Tuesday, 3rd November 2026.

And the time being twenty four minutes past Eight O'clock, the Honourable Speaker adjourned the House without Question put pursuant to the Standing Orders.

15. HOUSE ROSE - at twenty four minutes past Eight O'clock.

M E M O R A N D U M

The Speaker will take the Chair on
Tuesday, 3rd November 2026 at 2.30pm

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