



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FIRST SESSION)

THE SENATE

SUPPLEMENTARY ORDER PAPER

THURSDAY, OCTOBER 13, 2022 AT 2.30 PM

PRAYER

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers (as listed in the Appendix)
6. Notices of Motion (as listed in the Appendix)
7. Statements (as listed in the Appendix)
8. **MOTION - APPROVAL OF SENATORS TO SERVE IN THE SPEAKER'S PANEL**
(The Senate Majority Leader)

THAT, pursuant to Standing Order 20, the Senate approves the nomination of the following Senators to serve in the Speaker's Panel and to further preside over the Senate in the absence of the Speaker and the Deputy Speaker, pursuant to Article 107(1)(c) of the Constitution and Standing Order 18 of the Senate-

1. Sen. Wakili Hillary Kiprotich Sigei, MP
2. Sen. Veronica W. Nduati, MP
3. Sen. Abdul Mohammed Haji, MP
4. Sen. Catherine Muyeka Mumma, MP.

9. **MOTION - APPROVAL OF SENATORS TO SERVE IN THE PROCEDURE AND RULES COMMITTEE**
(The Senate Majority Leader)

THAT, pursuant to Standing Orders No. 191 (2) (d) and 199, the Senate approves the following Senators nominated by the Senate Business Committee to serve in the Procedure and Rules Committee, in addition to Senators specified in Standing Order 191 (2) (a), (b) and (c)-

...../Motions

1. Sen. Sheikh Mohammed Abass, MP
2. Sen. Joseph Nyutu Ngugi, MP
3. Sen. Beth Kalunda Syengo, MP

10. **MOTION - APPROVAL OF SENATORS TO SERVE IN THE POWERS AND PRIVILEGES COMMITTEE**

(The Senate Majority Leader)

THAT, Pursuant to section 15 (1) (b) (ii), of the Parliamentary Powers and Privileges Act, and Standing Order 199, the Senate approves the following Senators nominated by the Senate Business Committee to serve in the Committee on Powers and Privileges, in addition to the Speaker of the Senate, who, pursuant to Section 15 (1) (b) (i) of the Parliamentary Powers and Privileges Act, shall be the Chairperson of the Committee-

1. Sen. Alexander Munyi Mundigi, MP
2. Sen. Wamatinga Wahome, MP
3. Sen. Rosalinda Soipan Tuiya, CBS, MP
4. Sen. Miraj Abdulahi Abdulrahman, MP
5. Sen. James Lomenen Ekomwa, MP
6. Sen. Shakila Abdalla Mohamed, MP

11. **MOTION - APPROVAL OF SENATORS TO SERVE IN STANDING COMMITTEES OF THE SENATE**

(The Senate Majority Leader)

THAT, pursuant to Standing Orders 199 and 228, and the Fourth Schedule to the Standing Orders, the Senate approves the following Senators nominated by the Senate Business Committee to serve in Standing Committees of the Senate as follows –

A. Agriculture, Livestock and Fisheries

- 1 Sen. James Kamau Murango, MP
- 2 Sen. Alexander Munyi Mundigi, MP
- 3 Sen. Wamatinga Wahome, MP
- 4 Sen. Allan Kiprotich Chesang’, MP
- 5 Sen. Maureen Tabitha Mutinda, MP
- 6 Sen. Moses Otieno Kajwang’, MP
- 7 Sen. Daniel Kitonga Maanzo, MP
- 8 Sen. Enoch Kii Wambua, MP
- 9 Sen. Beth Kalunda Syengo, MP

B. Devolution and Intergovernmental Relations

- 1 Sen. Sheikh Mohamed Abass, MP
- 2 Sen. Roselinda Soipan Tuya, CBS, MP
- 3 Sen. Peris Pesi Tobiko, MP
- 4 Sen. George Mungai Mbugua, MP

- 5 Sen. Mohamed Said Chute, MP
- 6 Sen. (Dr.) Oburu Oginga, CBS, MP
- 7 Sen. Richard Momoima Onyonka, MP
- 8 Sen. Hezena M. Lemaletian, MP
- 9 Sen. Catherine Muyeka Mumma, MP

C. Education

- 1 Sen. Joseph Nyutu Ngugi, MP
- 2 Sen. Peris Pesi Tobiko, MP
- 3 Sen. Lenku Ole Kanar Seki, MP
- 4 Sen. James Kamau Murango, MP
- 5 Sen. John Kinyua Nderitu, MP
- 6 Sen. (Prof.) Margaret Kamar, EGH, MP
- 7 Sen. Agnes Kavindu Muthama, MP
- 8 Sen. Joseph Githuku Kamau, MP
- 9 Sen. Johnes Mwashushe Mwaruma, MP

D. Energy

- 1 Sen. Wamatinga Wahome, MP
- 2 Sen. Veronica W. Nduati, MP
- 3 Sen. Danson Buya Mungatana, MP
- 4 Sen. Sheikh Mohamed Abass, MP
- 5 Sen. (Dr.) Boni Khalwale, CBS, MP
- 6 Sen. Ledama Olekina, MP
- 7 Sen. (Dr.) Oburu Oginga, CBS, MP
- 8 Sen. James Lemenen Ekomwa, MP
- 9 Sen. Edwine Watanya Sifuna, MP

E. Finance and Budget

- 1 Sen. Ali Ibrahim Roba, MP
- 2 Sen. Maureen Tabitha Mutinda, MP
- 3 Sen. (Dr.) Boni Khalwale, CBS, MP
- 4 Sen. Joyce Chepkoech Korir, MP
- 5 Sen. Tabitha Karanja Keroche, MP
- 6 Sen. Richard Momoima Onyonka, MP
- 7 Sen. Shakila Abdalla Mohamed, MP
- 8 Sen. Eddy Gicheru Oketch, MP
- 9 Sen. Mohamed Faki Mwinyihaji, MP

F. Health

- 1 Sen. Jackson Kiplagat Mandago, EGH, MP
- 2 Sen. Mariam Sheikh Omar, MP
- 3 Sen. Raphael Chimera Mwinzagu, MP
- 4 Sen. Joseph Nyutu Ngugi, MP
- 5 Sen. Roselinda Soipan Tuya, CBS, MP
- 6 Sen. Erick Okong'o Mogeni, SC, MP
- 7 Sen. Ledama Olekina, MP
- 8 Sen. Abdul Mohammed Haji, MP
- 9 Sen. Hamida Kibwana, MP

G. Information, Communication and Technology

- 1 Sen. Allan Kiprotich Chesang, MP
- 2 Sen. Gloria Magoma Orwoba, MP
- 3 Sen. Miraj Abdulahi Abdulrahman, MP
- 4 Sen. Karen Njeri Nyamu, MP
- 5 Sen. Samson Kiprotich Cherarkey, MP
- 6 Sen. Boy Issa Juma, MP
- 7 Sen. Shakila Abdalla Mohamed, MP
- 8 Sen. Beatrice Akinyi Oyomo, MP
- 9 Sen. Godfrey Atieno Osotsi, MP

H. Justice, Legal Affairs and Human Rights

- 1 Sen. Wakili Hillary Kiprotich Sigei, MP
- 2 Sen. Raphael Chimera Mwinzagu, MP
- 3 Sen. Samson Kiprotich Cherarkey, MP
- 4 Sen. Veronica W. Nduati, MP
- 5 Sen. William Cheptumo Kipkiror, CBS, MP
- 6 Sen. Fatuma Adan Dullo, CBS, MP
- 7 Sen. Hamida Kibwana, MP
- 8 Sen. Andrew Omtatah Okoiti, MP
- 9 Sen. Catherine Muyeka Mumma, MP

I. Labour and Social Welfare

- 1 Sen. Julius Murgor Recha, MP
- 2 Sen. George Mungai Mbugua, MP
- 3 Sen. Karen Njeri Nyamu, MP
- 4 Sen. Alexander Munyi Mundigi, MP
- 5 Sen. Miraj Abdulahi Abdulrahman, MP
- 6 Sen. Mohamed Faki Mwinyihaji, MP
- 7 Sen. Erick Okong’o Mogeni, SC, MP
- 8 Sen. (Rtd.) Justice Stewart Madzayo, CBS, MP
- 9 Sen. Crystal Kegehi Asige, MP

J. Land, Environment and Natural Resources

- 1 Sen. John Muhia Methu, MP
- 2 Sen. (Dr.) Steve Lelegwe Ltumbesi, MP
- 3 Sen. William Cheptumo Kipkiror, CBS, MP
- 4 Sen. Wamatinga Wahome, MP
- 5 Sen. Mariam Sheikh Omar, MP
- 6 Sen. Issa Juma Boy, MP
- 7 Sen. Johnes Mwashushe Mwaruma, MP
- 8 Sen. Agnes Kavindu Muthama, MP
- 9 Sen. Beatrice Akinyi Oyomo, MP

K. National Cohesion, Equal Opportunity and Regional Integration

- 1 Sen. Mohamed Said Chute, MP
- 2 Sen. Joyce Chepkoech Korir, MP

- 3 Sen. Julius Gataya Mwenda, MP
- 4 Sen. Gloria Magoma Orwoba, MP
- 5 Sen. Raphael Chimera Mwinzagu, MP
- 6 Sen. Betty Batuli Montet, MP
- 7 Sen. Joseph Githuku Kamau, MP
- 8 Sen. James Lomenen Ekomwa, MP
- 9 Sen. Beth Kalunda Syengo, MP

L. National Security, Defence and Foreign Relations

- 1 Sen. William Cheptumo Kipkiror, CBS, MP
- 2 Sen. Karen Njeri Nyamu, MP
- 3 Sen. Julius Murgor Recha, MP
- 4 Sen. Lenku Ole Kanar Seki, MP
- 5 Sen. George Mungai Mbugua, MP
- 6 Sen. Fatuma Adan Dullo, CBS, MP
- 7 Sen. Joseph Githuku Kamau, MP
- 8 Sen. Tom Odhiambo Ojienda, SC, MP
- 9 Sen. Abdul Mohammed Haji, MP

M. Roads, Transportation and Housing

- 1 Sen. Paul Karungo Thangwa, MP
- 2 Sen. Peris Pesi Tobiko, MP
- 3 Sen. John Kinyua Nderitu, MP
- 4 Sen. Mohamed Said Chute, MP
- 5 Sen. (Dr.) Steve Lelegwe Ltumbesi, MP
- 6 Sen. Enoch Kii Wambua, MP
- 7 Sen. Moses Otieno Kajwang', MP
- 8 Sen. (Rtd.) Justice Stewart Madzayo, CBS, MP
- 9 Sen. Edwine Watanya Sifuna, MP

N. Trade, Industrialization and Tourism

- 1 Sen. Lenku Ole Kanar Seki, MP
- 2 Sen. Onesimus Kipchumba Murkomen, EGH, MP
- 3 Sen. Jackson Kiplagat Mandago, EGH, MP
- 4 Sen. Tabitha Karanja Keroche, MP
- 5 Sen. Paul Karungo Thangwa, MP
- 6 Sen. Crystal Kegehi Asige, MP
- 7 Sen. Andrew Omtatah Okoiti, MP
- 8 Sen. Betty Batuli Montet, MP
- 9 Sen. Hezena M. Lemaletian, MP

12. MOTION - APPROVAL OF SENATORS TO SERVE IN THE COUNTY PUBLIC ACCOUNTS COMMITTEE; COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS COMMITTEE; AND THE COMMITTEE ON DELEGATED LEGISLATION

(The Senate Majority Leader)

THAT, pursuant to Standing Orders Nos.193, 194, 195, and 199 the Senate approves the following Senators nominated by the Senate Business Committee to serve in Select Committees of the Senate as follows –

...../Motions

A. County Public Accounts Committee

1. Sen. Samson Kiprotich Cherarkey, MP
2. Sen. John Muhia Methu, MP
3. Sen. Mariam Sheikh Omar, MP
4. Sen. Julius Gataya Mwenda, MP
5. Sen. Moses Otieno Kajwang', MP
6. Sen. Fatuma Adan Dullo, CBS, MP
7. Sen. Richard Momoima Onyonka, MP
8. Sen. Edwine Watanya Sifuna, MP
9. Sen. Andrew Omtatah Okoiti, MP

B. County Public Investments and Special Funds Committee

1. Sen. Onesimus Kipchumba Murkomen, EGH, MP
2. Sen. Paul Karungo Thangwa, MP
3. Sen. Maureen Tabitha Mutinda, MP
4. Sen. Miraj Abdullahi Abdulrahman, MP
5. Sen. Eddy Gicheru Oketch, MP
6. Sen. Ledama Olekina, MP
7. Sen. Hamida, Kibwana MP
8. Sen. Tom Odhiambo Ojienda, SC, MP
9. Sen. Godfrey Atieno Osotsi, MP

C. Committee on Delegated Legislation

1. Sen. Julius Gataya Mwenda, MP
2. Sen. Danson Buya Mungatana, MP
3. Sen. Gloria Magoma Orwoba, MP
4. Sen. Joyce Chepkoech Korir, MP
5. Sen. Julius Murgor Recha, MP
6. Sen. Daniel Kitonga Maanzo, MP
7. Sen. Mohamed Faki Mwinyihaji, MP
8. Sen. Betty Batuli Montet, MP
9. Sen. (Rtd.) Justice Stewart Madzayo, CBS, MP

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...../Appendix

APPENDIX

1. PAPERS

- i.) Report of the Auditor General on the Financial Statements of Machakos County Executive Committee and Chief Officers' Car Loan & Mortgage Scheme for the year ended 30th June, 2021.
- ii.) Report of the Auditor General on the Financial Statements of Machakos County Bursary Fund for the year ended 30th June, 2021.
- iii.) Report of the Auditor General on the Financial Statements of Municipal Council of Machakos Water & Sewerage Company Ltd for the year ended 30th June, 2021.
- iv.) Report of the Auditor General on the Financial Statements of Mavoko Water & Sewerage Company Ltd for the year ended 30th June, 2021.
- v.) Report of the Auditor General on the Financial Statements of Matungulu-Kangundo Water & Sewerage Company Ltd for the year ended 30th June, 2021.
- vi.) Report of the Auditor General on the Financial Statements of Mwala Water & Sanitation Company Ltd for the year ended 30th June, 2021.
- vii.) Report of the Auditor General on the Financial Statements of Nyeri County Executive Car Loan & Mortgage (Staff) Scheme Fund for the year ended 30th June, 2021.
- viii.) Report of the Auditor General on the Financial Statements of Nyeri County Enterprise Development Fund for the year ended 30th June, 2021.
- ix.) Report of the Auditor General on the Financial Statements of Nyeri Water & Sanitation Company Ltd for the year ended 30th June, 2021.
- x.) Report of the Auditor General on the Financial Statements of Mathira Water & Sanitation Company Ltd for the year ended 30th June, 2021.
- xi.) Report of the Auditor General on the Financial Statements of Naromoru Water & Sanitation Company Ltd for the year ended 30th June, 2021.
- xii.) Report of the Auditor General on the Financial Statements of Laikipia County Executive Members Car Loan & Mortgage Scheme Fund for the year ended 30th June, 2021.

- xiii.) Report of the Auditor General on the Financial Statements of Laikipia County Assembly (Members) Car & Mortgage Fund for the year ended 30th June, 2021.
- xiv.) Report of the Auditor General on the Financial Statements of Laikipia County Emergency Fund for the year ended 30th June, 2021.
- xv.) Report of the Auditor General on the Financial Statements of Laikipia County Development Authority for the year ended 30th June, 2021.
- xvi.) Report of the Auditor General on the Financial Statements of Laikipia County Enterprise Fund for the year ended 30th June, 2021.
- xvii.) Report of the Auditor General on the Financial Statements of Laikipia County Education Bursary Fund for the year ended 30th June, 2021.
- xviii.) Report of the Auditor General on the Financial Statements of Nyahururu Water & Sanitation Company Ltd for the year ended 30th June, 2021.
- xix.) Report of the Auditor General on the Financial Statements of Nanyuki Water & Sewerage Company Ltd for the year ended 30th June, 2021.
- xx.) Report of the Auditor General on the Financial Statements of Laikipia County Assets Leasing Fund for the year ended 30th June, 2021.
- xxi.) Report of the Auditor General on the Financial Statements of Laikipia County Revenue Board for the year ended 30th June, 2021.
- xxii.) Report of the Auditor General on the Financial Statements of Makueni County Assembly Car & Mortgage Loan Fund for the year ended 30th June, 2021.
- xxiii.) Report of the Auditor General on the Financial Statements of Makueni County Emergency Fund for the year ended 30th June, 2021.
- xxiv.) Report of the Auditor General on the Financial Statements of Makueni County State & Public Officers Car Loan & Mortgage Fund for the year ended 30th June, 2021.
- xxv.) Report of the Auditor General on the Financial Statements of Makueni County Youth, Men, Women, Persons with Disabilities and Table-Banking Groups Empowerment Fund for the year ended 30th June, 2021.

- xxvi.) Report of the Auditor General on the Financial Statements of Wote Water & Sewerage Company Ltd for the year ended 30th June, 2021.
- xxvii.) Report of the Auditor General on the Financial Statements of Kibwezi-Makindu Water & Sanitation Company Ltd for the year ended 30th June, 2021.
- xxviii.) Report of the Auditor General on the Financial Statements of Makueni County Sand Conservation & Utilization Authority for the year ended 30th June, 2021.
- xxix.) Report of the Auditor General on the Financial Statements of Kitui County Assembly Car & Mortgage (Members) Scheme Fund for the year ended 30th June, 2021.
- xxx.) Report of the Auditor General on the Financial Statements of Kitui County Assembly Service Board Employees' Car & Mortgage Fund Schemes for the year ended 30th June, 2021.
- xxxi.) Report of the Auditor General on the Financial Statements of Kitui County Textile Centre for the year ended 30th June, 2021.
- xxxii.) Report of the Auditor General on the Financial Statements of Kitui Water & Sanitation Company Ltd for the year ended 30th June, 2021.
- xxxiii.) Report of the Auditor General on the Financial Statements of Kiambere Mwingi Water & Sanitation Company Ltd for the year ended 30th June, 2021 for the year ended 30th June, 2021.
- xxxiv.) Report of the Auditor General on the Financial Statements of Uasin - Gishu County Executive for the year ended 30th June, 2021.
- xxxv.) Report of the Auditor General on the Financial Statements of Uasin - Gishu County Assembly Members Mortgage & Car Loan Scheme Fund for the year ended 30th June, 2021.
- xxxvi.) Report of the Auditor General on the Financial Statements of Uasin-Gishu County Alcoholic Drinks Control Fund for the year ended 30th June, 2021.
- xxxvii.) Report of the Auditor General on the Financial Statements of North Rift Valley Water Works Development Agency for the year ended 30th June, 2021.
- xxxviii.) Report of the Auditor General on the Financial Statements of Nakuru County Bursary Fund for the year ended 30th June, 2021.

...../Appendix

- xxxix.) Report of the Auditor General on the Financial Statements of Nakuru County Persons with Disabilities Fund for the year ended 30th June, 2021.
- xl.) Report of the Auditor General on the Financial Statements of Nakuru County Emergency Fund for the year ended 30th June, 2021.
- xli.) Report of the Auditor General on the Financial Statements of Nakuru Water & Sanitation Services company Ltd for the year ended 30th June, 2021.

(The Senate Majority Leader)

2. NOTICES OF MOTIONS

i.) Parking charges in institutions offering essential services to the public

(Sen. Edwine Sifuna, MP)

THAT, AWARE THAT, many urban areas and towns in Kenya lack designated car parking areas as a result of imbalance between parking supply and demand mainly due to ineffective land use planning and miscalculations of space requirements, thereby leading to exorbitant parking fees;

NOTING THAT, most essential services offered in hospitals, educational institutions, airports, shopping malls and other public utilities are offered in urban centers, and other designated areas that charge parking fees to access;

ACKNOWLEDGING, that whether they are delivered by public or private providers, essential services such as health, banking, education, shopping and other utilities are considered to be public services because they are public goods that sustain the well-being of every citizen and help in the development of the society as a whole;

CONCERNED, that access to hospitals, educational institutions, airports, shopping malls and other places offering essential services might be hindered due to exorbitant parking fees levied on motorists accessing these services;

FURTHER CONCERNED, that charging entry fees amount to double taxation as the motorists who would have paid the parking fees will still pay for the services they seek;

NOW THEREFORE, the Senate urges the Cabinet Secretary for Lands, Housing and Physical Planning together with the Council of Governors to come up with a policy framework to create an enabling environment for protection of motorists accessing essential services from paying exorbitant parking fees.

...../Appendix

ii.) **Promotion of mental health facilities for mothers**
(Sen. Hamida Kibwana, MP)

THAT, AWARE THAT according to the World Health Organization, globally 10% of pregnant women and 13% of women who have just given birth experience a mental condition, referred to as perinatal depression, which is higher in developing countries with 15.6% during pregnancy, and 19.8% after child birth;

FURTHER AWARE that women who go through still birth and those that lose their children during delivery are taken to the general maternity ward where other mothers with healthy babies are recovering, causing them mental anguish and adversely impacting their mental health;

NOTING THAT integrating mental health care into primary healthcare settings requires training in psychiatric care and providing consulting support to primary care providers, considering that there are not enough mental health care providers to meet the current and growing need for mental health services;

APPRECIATING THAT the Health Act under section 6 (1) (b) provides that every person has a right to reproductive health care which includes the right of access to appropriate health care services that will enable mothers go safely through pregnancy, childbirth, and the postpartum period which should include the integration of mental health in perinatal care as recommended by the National Mental Health Taskforce in its “Mental Health and Wellbeing towards Happiness and National Prosperity” report;

NOW THEREFORE, the Senate urges the Ministry of Health in collaboration with the Council of Governors to:

- (i) ensure that all county health facilities with maternity wings, allocate a separate ward for recovery for the mothers who have gone through still birth or those that have lost their babies during delivery;
- (ii) facilitate continuous mental health training and the provision of counselling support in the perinatal wards for all primary care providers in all counties;
- (iii) establish counselling facilities at all county health facilities with maternity wings to provide counselling therapy to mothers who lose their children through a miscarriage, during delivery, or through still birth; and,
- (iv) establish counselling facilities at all county health facilities with maternity wings to provide counselling therapy to mothers who are suffering from perinatal and postpartum depression.

3. STATEMENTS

i.) **Pursuant to Standing Order 52 (1)**

The Senator for Nandi County, (Sen. Samson Cherarkey, MP) to make a statement on the exemplary performance by athletes Eliud Kipchoge, Amos Kipruto and Joyciline Jepkosgei in Berlin and London marathons respectively.

ii.) **Pursuant to Standing Order 53 (1)**

i.) The Senator for Machakos County, (Sen. Agnes Kavindu, MP) to seek a Statement from the Standing Committee on Land, Environment and Natural Resources regarding the Human-Wildlife conflict in Masinga Constituency, Machakos County.

ii.) The Senator for Machakos County, (Sen. Agnes Kavindu, MP) to seek a Statement from the Standing Committee on National Security, Defence and Foreign Relations regarding the declassification of Machakos County as an Arid and Semi-Arid area (ASAL).

iii.) The Senator for Kitui County, (Sen. Enoch Wambua, MP) to seek a Statement from the Standing Committee on Labour and Social Welfare regarding the plight of Kenya’s migrant workers in the Kingdom of Saudi Arabia and other countries in the Middle East.

iv.) The Senator for Kitui County, (Sen. Enoch Wambua, MP) to seek a Statement from the Standing Committee on Education on the reintroduction of the school feeding programme in public primary schools, particularly those in Arid and Semi-Arid (ASALs) areas.

iii.) **Pursuant to Standing Order 57 (1)**

The Senate Majority Leader to issue a statement on the business of the Senate for the week commencing Tuesday, 18th October, 2022.

NOTICE PAPER

Tentative Business for

Tuesday, October 18, 2022

(Published pursuant to Standing Order 43 (1))

It is notified that the Senate Business Committee has approved the following **tentative** business to appear in the Order Paper for Tuesday, October 18, 2022.

MOTIONS

1. Parking charges in institutions offering essential services to the public
(Sen. Edwine Sifuna, MP)
2. Promotion of mental health facilities for mothers
(Sen. Hamida Kibwana, MP)
