



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (SECOND SESSION)

THE SENATE

ORDER PAPER

THURSDAY, DECEMBER 07, 2023 AT 9.30 AM

PRAYER

1. Administration of Oath
2. Communication from the Chair
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4. Petitions (as listed in the Appendix)
5. Papers (as listed in the Appendix)
6. Notices of Motion
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8. ***THE TEA (AMENDMENT) BILL (SENATE BILLS NO. 1 OF 2023)**
(Sen. Wakili Hillary Sigei, MP)
(Second Reading)
(Resumption of debate interrupted on Thursday, 30th November, 2023)
(Division)
9. **COMMITTEE OF THE WHOLE**
****THE EQUALIZATION FUND APPROPRIATION BILL, (SENATE BILLS NO. 30 OF 2023)**
(The Chairperson, Standing Committee on Finance and Budget)
(Resumption of debate interrupted on Wednesday, 29th November, 2023
– Afternoon Sitting)
(Division)
10. **COMMITTEE OF THE WHOLE**
***THE COUNTY LICENSING (UNIFORM PROCEDURE) BILL (SENATE BILLS NO. 9 OF 2022)**
(Sen. Mariam Sheikh Omar, MP)
(Resumption of debate interrupted on Tuesday, 28th November, 2023)
(Division)
11. **COMMITTEE OF THE WHOLE**
***THE AGRICULTURAL AND LIVESTOCK EXTENSION SERVICES BILL (SENATE BILLS NO. 12 OF 2022)**
(Sen. Maureen Tabitha Mutinda, MP)
(Resumption of debate interrupted on Tuesday, 28th November, 2023)
(Division)

12. **COMMITTEE OF THE WHOLE**
***THE MUNG BEANS BILL (SENATE BILLS NO. 13 OF 2022)**
 (Sen. Enoch Wambua, MP)
(Resumption of debate interrupted on Tuesday, 28th November, 2023)
(Division)
13. **COMMITTEE OF THE WHOLE**
***THE START-UP BILL (SENATE BILLS NO. 14 OF 2022)**
 (Sen. Crystal Asige, MP)
(Resumption of debate interrupted on Tuesday, 28th November, 2023)
(Division)
14. **COMMITTEE OF THE WHOLE**
***THE PERSONS WITH DISABILITIES BILL (SENATE BILLS NO. 7 OF 2023)**
 (Sen. Crystal Asige, MP)
(Resumption of debate interrupted on Tuesday, 28th November, 2023)
(Division)
15. **COMMITTEE OF THE WHOLE**
***THE KENYAN SIGN LANGUAGE BILL (SENATE BILLS NO. 9 OF 2023)**
 (Sen. (Prof.) Margaret Kamar, MP and Sen. Crystal Asige, MP)
(Resumption of debate interrupted on Tuesday, 28th November, 2023)
(Division)
16. **COMMITTEE OF THE WHOLE**
****THE COFFEE BILL (SENATE BILLS NO. 10 OF 2023)**
 (The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)
17. *****THE WATER (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 33 OF 2023)**
 (The Senate Majority Leader)
(Second Reading)
(Resumption of debate interrupted on Thursday, 30th November, 2023)
18. **MOTION - REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC INVESTMENTS AND SPECIAL FUNDS ON ITS CONSIDERATION OF THE AUDIT REPORTS OF THE WATER SERVICE PROVIDERS FOR THE YEAR ENDED 30TH JUNE, 2019, 30TH JUNE, 2020 AND 30TH JUNE, 2021.**
 (The Chairperson, Committee on County Public Investments and Special Funds)

THAT, the Senate adopts the Reports of the Select Committee on County Public Investments and Special Funds on its consideration of the Audit Reports for the year ended, 30th June, 2019, 30th June, 2020 and 30th June, 2021 of the following Water Service Providers-

- i.) Amatsi Water Services Company Limited - Vihiga County;
- ii.) Bomet Water Company Limited – Bomet County;

...../Motion

- iii.) Gusii Water and Sanitation Company Limited – Kisii/Nyamira Counties;
- iv.) Kisumu Water and Sanitation Company Limited –Kisumu County;
- v.) Kwale Water and Sewerage Company Limited – Kwale County; and
- vi.) Nyeri Water and Sanitation Company Limited – Nyeri County

and the Audit Report of the Wajir Water and Sewerage Company Limited for the year ended 30th June, 2021, laid on the Table of the Senate on Thursday, 23rd November, 2023.

19. **MOTION - REPORT OF THE 146TH ASSEMBLY OF THE INTER - PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS HELD IN MANAMA, KINGDOM OF BAHRAIN FROM 11TH TO 15TH MARCH, 2023.**
(Sen. Kathuri Murungi, MP)

THAT, the Senate notes the Report of the 146th Assembly of the Inter-Parliamentary Union (IPU) and Related Meetings, held in Manama, Kingdom of Bahrain, from 11th to 15th March, 2023, laid on the Table of the Senate on Tuesday 2nd May, 2023.

20. **MOTION - DECLARATION OF CATTLE RUSTLING AS A NATIONAL DISASTER AND ESTABLISHMENT OF A SPECIAL FUND FOR VICTIMS**
(Sen. William Cheptumo, MP)

THAT AWARE THAT, cattle rustling is a major menace and security threat in the South and North Rift regions and some other regions of the country;

CONCERNED THAT, the menace has since left irreparable and negative socio-economic impact which include but are not limited to increased number of widows, widowers, orphaned children, poverty, displacement of people leading to Internally Displaced Persons (IDPS), disruption of educational programs and other economic activities owing to the destruction and/or closure of educational, health and other institutions;

FURTHER CONCERNED THAT; the people living in the affected regions have been denied the enjoyment of their social, economic and political rights as guaranteed to them under the Bill of Rights as enshrined in Chapter Four of the Constitution;

NOW THEREFORE, the Senate resolves that the National Government through the Ministry of Interior and National Administration and in collaboration with the Council of Governors:

- 1. Declares cattle rustling a National Disaster;
- 2. Establish a National Task force on cattle rustling to:
 - (i) Investigate the causes of the rampant cattle rustling in the said region and the Country at large;

...../Motion

(ii) Establishes extent of loss and damage the cattle rustling has occasioned to the communities in all the affected Counties;

3. Create a special fund for mitigating the losses suffered by and in compensating all victims of cattle rustling and settle all internally displaced persons occasioned by the menace.

21. **MOTION - DESIGNATION OF A MONTHLY CAR FREE DAY AND COUNTY CAR FREE ZONES**

(Sen. Crystal Asige, MP)

THAT AWARE THAT, Kenyans have a right to a clean and healthy environment pursuant to Article 42 of the Constitution;

NOTING THAT the National Climate Change Action Plan identifies transportation as the fourth largest contributor to greenhouse gas emissions which if uncontrolled, will result to negative impact of climate change that will adversely affect millions of Kenyans;

CONCERNED THAT the number of private vehicles has significantly grown leading to increased road accidents, carbon emission and vehicle congestion costs which are in excess of Kshs. 100 billion in GDP per year;

NOW THEREFORE the Senate urges the Ministry of Roads and Transport, in collaboration with the Council of Governors, and the National Climate Change Council to;

- i.) identify, publicize and execute suitable monthly car-free days and County car-free zones in urban areas;
- ii.) provide affordable, safe and efficient public transport including but not limited to development of Bus Rapid Transport (BRT) in the urban areas;
- iii.) encourage the use of electric hybrid buses and provide appropriate incentives for their use; and
- iv.) design an infrastructure that can support non – motorized transport facilities such as pedestrian and bicycle access within urban centers; and
- v.) ensure inter-modal connectivity among the various transport modes.

22. **MOTION - DEVELOPMENT OF A POLICY AND LAW FOR SOCIAL RISK MANAGEMENT IN INFRASTRUCTURE DEVELOPMENT PROJECTS IN KENYA**

(Sen. Catherine Mumma, MP)

AWARE THAT the Constitution has entrenched a strong Bill of Rights in Chapter 4, which recognizes human rights including socio-economic rights and the principle of equality and non-discrimination;

...../Motion

FURTHER AWARE THAT Kenya lacks a policy for guiding the management of these Social Risks in the design and implementation of infrastructure projects;

CONCERNED THAT inadequate attention to social risks in the planning and implementation of development projects at both national and county levels makes them unacceptable and end up costing the taxpayer colossal sums of money in suits filed before the courts and tribunals by local communities and affected interest groups seeking protection from such social risks;

NOW, THEREFORE, the Senate resolves that:

1. The National and County Governments develop a Social Risk Management Policy that outlines the standards, guidelines and procedures for guiding infrastructure and other development projects both at the national and county governments; and
2. The national executive establishes an independent multi-sectoral agency under the authority of the Cabinet secretary in charge of Social Security and Protection to design a mechanism that can factor in the inclusion of Social Impact Assessments standards and monitor their implementation in infrastructure and other development projects in Kenya.

23. **MOTION - APPEAL TO COUNTY GOVERNMENTS TO SET ASIDE LAND FOR THE PLANTING OF INDIGENOUS TREES**

(Sen. Richard Onyonka, MP)

THAT, AWARE of the crucial role played by indigenous trees in purification of air and combating of climate change, protection against floods and water pollution, in the field of medicine, nutrition and timber production, among other roles;

APPRECIATING that the National Government, through the National Landscape and Ecosystem Restoration Programme, plans to increase the national forest cover to 30% by planting fifteen (15) billion trees and, in furtherance of the Programme, gazetted 13th November, 2023 as a Public Holiday to allow Kenyans to plant trees;

CONCERNED that the Government is yet to establish elaborate measures for the growing and protecting of indigenous trees and to involve such crucial players as the County Governments, hence impeding the sustainability of the programme;

NOW, THEREFORE, the Senate urges the 47 county Governments to set aside land and resources to be used in the planting and protection of indigenous trees, in support of the initiatives by the National Government.

24. ****THE HERITAGE AND MUSEUMS BILL (SENATE BILLS NO. 8 OF 2023)**

(The Chairperson, Standing Committee on Labour and Social Welfare)

(Second Reading)

25. ***THE MATERNAL, NEWBORN AND CHILD HEALTH BILL (SENATE BILLS NO. 17 OF 2023)**

(Sen. Beatrice Ogolla, MP)

(Second Reading)

26. ***THE COUNTY HALL OF FAME BILL (SENATE BILLS NO. 18 OF 2023)**

(Sen. Miraj Abdillahi Abdulrahman, MP)

(Second Reading)

27. ***THE RICE BILL (SENATE BILLS NO. 19 OF 2023)**

(Sen. James Kamau Murango, MP)

(Second Reading)

28. **MOTION - ADJOURNMENT OF THE SENATE**

(The Senate Majority Leader)

THAT, pursuant to Standing Order 31 (3), the Senate do adjourn until Tuesday, 13th February, 2024.

NOTICE

- i.) **NOTICE** is given that, pursuant to Standing Order 259 (1) (c), the sitting will be a hybrid sitting consisting of Senators who are physically present in the Senate Chamber and Senators participating virtually from a remote location through **Zoom** online meeting platform, as per guidelines issued by the Speaker pursuant to Standing Order 258 (4).

The Senate resolved on 15th February, 2023 as follows:-

- ii.) **THAT**, pursuant to Standing Order 111 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.

- iii.) **THAT**, notwithstanding the provisions of Standing Order 111 (4), the debate on any Motion for the adjournment of the Senate to a day other than the next normal sitting day in accordance with the calendar of the Senate shall be limited to a maximum of two hours with not more than fifteen minutes for each Senator speaking after which the Senate shall adjourn without question put;

Provided that when the period of recess proposed by any such Motion does not exceed nine calendar days, the debate shall be limited to a maximum of thirty (30) minutes, and shall be confined to the question of adjournment.

KEY

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

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NOTICE OF AMENDMENTS

A. **THE EQUALIZATION FUND APPROPRIATION BILL, (SENATE BILLS NO. 30 OF 2023)

(The Chairperson, Standing Committee on Finance and Budget)

NOTICE is given that the Chairperson, Standing Committee on Finance and Budget, intends to move the following amendments to The Equalisation Fund Appropriation Bill, (Senate Bills No. 30 of 2023), at the Committee Stage-

NEW CLAUSE 7

THAT that the Bill be amended by inserting the following new clause immediately after clause 6-

Lapse of approval. **7.** (1) The authority of the Board to issue monies out of the Fund under section 3 shall continue in force until all the projects identified in each ward specified in the third column of the schedule are completed.

(2) This Act shall be sufficient authority for the Controller of Budget to authorize withdrawal of funds from the Equalisation Fund for the amounts specified in Column D of the Schedule for each county specified in the first column of the schedule, where the projects are implemented for a period beyond one financial year.

...../Notice of Amendments

SCHEDULE

THAT the Bill be amended by deleting the Schedule and substituting therefor the following new Schedule-

SCHEDULE

(s.2, 3(b), 4)

Appropriations out of the Equalisation Fund in Financial Year 2023/2024

SCHEDULE			
A	B	C	D
	Recurrent Expenditure		KSh
Equalisation Fund Secretariat	The amount required in the year ending 30 th June, 2024 for Equalisation Fund Secretariat expenses		326,022,000
	Sub-class total		326,022,000
	Development Expenditure		10,541,378,000
COUNTY	CONSTITUENCY	WARD	FY 2023/24
BARINGO	The amount required in the year ending 30 th June, 2024 in Baringo County for development expenses (provision of basic services including water, roads, health facilities and electricity)		625,963,098
	BARINGO NORTH	BARTABWA	24,113,453
		BARWESSA	25,181,297
		SAIMO/SOI	6,694,843
		Constituency Total	55,989,593
	BARINGO SOUTH	ILCHAMUS	25,365,771
		MOCHONGOI	23,485,185
		MUKUTANI	38,068,158
		Constituency Total	86,919,115
	MOGOTIO	EMINING	11,315,139
		KISANANA	94,922,146
		Constituency Total	106,237,285
	TIATY	CHURO/AMAYA	46,892,364
		KOLOWA	52,958,940
		LOIYAMOROCK	36,723,076
		RIBKWO	46,193,470
		SILALE	44,292,855
		TANGULBEI/KOROSI	75,741,014
		TIRIOKO	74,015,387
Constituency Total	376,817,106		
BOMET	The amount required in the year ending 30 th June, 2024 in Bomet County for development expenses (provision of basic services including water, roads, health facilities and electricity)		20,214,189

		CHEBUNYO	6,785,499
	CHEPALUNGU	NYANGORES	6,714,872
		SIGOR	6,713,818
		Constituency Total	20,214,189
BUNGOMA	The amount required in the year ending 30 th June, 2024 in Bungoma County for development expenses (provision of basic services including water, roads, health facilities and electricity)		61,835,853
	MT ELGON	CHEPYUK	21,758,504
		ELGON	13,254,757
		KAPKATENY	19,882,135
		KAPTAMA	6,940,458
		Constituency Total	61,835,853
BUSIA	The amount required in the year ending 30 th June, 2024 in Busia County for development expenses (provision of basic services including water, roads, health facilities and electricity)		18,914,434
	BUDALANGI	BUNYALA SOUTH	6,281,620
		Constituency Total	6,281,620
	TESO NORTH	ANG'URAI SOUTH	6,066,576
		MALABA NORTH	6,566,238
		Constituency Total	12,632,814
ELGEYO MARAKWET	The amount required in the year ending 30 th June, 2024 in Elgeyo Marakwet County for development expenses (provision of basic services including water, roads, health facilities and electricity)		68,500,126
	KEIYO SOUTH	METKEI	5,847,315
		Constituency Total	5,847,315
	MARAKWET EAST	EMBOBUT/EMBULOT	32,837,516
		ENDO	10,913,512
		KAPYEGO	6,769,687
		SAMBIRIR	6,086,604
		Constituency Total	56,607,319
	MARAKWET WEST	LELAN	6,045,493
		Constituency Total	6,045,493
GARISSA	The amount required in the year ending 30 th June, 2024 in Garissa County for development expenses (provision of basic services including water, roads, health facilities and electricity)		663,713,960
	BALAMBALA	BALAMBALA	34,982,690
		DANYERE	51,722,434
		JARA JARA	17,074,960
		SAKA	23,969,036

		SANKURI	38,177,789
		Constituency Total	165,926,909
	DADAAB	ABAKAILE	16,820,912
		DADAAB	9,080,362
		DAMAJALE	23,601,141
		DEKHA	16,685,982
		LABISIGALE	9,207,913
		LIBOI	23,067,746
		Constituency Total	98,464,056
		FAFI	BURA
	DEKAHARIA		23,611,682
	FAFI		14,931,893
	JARAJILA		17,808,641
	NANIGHI		16,089,339
	Constituency Total		93,446,350
	GARISSA TOWNSHIP	TOWNSHIP	15,487,425
		Constituency Total	15,487,425
	IJARA	HULUGHO	41,650,126
		IJARA	70,220,483
		MASALANI	35,638,366
		SANGAILU	38,372,805
		Constituency Total	185,881,779
	LAGDERA	BARAKI	16,592,164
		BENANE	17,845,536
		GOREALE	8,470,015
		MAALIMIN	17,787,559
		MODOGASHE	19,044,093
		SABENA	24,768,074
Constituency Total		104,507,441	
HOMA BAY	The amount required in the year ending 30 th June, 2024 in Homa Bay County for development expenses (provision of basic services including water, roads, health facilities and electricity)		138,445,479
	HOMA BAY TOWN	HOMA BAY WEST	6,753,875
		Constituency Total	6,753,875
	NDHIWA	KABUOCH NORTH	6,492,448
		KABUOCH SOUTH/PALA	15,143,775
		KANYADOTO	7,015,302
		KANYAMWA KOSEWE	14,425,906
		KWABWAI	34,744,455
		Constituency Total	77,821,887
	SUBA NORTH	GEMBE	13,570,999
		MFANGANO ISLAND	5,672,327
		Constituency Total	19,243,326
	SUBA SOUTH	GWASSI NORTH	20,456,641
		KAPSINGRI WEST	14,169,750

		Constituency Total	34,626,391
ISIOLO	The amount required in the year ending 30 th June, 2024 in Isiolo County for development expenses (provision of basic services including water, roads, health facilities and electricity)		174,796,443
	ISIOLO NORTH	BURAT	15,222,836
		CHARI	5,565,859
		CHERAB	43,765,785
		NGARE MARA	7,038,493
		OLDO/NYIRO	33,475,270
		Constituency Total	105,068,243
	ISIOLO SOUTH	GARBATULLA	28,809,647
		KINNA	21,154,482
		SERICHO	19,764,071
Constituency Total		69,728,199	
KAJIADO	The amount required in the year ending 30 th June, 2024 in Kajiado County for development expenses (provision of basic services including water, roads, health facilities and electricity)		436,329,634
	KAJIADO CENTRAL	DALALEKUTUK	50,264,558
		MATAPATO NORTH	49,498,198
		MATAPATO SOUTH	34,690,694
		PURKO	16,862,024
		Constituency Total	151,315,474
	KAJIADO SOUTH	ENTONET/LENKISIM	28,063,315
		MBIRIKANI/ESSELENKEI	14,491,263
		KUKU	16,191,591
		ROMBO	7,675,193
		Constituency Total	66,421,362
	KAJIADO WEST	EWUASO OONKIDONG'I	34,567,359
		KEEKONYOKIE	20,705,418
		MAGADI	87,457,780
		MOSIRO	22,792,615
ILOODOKILANI		53,069,625	
Constituency Total		218,592,798	
KERICHO	The amount required in the year ending 30 th June, 2024 in Kericho County for development expenses (provision of basic services including water, roads, health facilities and electricity)		64,047,439
	BURETI	CHEPLANGET	6,994,219
		Constituency Total	6,994,219
	KIPKELION WEST	CHILCHILA	6,718,034
		Constituency Total	6,718,034
	SIGOWET/SOIN	SOIN	20,161,482

		SOLIAT	30,173,704
		Constituency Total	50,335,186
KILIFI	The amount required in the year ending 30 th June, 2024 in Kilifi County for development expenses (provision of basic services including water, roads, health facilities and electricity)		567,971,694
	GANZE	BAMBA	90,777,267
		GANZE	28,298,389
		JARIBUNI	35,290,499
		SOKOKE	48,662,265
		Constituency Total	203,028,421
	KALOLENI	KALOLENI	43,836,412
		KAYAFUNGO	38,637,394
		MARIAKANI	7,947,162
		MWANAMWINGA	23,382,934
		Constituency Total	113,803,902
	KILIFI NORTH	MATSANGONI	7,493,881
		Constituency Total	7,493,881
	MAGARINI	ADU	60,758,522
		GARASHI	64,212,939
		GONGONI	22,548,055
		MAGARINI	24,418,099
		MARAFI	22,209,676
		Constituency Total	194,147,291
	MALINDI	GANDA	7,189,235
		JILORE	6,679,031
		KAKUYUNI	21,048,014
		Constituency Total	34,916,280
RABAI	MWAWESA	7,129,149	
	RURUMA	7,452,770	
	Constituency Total	14,581,919	
KISUMU	The amount required in the year ending 30 th June, 2024 in Kisumu County for development expenses (provision of basic services including water, roads, health facilities and electricity)		25,598,736
	MUHORONI	CHEMILIL	6,126,662
		OMBEYI	6,919,375
		Constituency Total	13,046,037
	NYANDO	AWASI/ONJIKO	6,465,041
		KABONYO/KANYAGWAL	6,087,659
Constituency Total		12,552,699	
KITUI	The amount required in the year ending 30 th June, 2024 in Kitui County for development expenses (provision of basic services including water, roads,		418,142,557

	health facilities and electricity)		
	KITUI EAST	CHULUNI	6,805,528
		ENDAU/MALALANI	45,958,396
		MUTITO/KALIKU	6,404,955
		VOO/KYAMATU	47,517,469
		ZOMBE/MWITIKA	33,003,016
		Constituency Total	139,689,364
	KITUI SOUTH	ATHI	7,367,385
		IKANGA/KYATUNE	19,817,832
		KANZIKO	44,035,645
		MUTHA	25,780,048
		Constituency Total	97,000,910
	MWINGI CENTRAL	NGUNI	40,801,543
		NUU	14,589,298
		WAITA	6,326,948
		Constituency Total	61,717,790
	MWINGI NORTH	KYUSO	25,888,625
		MUMONI	19,668,144
		NGOMENI	27,259,007
		THARAKA	6,373,331
		TSEIKURU	40,545,387
Constituency Total		119,734,493	
KWALE	The amount required in the year ending 30 th June, 2024 in Kwale County for development expenses (provision of basic services including water, roads, health facilities and electricity)		307,802,559
	KINANGO	CHENGONI/SAMBURU	31,351,178
		KASEMENI	29,196,516
		KINANGO	15,839,508
		MACKINNON ROAD	23,341,822
		MWAVUMBO	15,274,489
		NDAVAYA	32,558,168
		PUMA	24,031,230
		Constituency Total	171,592,911
	LUNGA LUNGA	DZOMBO	9,103,553
		MWERENI	26,236,491
		PONGWE/KIKONENI	24,682,688
		VANGA	24,429,695
		Constituency Total	84,452,427
	MATUGA	MKONGANI	23,624,332
		TSIMBA GOLINI	8,091,579
		WAA	6,714,872
		Constituency Total	38,430,782
	MSAMBWENI	RAMISI	13,326,438
		Constituency Total	13,326,438

LAIKIPIA	The amount required in the year ending 30 th June, 2024 in Laikipia County for development expenses (provision of basic services including water, roads, health facilities and electricity)		125,505,910
	LAIKIPIA NORTH	MUGOGODO EAST	39,139,165
		MUGOGODO WEST	28,043,287
		SEGERA	13,449,772
		SOSIAN	37,189,006
		Constituency Total	117,821,229
	LAIKIPIA WEST	SALAMA	7,684,681
Constituency Total		7,684,681	
LAMU	The amount required in the year ending 30 th June, 2024 in Lamu County for development expenses (provision of basic services including water, roads, health facilities and electricity)		60,609,888
	LAMU EAST	BASUBA	14,977,221
		FAZA	5,524,748
		KIUNGA	6,486,124
		Constituency Total	26,988,093
	LAMU WEST	HINDI	6,527,235
		MKUNUMBI	7,279,891
		SHELLA	5,932,700
		WITU	13,881,970
		Constituency Total	33,621,796
MACHAKOS	The amount required in the year ending 30 th June, 2024 in Machakos County for development expenses (provision of basic services including water, roads, health facilities and electricity)		13,595,244
	MASINGA	KIVAA	6,473,474
		MUTHESYA	7,121,770
		Constituency Total	13,595,244
MANDERA	The amount required in the year ending 30 th June, 2024 in Mandera County for development expenses (provision of basic services including water, roads, health facilities and electricity)		792,579,415
	BANISSA	BANISSA	18,579,218
		DERKHALE	18,879,648
		GUBA	17,816,020
		KILIWEHIRI	19,449,937
		MALKAMARI	27,335,959
		Constituency Total	102,060,782
	LAFEY	ALANGO GOF	8,759,904
		FINO	17,024,361
		LAFEY	25,149,672

		SALA	8,364,601
		WARANQARA	38,777,595
		Constituency Total	98,076,132
	MANDERA EAST	ARABIA	33,163,245
		LIBEHIA	62,146,825
		KHALALIO	41,322,289
		NEBOI	19,369,823
		TOWNSHIP	41,369,725
		Constituency Total	197,371,906
	MANDERA NORTH	ASHABITO	40,836,330
		GUTICHA	36,658,773
		MAROTHILE	16,731,310
		RHAMU	15,597,056
		RHAMU-DIMTU	40,211,225
		Constituency Total	150,034,694
	MANDERA SOUTH	ELWAK NORTH	16,045,065
		ELWAK SOUTH	16,993,791
		KUTULO	58,097,873
		SHIMBIR FATUMA	38,641,610
		WARGADUD	17,185,645
		Constituency Total	146,963,984
	MANDERA WEST	DANDU	26,517,946
		GITHER	27,708,070
		LAGSURE	9,007,626
		TAKABA	8,868,480
		TAKABA SOUTH	25,969,793
Constituency Total		98,071,916	
MARSABIT	The amount required in the year ending 30 th June, 2024 in Marsabit County for development expenses (provision of basic services including water, roads, health facilities and electricity)		494,061,721
	LAISAMIS	KARGI/SOUTH HORR	36,594,471
		KORR/NGURUNIT	47,810,520
		LAISAMIS	41,767,136
		LOGO LOGO	12,729,795
		LOIYANGALANI	56,937,265
		Constituency Total	195,839,186
	MOYALE	BUTIYE	20,071,880
		GOLBO	53,642,023
		HEILLU/MANYATTA	15,136,396
		OBBU	7,183,964
		URAN	17,771,746
		Constituency Total	113,806,010
	NORTH HORR	DUKANA	34,789,783
		ILLERET	9,717,063
		MAIKONA	44,346,616

		NORTH HORA	39,288,852
		TURBI	26,859,488
		Constituency Total	155,001,802
	SAKU	KARARE	20,137,237
		MARSABIT CENTRAL	4,267,159
		SAGANTE/JALDESA	5,010,327
		Constituency Total	29,414,723
MERU	The amount required in the year ending 30 th June, 2024 in Meru County for development expenses (provision of basic services including water, roads, health facilities and electricity)		31,482,946
	IGEMBE SOUTH	AKACHIU	12,634,922
		Constituency Total	12,634,922
	SOUTH IMENTI	ABOGETA EAST	6,399,684
		Constituency Total	6,399,684
	TIGANIA EAST	KARAMA	5,874,722
		MUTHARA	6,573,617
		Constituency Total	12,448,339
MIGORI	The amount required in the year ending 30 th June, 2024 in Migori County for development expenses (provision of basic services including water, roads, health facilities and electricity)		187,006,547
	KURIA WEST	NYAMONSENSE/KOMOSOKO	7,500,206
		Constituency Total	7,500,206
	NYATIKE	GOT KACHOLA	13,967,355
		KALER	14,675,737
		MACALDER/KANYARUANDA	20,049,743
		MUHURU	31,986,825
		NORTH KADEM	34,634,824
		Constituency Total	115,314,484
	SUNA WEST	WASIMBETE	28,461,780
		WIGA	21,940,870
		Constituency Total	50,402,651
	URIRI	NORTH KANYAMKAGO	13,789,206
		Constituency Total	13,789,206
MURANG'A	The amount required in the year ending 30 th June, 2024 in Murang'a County for development expenses (provision of basic services including water, roads, health facilities and electricity)		5,974,866
	GATANGA	ITHANGA	5,974,866
		Constituency Total	5,974,866
NAKURU	The amount required in the year ending 30 th June, 2024 in Nakuru County for development expenses		6,769,687

	(provision of basic services including water, roads, health facilities and electricity)		
	RONGAI	SOIN	6,769,687
		Constituency Total	6,769,687
NANDI	The amount required in the year ending 30 th June, 2024 in Nandi County for development expenses (provision of basic services including water, roads, health facilities and electricity)		122,814,691
	NANDI HILLS	KAPCHORUA	13,040,766
		Constituency Total	13,040,766
	TINDERET	CHEMILIL/CHEMASE	12,364,008
		SONGHOR/SOBA	85,140,781
		TINDERET	12,269,136
		Constituency Total	109,773,924
NAROK	The amount required in the year ending 30 th June, 2024 in Narok County for development expenses (provision of basic services including water, roads, health facilities and electricity)		811,790,062
	EMURUA DIKIRR	ILKERIN	8,110,553
		KAPSASIAN	7,668,869
		MOGONDO	7,717,359
		Constituency Total	23,496,781
	KILGORIS	ANGATA BARIKOI	40,542,225
		KEYIAN	26,478,943
		KILGORIS CENTRAL	39,326,801
		KIMENTET	42,655,776
		LOLGORIAN	64,483,853
		SHANKOE	12,951,164
		Constituency Total	226,438,762
	NAROK EAST	ILDAMAT	26,078,370
		KEEKONYOKIE	14,030,604
		MOSIRO	55,846,230
		Constituency Total	95,955,203
	NAROK NORTH	MELILI	35,224,089
		NAROK TOWN	7,316,786
		NKARETA	15,273,435
		OLOKURTO	43,679,346
		OLORROPIL	21,994,631
		OLPUSIMORU	35,995,719
		Constituency Total	159,484,005
	NAROK SOUTH	LOITA	67,807,556
		MAJI MOTO/NAROOSURA	89,667,258
		MELELO	8,081,037
		OLOLULUNG'A	14,430,123
		Constituency Total	179,985,974

		ILMOTIOK	8,116,878	
		MARA	23,396,638	
	NAROK WEST	NAIKARRA	40,843,709	
		SIANA	54,072,112	
		Constituency Total	126,429,337	
SAMBURU	The amount required in the year ending 30 th June, 2024 in Samburu County for development expenses (provision of basic services including water, roads, health facilities and electricity)		683,464,328	
	SAMBURU EAST	WAMBA EAST	35,695,289	
		WAMBA NORTH	46,438,030	
		WAMBA WEST	73,284,868	
		WASO	44,164,250	
		Constituency Total	199,582,437	
	SAMBURU NORTH	ANGATA NANYOKIE	43,275,610	
		BAAWA	52,884,096	
		EL BARTA	42,158,222	
		NACHOLA	45,041,295	
		NDOTO	58,472,092	
		NYIRO	80,583,733	
		Constituency Total	322,415,048	
	SAMBURU WEST	LODOKEJEK	40,175,384	
		LOOSUK	28,062,261	
		MARALAL	20,597,896	
		PORO	51,495,794	
		SUGUTA MARMAR	21,135,507	
		Constituency Total	161,466,842	
SIAYA	The amount required in the year ending 30 th June, 2024 in Siaya County for development expenses (provision of basic services including water, roads, health facilities and electricity)		33,635,500	
	BONDO	CENTRAL SAKWA	6,797,095	
		WEST SAKWA	6,505,098	
		Constituency Total	13,302,193	
	GEM	SOUTH GEM	6,794,987	
		WEST GEM	6,070,792	
		Constituency Total	12,865,779	
	RARIEDA	SOUTH UYOMA	7,467,528	
		Constituency Total	7,467,528	
	TAITA TAVETA	The amount required in the year ending 30 th June, 2024 in Taita Taveta County for development expenses (provision of basic services including water, roads, health facilities and electricity)		14,028,495
TAVETA		CHALA	6,666,381	

		Constituency Total	6,666,381
	VOI	KASIGAU	7,362,114
		Constituency Total	7,362,114
TANA RIVER	The amount required in the year ending 30 th June, 2024 in Tana River County for development expenses (provision of basic services including water, roads, health facilities and electricity)		465,108,711
	BURA	BANGALE	32,242,981
		CHEWELE	32,016,340
		HIRIMANI	28,631,497
		MADOGO	47,532,227
		SALA	27,432,940
			Constituency Total
	GALOLE	CHEWANI	30,904,223
		KINAKOMBA	51,042,514
		WAYU	45,164,629
			Constituency Total
	GARSEN	GARSEN CENTRAL	36,395,238
		GARSEN NORTH	35,076,509
		GARSEN SOUTH	14,679,954
		GARSEN WEST	20,460,858
		KIPINI EAST	27,043,962
		KIPINI WEST	36,484,840
			Constituency Total
THARAKA NITHI	The amount required in the year ending 30 th June, 2024 in Tharaka Nithi County for development expenses (provision of basic services including water, roads, health facilities and electricity)		46,293,613
	MAARA	MWIMBI	11,934,973
			Constituency Total
	THARAKA	CHIAKARIGA	13,036,550
		GATUNGA	7,553,967
		MUKOTHIMA	13,768,123
			Constituency Total
TRANS NZOIA	The amount required in the year ending 30 th June, 2024 in Trans Nzoia County for development expenses (provision of basic services including water, roads, health facilities and electricity)		7,867,047
	ENDEBESS	CHEPCHOINA	7,867,047
			Constituency Total
TURKANA	The amount required in the year ending 30 th June, 2024 in Turkana County for development expenses (provision of basic services including		1,203,573,848

	water, roads, health facilities and electricity)		
	LOIMA	KOTARUK/LOBEI	45,782,355
		LOIMA	34,929,983
		LOKIRIAMA/LORENGIPPI	64,224,534
		TURKWEL	75,453,234
		Constituency Total	220,390,107
	TURKANA CENTRAL	KALOKOL	25,933,953
		KANGATOTHA	42,435,460
		KERIO DELTA	67,889,779
		Constituency Total	136,259,192
	TURKANA EAST	KAPEDO/NAPEITOM	40,914,336
		KATILIA	27,036,583
		LOKORI/KOCHODIN	55,424,574
		Constituency Total	123,375,493
	TURKANA NORTH	KAALENG/KAIKOR	66,912,592
		KAERIS	41,588,986
		KIBISH	49,166,144
		LAKE ZONE	73,417,690
		LAPUR	70,095,040
		NAKALALE	32,678,340
		Constituency Total	333,858,792
TURKANA SOUTH	KALAPATA	27,344,392	
	KAPUTIR	14,714,740	
	KATILU	34,906,792	
	LOBOKAT	7,409,550	
	LOKICHAR	35,467,595	
	Constituency Total	119,843,070	
TURKANA WEST	KAKUMA	26,916,411	
	KALOBYEI	49,288,425	
	LETEA	63,190,423	
	LOKICHOGGIO	32,151,270	
	LOPUR	17,353,253	
	NANAAM	46,500,224	
	SONGOT	34,447,187	
	Constituency Total	269,847,194	
WAJIR	The amount required in the year ending 30 th June, 2024 in Wajir County for development expenses (provision of basic services including water, roads, health facilities and electricity)		768,129,691
	ELDAS	DELLA	26,696,096
		ELDAS	17,611,517
		ELNUR/TULA TULA	41,084,053
		LAKOLEY/BASIR	16,848,320
		Constituency Total	102,239,986
	TARBAJ	ELBEN	33,203,302
SARMAN		26,493,701	

		TARBAJ	34,562,089
		WARGADUD	33,485,812
		Constituency Total	127,744,903
	WAJIR EAST	BARWAGO	8,185,397
		KHOROF/HARAR	40,512,709
		WAGBERI	8,503,747
		Constituency Total	57,201,854
	WAJIR NORTH	BATALU	24,528,784
		BUTE	24,661,606
		DANABA	26,306,064
		GODOMA	17,028,578
		GURAR	24,467,644
		KORONDILE	26,045,691
		MALKAGUFU	13,948,381
		Constituency Total	156,986,747
	WAJIR SOUTH	BENANE	58,258,102
		BUR-DER	24,389,637
		DADAJA BULLA	7,955,595
		DIFF	24,535,109
		HABASSWEIN	28,387,991
		IBRAHIM URE	33,555,385
		LAGBOGHOL SOUTH	40,100,540
		Constituency Total	217,182,359
	WAJIR WEST	ADEMASAJIDE	8,191,722
		ARBAJAHAN	25,653,551
		GANYURE	32,894,439
		HADADO/ATHIBOHOL	30,726,073
WAGALLA/GANYURE		9,308,056	
Constituency Total		106,773,842	
WEST POKOT	The amount required in the year ending 30 th June, 2024 in West Pokot County for development expenses (provision of basic services including water, roads, health facilities and electricity)		1,074,809,591
	KACHELIBA	ALALE	118,278,726
		KAPCHOK	18,800,587
		KASEI	66,470,907
		KIWAWA	71,415,878
		KODICH	46,813,304
		SUAM	47,183,307
		Constituency Total	368,962,709
	KAPENGURIA	ENDUGH	83,446,778
		KAPENGURIA	18,884,918
		MNAGEI	10,971,489
		RIWO	111,844,255
		SOOK	56,918,290
		Constituency Total	282,065,731

	POKOT SOUTH	BATEI	50,254,017
		CHEPARERIA	68,684,601
		LELAN	6,555,697
		TAPACH	27,276,927
		Constituency Total	152,771,241
	SIGOR	LOMUT	88,509,812
		MASOOL	47,846,361
		SEKERR	52,398,138
		WEI WEI	82,255,599
		Constituency Total	271,009,910
	<i>Sub-class total</i>		10,541,378,000
Total Equalisation Fund			10,867,400,000

CLAUSE 1

THAT clause 1 of the Bill be amended by inserting the expression “(No. 2)” immediately after the words “Equalisation Fund Appropriation”.

...../Notice of Amendments

B. *THE COUNTY LICENSING (UNIFORM PROCEDURE) BILL (SENATE BILLS NO. 9 OF 2022)

(Sen. Mariam Sheikh Omar, MP)

NOTICE is given that the Chairperson, Standing Committee on Trade, Tourism and Industrialization, intends to move the following amendments to the County Licensing (Uniform Procedures) Bill, (Senate Bills No. 32 of 2020), at the Committee Stage-

CLAUSE 4

THAT clause 4 of the Bill be amended by inserting the following new paragraph immediately after paragraph (d)—

(e) establishing and implementing a system that designates different codes for the different categories of licences issued by that authority.

CLAUSE 6

THAT clause 6 of the Bill be amended by—

(a) inserting the words “producers, suppliers and service providers” immediately after the words “rights of consumers” appearing in paragraph (a); and

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

(f) ensure that each category of the licences offered by the county government is designated a unique code.

CLAUSE 16

THAT clause 16 of the Bill be amended in subclause (3) by inserting the following new paragraph immediately after paragraph (a)—

(aa) the code of the category of the licence.

CLAUSE 23

THAT clause 23 of the Bill be amended in subclause (3) by inserting the following new paragraph immediately after paragraph (b)—

(c) make the register accessible to the public online.

CLAUSE 24

THAT clause 24 of the Bill be amended by inserting the following new subclause immediately after subclause (5)—

(6) Pursuant to section 20(1)(a) and (c) of the Intergovernmental Relations Act, the Council of County Governors shall provide a platform for consultation and collaboration by county governments in –

- (a) establishing a system to facilitate the effective implementation of this Act; and
- (b) establishing and implementing harmonised processes for issuance of licences and imposition of fees where goods are transported across different counties.

CLAUSE 28

THAT clause 28 of the Bill be amended in subclause (2) by inserting the following new paragraph immediately after paragraph (c)—

- (ca) a coding system for all categories of licences issued by the county government.

NEW CLAUSE

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

Breach of **26A.** A person who contravenes a provision of this Act
 the Act. commits an offence and is liable, on conviction, to a fine
 not exceeding one million shillings or to imprisonment
 for a term not exceeding six months or to both.

C. *THE AGRICULTURAL AND LIVESTOCK EXTENSION SERVICES BILL (SENATE BILLS NO. 12 OF 2022)

(Sen. Maureen Tabitha Mutinda, MP)

NOTICE is given that the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries intends to move the following amendments to the Agricultural and Livestock Extension Services Bill, (Senate Bills No. 12 of 2022) at the Committee Stage—

CLAUSE 3

THAT clause 3 of the Bill be amended in paragraph (e) by deleting the words “services industry” appearing immediately after the words “in the extension” and substituting therefor the word “service”.

CLAUSE 4

THAT clause 4 of the Bill be amended by deleting subclause (2) and substituting therefor the following new subclause—

(2) In developing the National Extension Services Policy, the Cabinet Secretary shall have regard to—

- (a) the need for an effective management and implementation structure at the national and county levels of government in order to ensure the effective development of the extension services;
- (b) adequate capacity development by imparting skills, knowledge and practices in support of players in the extension services sector;
- (c) the effective participation of stakeholders and communities at the national and county levels of government;
- (d) the development of appropriate strategies and mechanisms at the national and county levels of government necessary to support the development of extension services;
- (e) the need to have a mechanism to monitor and evaluate the implementation of the policy in the development and regulation of the extension services;
- (f) the resources required at the national and county levels of government for the effective implementation of the policy; and
- (g) the capacity building programmes and strategies needed to be carried out to ensure that extension services providers are able to respond to the needs identified for the implementation of the policy.

CLAUSE 5

THAT clause 5 of the Bill be amended by deleting subclause (1) and substituting therefor the following new subclauses —

(1) Each county executive committee member shall formulate and publish, in the *Gazette*, a county specific extension services strategy.

(2) in formulating the strategy take into account the national agricultural and livestock policy formulated by the Cabinet Secretary under section 4.

CLAUSE 8

THAT clause 8 of the Bill be deleted and substituted therefor with the following new clause—

Functions of **8.** (1) The functions of the Service shall be to—
the service.

- (a) enhance the competitiveness of the agriculture and livestock industry in Kenya in an increasingly competitive environment;
- (b) increase the long-term productivity of agriculture and livestock industry in Kenya while maintaining and enhancing the natural resource base on which the national and county government’s agricultural economy depend on;
- (c) develop new uses and products for agricultural commodities and develop alternative production methods for the production of new crops; and
- (d) improve risk management in the agriculture and livestock industry in Kenya.

(2) In the performance of its functions under subsection (1), the Service shall—

- (a) support the provision of agricultural research on extension services to promote economic opportunities in rural communities and meet the demand for information and technology transfer throughout the agriculture industry in Kenya;
- (b) collaborate with county governments in —
 - (i) improving the coordination and planning of agricultural research, extension and training programs;
 - (ii) identifying needs and establishing priorities for programs under subparagraph (i);
 - (iii) realising the implementation of national agricultural research, extension and training objectives in the respective counties; and

- (iv) ensuring that the results of agricultural research are effectively communicated and demonstrated to users including farmers, processors, handlers, consumers who can benefit from them;
- (c) maintain and disseminate information on standards for the supply of nutritious and safe food by the county governments;
- (d) facilitate the transfer of technology;
- (e) encourage the use of information communication and technology by developing and packaging information in simple, easily accessible digital systems;
- (f) collaborate with international entities in order to leverage on resources, priority food and agricultural interests including addressing emerging plant and animal diseases, improving crop varieties and animal breeds and developing safe, efficient and nutritious food systems;
- (g) mobilise resources at the national level of government for investment in development and implementation of extension service programs in the counties;
- (h) develop and coordinate intergovernmental relation mechanisms in the delivery of services related to extension services;
- (i) provide technical assistance and capacity building to the county governments on matters relating to extension services;
- (j) approve institutions for the training of extension services; and
- (k) establish, approve and accredit programs for continuing professional development programs.

CLAUSE 10

THAT clause 10 of the Bill be amended —

- (i) in subclause (2) by inserting the expression “(a)” immediately after the words “under subsection (1)”;
- (ii) by renumbering subclause (4) as subclause (3).

CLAUSE 11

THAT clause 11 of the Bill be amended in subclause (1) by—

- (i) inserting the expression “(a)” immediately after the words “under section 10(1)” appearing in the introductory clause; and
- (ii) inserting the words “in agriculture or a related field” immediately after the words “holds a degree” appearing at the beginning of paragraph (b).

CLAUSE 14

THAT clause 14 of the Bill be amended in subclause (1)(i) by deleting the word “sector” appearing immediately after the words “players in the” and substituting therefor the word “industry”.

CLAUSE 26

THAT clause 26 of the Bill be amended in –

(a) subclause (1) by–

- (i) deleting the word “sector” appearing immediately after the words “the extension services” in paragraph (a);
- (ii) deleting the word “industry” appearing immediately after the words “on extension services” in paragraph (c);
- (iii) deleting the word “sector” appearing immediately after the words “the extension services” in paragraph (e); and

(b) subclause (2) by deleting the words “the permits” appearing immediately after the words “applications for” in paragraph (b) and substituting therefor the word “registration”.

CLAUSE 30

THAT clause 30 of the Bill be amended in—

- (a) subclause (1) by deleting the word “yearly” appearing immediately after the words “year and the” and substituting therefor the word “annual”; and
- (b) subclause (2) by deleting the words “to him” appearing immediately after the words “and statements submitted”.

CLAUSE 33

THAT clause 33 of the Bill be amended by—

- (a) renumbering the existing provision as subclause (1); and
- (b) inserting the following new subclause immediately after subclause (1).
 - (2) Without prejudice to the generality of subsection (1), the Cabinet Secretary may prescribe the minimum standards with regard to the —
 - (a) training of extension services officers;
 - (b) professional qualifications of extension services officers;
 - (c) certification and registration with respect to extension services; and
 - (d) remuneration of extension services officers.

NEW CLAUSES

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

CLAUSE 26A

26A. (1) A county public service board shall competitively recruit and appoint such extension services officers as it may consider necessary for the proper and efficient implementation of this Act. Recruitment of extension services officers

(2) In recruiting the extension services officers under subsection (1), the county service board shall ensure that sufficient officers are recruited and deployed at the grassroots level.

(3) Each county government shall provide the necessary infrastructure and funds necessary for the implementation of extension services within the county.

CLAUSE 26B

26B (1) A person is qualified for employment as an extension services officer if the person holds a certificate in an extension services related course from a tertiary institution recognized in Kenya. Qualification for extension services officers.

(2) A County government may through legislation, prescribe additional qualifications as it may deem necessary.

CLAUSE 26C

26C. (1) An extension services officer or a private entity that intends to provide extension services, shall register with the respective county government in which they intend to provide the services. Registration of extension services officers.

(2) An extension service officer or private entity shall furnish the officer appointed under section 26D(3) with change of details within seven days of the occurrence of the change.

CLAUSE 26D

26D. (1) Each county executive committee member shall keep and maintain a register of — Register of extension services providers.

(a) extension service officers registered in the respective county; and

(b) private entities providing extension services in the respective county.

(2) The register under subsection (1) shall include the following—

...../Notice of Amendments

- (a) in the case of an extension service officer-
 - (i) name
 - (ii) identification details as per the identification document;
 - (iii) contact details;
 - (iv) qualifications;
 - (v) information on current status of employment; and
 - (vi) such other information as the county executive committee member shall prescribe in county legislation.
- (b) in the case of a private entity-
 - (i) name of the entity;
 - (ii) number and details of extension officers employed by the entity;
 - (iii) area of specialty; and
 - (iv) location of the office headquarters and branches if any.

(3) The County executive committee member shall designate a public officer within the county public service as a registrar to keep and maintain the register under subsection (1).

CLAUSE 26E

26E. (1) Each county executive committee member shall publish on a website maintained by the county government and on such other platform as the committee member may consider appropriate, information on the — Publicizing extension services.

- (a) extension services available in the county; and
 - (b) extension services officers delivering the services within the county.
- (2) The information published under subsection (1) shall include-
- (a) emerging pest and diseases that may affect crops and livestock in the county;
 - (b) the major challenges faced by farmers and the action required to prevent or mitigate such challenges;
 - (c) the preventive and curative measures available to the farmers;
 - (d) information about resources available to support farmers within the County; and
 - (e) such other information relating to extension services that the county executive committee member may consider necessary.

(3) The information under subsection (1) shall be accessible to the residents of the county and shall be published in a format that is easy to understand.

NEW CLAUSE 32A

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

32A. A person offering extension services shall adhere to such procedures, standards, code of ethics and guidelines as may be prescribed under this Act or any other written law.

...../Notice of Amendments

D. *THE MUNG BEANS BILL (SENATE BILLS NO. 13 OF 2022)

(Sen. Enoch Wambua, MP)

NOTICE is given that the, Chairperson, Standing Committee on Agriculture, Livestock and Fisheries intends to move the following amendments to the Mung Beans Bill, (Senate Bills No. 13 of 2022) at the Committee Stage—

CLAUSE 7

THAT clause 7 of the Bill be amended in sub-clause (1) by inserting the words “in consultation with the Council of County Governors,” immediately after the words “Cabinet Secretary ”.

CLAUSE 10

THAT clause 10 of the Bill be deleted and substituted therefor with the following new clause—

County 10. (1) Each county executive committee member responsible for licensing matters relating to trade shall, for the effective performance of committee section 9, establish a county licensing committee.

(2) A county licensing committee shall consist of —

- (a) a chairperson;
- (b) one person representing growers of mung beans in the respective county;
- (c) one public officer in the department responsible for agriculture with relevant experience in matters relating to agriculture; and
- (d) two public officers in the department responsible for trade with relevant experience in matters relating to trade and finance.

(3) The chairperson and the member under subsection (2)(b) shall be competitively recruited by the county public service board and appointed by the county executive committee member.

(4) The county executive committee member shall appoint the persons in subsection (2) (a) and (b) by notice in the gazette.

CLAUSE 11

THAT clause 11 of the Bill be amended in paragraph (a) by inserting the words “in agriculture, trade or finance” immediately after the words “holds a degree”.

CLAUSE 13

THAT clause 13 of the Bill be amended in sub-clause (1) by inserting the words “responsible for matters relating to trade” immediately after the words “ committee member”.

CLAUSE 15

THAT clause 15 of the Bill be amended in sub-clause (3)(d) by inserting the words “responsible for matters relating to trade” immediately after the words “ committee member”.

CLAUSE 16

THAT clause 16 of the Bill be amended-

- (a) by re-numbering the introductory clause as sub-clause (1);
- (b) by inserting the words “responsible for matters relating to trade” immediately after the words “ committee member” in the new re-numbered sub-clause (1).
- (c) in subclause (2) by inserting the words “responsible for matters relating to trade” immediately after the words “ committee member”.
- (d) in subclause (3) by inserting the words “responsible for matters relating to trade” immediately after the words “ committee member”.
- (e) in subclause (4) by inserting the words “responsible for matters relating to trade” immediately after the words “ committee member”.

CLAUSE 19

THAT clause 19 of the Bill be amended-

- (a) in sub-clause (2) by inserting the words “responsible for matters relating to trade” immediately after the words “ committee member”.
- (b) by deleting sub-clause (3) and substituting therefor the following new subclause-
 - (3) A county executive committee member shall furnish the Authority with information on all growers registered in the county, on the fifth day of every month.
- (c) by inserting the following new sub-clause immediately after sub-clause (3) –
 - (5) A county executive committee member responsible for matters relating to trade shall furnish the Authority with information on licences issued, cancelled or renewed in the county, on the fifth day of every month.

NEW CLAUSE 22A

THAT the Bill be amended by inserting the following new clause immediately after clause 22-

Safeguard
measures

22A. (1) Subject to the regional and international trade agreements to which Kenya is a party, all mung beans imports into the country shall be subject to the prevailing import duties, taxes and other tariffs and such imports shall be controlled by the Authority.

(2) The Cabinet Secretary shall implement such safeguard measures as may be necessary to protect the industry from unfair trade practices.

...../Notice of Amendments

E. *THE START-UP BILL (SENATE BILLS NO. 14 OF 2022)

(Sen. Crystal Asige, MP)

NOTICE is given that the Chairperson, Standing Committee on Trade, Tourism and Industrialization intends to move the following amendments to the Startup Bill (Senate Bills No. 14 of 2022), at the Committee Stage—

CLAUSE 3

THAT clause 3 of the Bill be amended by inserting the following new paragraph immediately after paragraph (f) —

(g) to ensure that all persons, irrespective of their gender, status or ethnicity, are afforded an equal opportunity to establish and benefit from their innovations.

CLAUSE 4

THAT clause 4 of the Bill be amended —

(a) in subclause (1) by inserting the words “between entities registered under this Act to achieve increased innovation, economic growth and better access to new technologies” immediately after the words “of technology innovation” appearing in paragraph (b);

(b) in subclause (2) by—

(i) deleting the words “incubators into the” appearing immediately after the words “and admission of” in paragraph (c) and substituting therefor the words “startups into”; and

(ii) deleting the words “entities from” appearing immediately after the words “enable access to” in paragraph (h) and substituting therefor the words “incubation programmes by”.

CLAUSE 5

THAT Clause 5 of the Bill be amended in subclause (2) by deleting the word “entities,” appearing immediately after the words “the evaluation of” in paragraph (c) and substituting therefor the words “startups, incubation”.

CLAUSE 8

THAT clause 8 of the Bill be amended —

(a) in subclause (1) by —

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

(b) is newly registered or has been in existence for a period of not more than five years from the date of its incorporation or registration;

- (ii) deleting the words “is wholly” appearing before the words “owned by one” in paragraph (g) and substituting therefor the words “has at least of ninety percent of its shares”;
- (iii) deleting paragraph (i); and

(b) by inserting the following new subclause immediately after subclause (2)—

(3) The registrar or county executive committee member, as the case may be, may waive the requirement for registration under subsection (1)(a) where —

- (a) that person has an innovative product or service;
- (b) that person exhibits that they do not have the financial capability to register an entity in compliance with subsection (1)(a); and
- (c) the registrar is satisfied that the innovation is suitable for registration as a startup and will benefit from admission into an incubation programme.

CLAUSE 9

That Clause 9 be amended by inserting the following new subclause after subclause (2)—

(2A) A person eligible for admission into an incubation programme pursuant to section 8(3) shall not be required to provide the information under subsection (2)(a)(iv), (v), (vi) and (vii) and (2)(c).

CLAUSE 12

THAT clause 12 of the Bill be amended in subclause (1) by deleting the words “admission into an incubation programme” appearing immediately after the words “The certificate of” in the introductory clause and substituting therefor with the words “registration”.

CLAUSE 13

THAT clause 13 of the Bill be amended in subclause (1) by deleting the words “an unlawful purpose or used for a purpose incompatible with public interest” appearing immediately after the words “be pursued for” in paragraph (d) and substituting thereof with the words “a purpose contrary to any written law”.

CLAUSE 22

THAT clause 22 of the Bill be amended in paragraph (b) by—

- (a) deleting the word “accounting” appearing immediately after word “maintain” and substituting therefor the words “financial records”; and
- (b) inserting the words “annual financial records and” immediately after the words “and submit its”.

CLAUSE 23

THAT clause 23 of the Bill be amended—

- (a) in paragraph (c) by inserting the words “physical and virtual” immediately before the words “facilities, suitable to” in subparagraph (i); and
- (b) by inserting the following new paragraphs immediately after paragraph (f)—
- (g) meets the prescribed occupational safety conditions under the Occupational Safety and Health Act; and
- (h) has no history of violation of human rights.

CLAUSE 24

THAT clause 24 of the Bill be amended in subclause (2) by inserting the words “owned by the incubator and the startups admitted to its incubation programme” immediately after the words “intellectual property rights” in paragraph (j)

CLAUSE 26

THAT clause 26 of the Bill be amended by—

- (a) deleting paragraph (a) and substituting therefor the following new paragraph—
- (a) support startups that are developing or delivering innovative products or services that solve a specific problem or fulfil a market need;
- (b) deleting paragraph (f) and substituting therefor the following new paragraph—
- (f) equip startups with skills in raising capital and marketing their products;
- (c) deleting paragraph (i) and substituting therefor the following new paragraph—
- (i) support and facilitate the transfer of technology from research institutions and to the relevant startups;
- (d) inserting the following new paragraph immediately after paragraph (i) —
- (ia) provide remote support services to startups.

CLAUSE 27

THAT clause 27 of the Bill be amended—

- (a) by renumbering the existing provision as subclause (1);
- (b) in the renumbered subclause (1) by inserting the following new paragraph immediately after paragraph (e)—
- (f) implement fiscal and non-fiscal incentives that target women, persons with disability and marginalized groups;
- (c) by inserting the following new subclause immediately after the renumbered subclause (1)—

(2) The Cabinet Secretary responsible for finance shall, in consultation with the Cabinet Secretary, prescribe a mechanism for the provision and administration of fiscal and non-fiscal incentives under subsection (1) within one year from the commencement of this Act.

CLAUSE 28

THAT clause 28 of the Bill be amended in subclause (2) by inserting the following new paragraph immediately after paragraph (c)—

(d) the prioritisation of women, marginalized groups and rural populations in the provision of financial support.

CLAUSE 30

THAT clause 30 of the Bill be amended in subclause (1) by inserting the words “relating to the startup’s product or service” immediately after the words “intellectual property rights”.

CLAUSE 32

THAT clause 32 of the Bill be amended by inserting the following new subclause immediately after subclause (2)—

(3) The Cabinet Secretary shall publish the regulations under subsection (1) within one year from the date of commencement of the Act.

CLAUSE 33

THAT clause 33 of the Bill be amended in sub-clause 2 by inserting the following new paragraph immediately after paragraph (k)—

(l) for registration of entities and admission into incubation programmes.

CLAUSE 2

THAT clause 2 of the Bill be amended—

(a) in the definition of the word “startup” by deleting the words “and a disruptive economic model” appearing immediately after the words “strong growth potential” and substituting therefor the words “intended to develop and deliver innovative products or services that solve a specific problem or fulfil a market need”;

(b) by deleting the definition of the word “startup incubator” appearing immediately after the definition of the word “cabinet secretary”; and

(c) by inserting the following new definition immediately after the definition of the word “non-governmental organization” –

“registrar” means a person appointed as a registrar under section 6(2) of this Act.

F. THE PERSONS WITH DISABILITIES BILL (SENATE BILLS NO. 7 OF 2023)

(Sen. Crystal Asige, MP)

i.) NOTICE is given that the Chairperson, Standing Committee on Labour and Social Welfare, intends to move the following amendments to the Persons with Disabilities Bill (Senate Bills No. 7 of 2023) at the Committee Stage—

CLAUSE 4

THAT clause 4 of the Bill be amended by inserting the following paragraphs immediately after paragraph (m)—

(n) provide capacity building, funding and technical assistance to the county governments on all matters relating to persons with disabilities;

(o) consult county governments on any matter relating to persons with disabilities that affect the functions and powers of county governments; and

(p) develop programmes for care givers of persons with disabilities on specialised training, counselling and economic development.

CLAUSE 5

THAT clause 5 of the Bill be amended in subclause 2 (c) by deleting the word “establish” appearing in the introductory part of the subclause and substituting therefor the words “liaise with the Council to maintain”.

CLAUSE 14

THAT clause 14 of the Bill be amended in subclause (1) by inserting the words “free of charge” at the end of the subclause.

CLAUSE 20

THAT clause 20 (8) (c) of the Bill be amended by deleting subparagraph (vi) and substituting therefor the following paragraph—

(vi) introduction of Kenyan Sign language courses in all learning and training institutions.

CLAUSE 24

THAT clause 24 of the Bill be amended by—

(a) deleting subclause (7) and substituting therefor the following —
(7) The national and county governments shall ensure that all health institutions have an adequate number of Kenyan Sign language interpreters in their institutional structures; and

(b) inserting the following new subclause immediately after subclause (7)—

(7A) Every person with a disability has the right to access health care on the basis of free and informed consent.

CLAUSE 26

THAT clause 26 of the Bill be amended—

- (a) in subclause (3) by inserting the words “and private” immediately after the word “Public”;
- (b) in subclause (4) by inserting the words “and private” immediately after the word “public”;
- (c) in subclause (5) by inserting the words “and private” immediately after the word “public”; and
- (d) by deleting subclause (9) and substituting therefor the following subclause—

(9) All public and private institutions of higher learning shall have a common course in Kenyan Sign language.

CLAUSE 29

THAT clause 29 of the Bill be amended –

- (a) in subclause (1) by inserting the words “at the” immediately after the words “cultural activities”; and
- (b) by inserting the following new subclause immediately after subclause (1)—

(1A) Every person with disability shall be entitled to use recreational or sports facilities owned or operated by the national and county governments, free of charge.

CLAUSE 31

THAT clause 31 of the Bill be amended by inserting the following new subclause immediately after subclause (5)—

(5A) The Council shall consult and collaborate with the county governments and other government regulatory agencies in exercise of its functions under this section.

CLAUSE 60

THAT clause 60 of the Bill be amended in subclause (2) by inserting the following new paragraph immediately after paragraph (j)—

(k) reasonable accommodation.

CLAUSE 62

THAT clause 62 of the Bill be amended by deleting subclause (2).

NEW CLAUSES

NEW CLAUSE 78A

THAT the Bill be amended by inserting the following new clause immediately after clause 78 —

Consultation **78A.** (1) The national and county governments shall perform their functions and powers under this Act on the basis of consultation and cooperation.

(2) The Council shall, in carrying out its functions under this Act, consult the council of county governors on any matter that affects the functions and powers of county governments.

CLAUSE 2

THAT clause 2 of the Bill be amended by inserting the following definition immediately after definition of the term “assistive devices”—

"building" means any structure or erection and any part of any structure or erection of any kind whatsoever whether permanent, temporary or movable, and whether completed or uncompleted;

ii.) NOTICE is given that (Sen. Crystal Asige, MP) intends to move the following amendments to the Persons with Disabilities Bill, Senate Bills No. 7 of 2023 at the Committee Stage —

CLAUSE 43

THAT clause 43 of the Bill be amended in subclause (1) by deleting the word “three” appearing immediately after the words “for a term of” and substituting therefor the word “five”.

CLAUSE 45

THAT clause 45 of the Bill be amended in subclause (4) by deleting the word “three” appearing immediately after the words “for a term of” and substituting therefor the word “five”.

CLAUSE 55

THAT clause 55 of the Bill be amended by inserting the following new subclause immediately after subclause (2) —

- (3) Subject to subsection (2) above, if an assessment demonstrates that an individual has a permanent disability, that person will be exempt from future assessments.

G. *THE KENYAN SIGN LANGUAGE BILL (SENATE BILLS NO. 9 OF 2023)

(Sen. (Prof.) Margaret Kamar, MP and Sen. Crystal Asige, MP)

NOTICE is hereby given that the Chairperson of the Senate Standing Committee on Education, intends to move the following amendments to the Kenyan Sign Language Bill, (Senate Bills No. 9 of 2023) at the Committee Stage –

CLAUSE 4

THAT clause 4 of the Bill be amended in subclause (2) by deleting the words “The community of deaf persons” appearing at the beginning of the subclause and substituting therefor the words “The Deaf community”.

CLAUSE 6

THAT clause 6 of the Bill be amended –

- (a) in subclause (1) by deleting the words “Signed English” appearing immediately after the words “to use Kenyan” in paragraph (d) and substituting therefor the words “Sign Language”; and
- (b) in subclause (2) by deleting the words “signed English” appearing immediately after the words “to use Kenyan” and substituting therefor the words “Sign Language”.

CLAUSE 7

THAT clause 7 of the Bill be amended in –

- (a) paragraph (f) by deleting the words “institutions of education for the deaf cater for” appearing at the beginning of the paragraph and substituting therefor the words “ensure that educational institutions for the Deaf provide”; and
- (b) paragraph (h) by deleting the word “recognized” appearing immediately after the words “who are attending” and substituting therefor the word “public”.

CLAUSE 9

THAT the Bill be amended by deleting clause 9.

CLAUSE 10

THAT clause 10 of the Bill be amended in subclause (1) by deleting the words “National Accreditation Agency” appearing immediately after the words “with the Kenya” and substituting therefor the word “Accreditation Service”.

CLAUSE 12

THAT the Bill be amended in clause 12 by deleting subclause (2) and substituting therefor the following new subclause –

- (2) A person shall be nominated as a registrar under subsection (1) if that person –
 - (a) is a citizen of Kenya;
 - (b) holds a degree in social sciences or its equivalent from a university recognized in Kenya;
 - (c) has at least five years experience in Kenyan sign language proficiency; and
 - (d) meets the requirements of Chapter Six of the Constitution.

CLAUSE 19

THAT the Bill be amended by deleting clause 19 and substituting therefor the following new clause –

Action plan. **19.** (1) The Cabinet Secretary shall, in consultation with the most representative registered association for the Deaf, National Council for Persons with Disabilities and the Council of County Governors develop a Kenyan Sign language action plan twelve months upon the commencement of this Act.

- (2) A plan developed under subsection (1) shall include –
 - (a) an assessment of the accessibility of National and county government services by members of the Deaf community; and
 - (b) a statement on the actions proposed to be taken by National and county governments so as to take into consideration the needs of the Deaf community in delivery of services.

CLAUSE 2

THAT clause 2 of the Bill be amended by deleting –

- (a) the definition of the term “Kenya signed English”; and
- (b) the definition of the term “Kenya sign language” and substituting therefor the following new definition —

“Kenyan Sign Language” means the sign language used by the Deaf community and includes other types of language like Kenyan Signed English, pidgin, cued speech, contact sign language for the Deaf blind and other sign language based medium of communication as may emerge from time to time to meet unique needs of the Deaf community.

...../Notice of Amendments

H. **THE COFFEE BILL (SENATE BILLS NO. 10 OF 2023)

(The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

NOTICE is given that, the Chairperson, Standing Committee on Agriculture, Livestock and Fisheries intends to move the following amendments to the Coffee Bill, (Senate Bills No. 10 of 2023), at the Committee Stage—

CLAUSE 3

THAT clause 3 of the Bill be amended—

- (i) by inserting the following new paragraph immediately after paragraph (a) —
 - (aa) regulation of the coffee sector; and
- (ii) in paragraph (d) by inserting the words “at the production level” immediately after the words “coffee value chain”.

CLAUSE 4

THAT clause 4 of the Bill be amended in subclause (1) by deleting the words “a Board to be known as” appearing immediately after the word “established”.

CLAUSE 6

THAT clause 6 of the Bill be amended in subclause (2) by deleting the words “create or take part in creation of, or become a member of, or” appearing immediately after the words “considers it necessary,”.

CLAUSE 7

THAT Bill be amended by deleting clause (7) and substituting therefore the following new clause —

7(1) The management of the Board shall vest in a board of Board of directors consisting of— directors

- (a) a chairperson appointed by the President by notice in the *Gazette*;
- (b) the Principal Secretary responsible for agriculture or a designated representative;
- (c) the Principal Secretary for the time being responsible for trade or a designated representative;
- (d)) the Principal Secretary for the time being responsible for cooperatives or a designated representative;

- (e) two persons of the opposite gender, representing smallholder coffee growers nominated by the umbrella body for coffee cooperative societies’;
- (f) one person nominated by the largest association of estate growers; and
- (g) two persons of the opposite gender with knowledge of the coffee industry nominated by the Council of County Governors;
- (h) a chief executive officer appointed under section 15 who shall be an ex-officio member of the Board.

(2) The Cabinet Secretary shall appoint the members under subsection (1), (a), (e), (f) and (g) by notice in the *Gazette*.

CLAUSE 8

THAT the Bill be amended by deleting clause 8 and substituting therefor the following new clause—

8. (1) A person is qualified for appointment as a member of the Board under section 7(1)(a), (e), (f) and (g) if that person—

- (a) is a citizen of Kenya;
- (b) holds, in the case of a person appointed under –
 - (i) section 7(1)(a) and (g), a degree from a university recognized in Kenya; and
 - (ii) section 7(1)(e) and (f), a certificate in secondary school education.;
- (c) has at least three years’ experience preferably in management in the coffee sector; and
- (d) meets the requirements of leadership and integrity set out in Chapter Six of the Constitution.

(2) A person is not qualified for appointment if that person—

- (a) is convicted of a criminal offence and sentenced to a term of imprisonment of at least six months;
- (b) is a member of Parliament or county assembly; or
- (c) is adjudged bankrupt.

CLAUSE 9

THAT the Bill be amended by deleting clause 9 and substituting therefor the following new clause—

9.The persons appointed under section 7(1) (a), Term of (e), (f), (g) shall serve for a term of three years appointment renewable for one further term.

9.The persons appointed under section 7(1) (a), (e), (f), (g) shall serve for a term of three years renewable for one further term.

CLAUSE 11

THAT clause 11 of the Bill be amended in –

(a) subclause (1) by –

- (i) deleting the words “board of directors” appearing immediately after the word “The” at the beginning of subclause (1) and substituting therefor the word “Board”;
- (ii)by inserting the words “as set out in the second schedule” in paragraph (c);
- (iii)by deleting the words “coffee growers, nursery operators, coffee cooperatives societies, coffee associations, and coffee estates in the country;” appearing immediately after the words “of coffee dealers” in paragraph (k);
- (iv) deleting paragraph(o);
- (v) by inserting the following new paragraph immediately after paragraph (n) –
 - (i) (na) regulate the marketing and trading of coffee; and
 - (ii)(nb) source markets and market Kenyan coffee in the international market”.

(b) subclause (2) by deleting the words “board of directors” appearing immediately after the word “The” at the beginning of subclause (2) and substituting therefor the word “Board”;

CLAUSE 19

THAT clause 19 of the Bill be amended by deleting the words “Board or to any of its members” appearing immediately after the words “attach to the” and substituting therefor the words “members of the Board”.

CLAUSE 25

THAT clause 25 of Bill be amended in subclause (1) by inserting the following new paragraphs immediately after paragraph (c) —

- (d) warehouse; and
- (e) commercial coffee miller.

CLAUSE 26

THAT clause 26 of the Bill be amended by—

- (a) deleting subclause (1) and substituting therefore the following new subclause—

- (1) A coffee grower, nursery operator, grower miller, commercial miller, coffee roaster, cooperative society, coffee association or coffee estate shall register with the respective county government where they are based.

- (b) inserting the following new subclauses immediately after subclause (1) —
 - (1A) Despite subsection (1), a grower who is a registered member of a coffee cooperative society or association which is registered by a county government, shall be exempted from registration by that county government;
 - (1B) Subsection (1A) shall apply to a grower on condition that the cooperative society or association is registered in the same county as that which the grower is carrying out business;
 - (1C) A registered cooperative society or association shall —
 - (a) submit a register of its members to the respective county government at the beginning of each calendar year; and
 - (b) furnish the county government with information on any change of membership within thirty (30) days of a change of membership.

CLAUSE 29

THAT clause 29 of the Bill be amended in subclause (2) by deleting the word “the” appearing immediately after the words “brokerage services at” and substituting therefor the word “an”.

CLAUSE 31

THAT clause 31 of the Bill be amended by deleting the word “provider” appearing immediately after the words “A licence holder”.

CLAUSE 32

THAT clause 32 of the Bill be amended in subclause (6) by inserting the words “and is liable, on conviction, to a fine not exceeding five hundred thousand shillings, or to imprisonment for a term not exceeding one year, or to both” immediately after the words “commits an offence”.

CLAUSE 34

THAT clause 34 of the Bill be amended in subclause (2) by deleting the word “sub-regulations” appearing immediately after the word “the provision of” and substituting therefor the word “subsection”.

CLAUSE 37

THAT Bill be amended by deleting clause 37 and substituting therefor the following new clause —

37. Where an applicant is dissatisfied with the decision of Appeals a licensing authority not to issue a licence, to revoke or cancel a licence under this Act, the applicant may make an application to the Dispute Resolution Committee established under section 87.

CLAUSE 42

THAT clause 42 of the Bill be amended in subclause (9) by deleting the word “the” appearing immediately after the words “for sale in” and substituting therefor the word “an”.

CLAUSE 44

THAT clause 44 of the Bill be amended by deleting paragraph (3) and (4).

CLAUSE 45

THAT clause 45 of the Bill be amended in subclause (6) by inserting the words “and fifty” immediately after the words “remit two hundred”.

CLAUSE 46

THAT clause 46 of the Bill be amended in subclause (1) —

- (a) by deleting the word “the” appearing immediately after the word “auction in” in paragraph (a) and substituting therefor the word “an”; and
- (b) by inserting the words “in consultation with the county governments and the Board” immediately after the words “the Cabinet Secretary” in paragraph (c).

CLAUSE 47

THAT clause 47 of the Bill be amended —

- (a) in subclause (1) by deleting the word “and may for this purpose, sell own clean coffee to a licensed roaster for local value addition and sale” appearing immediately after the words “sale in coffee”;
- (b) by inserting the following clauses immediately after subclause (1) —
 - (1A) Before a contract for direct sale is completed, a sample of not more than 250 grams of the coffee intended for sale shall be submitted to an exchange for quality analysis and price discovery.
 - (1B) An exchange in which the sample is delivered under subclause (1) shall within fourteen days, issue to the coffee grower with a report on the quality and the price discovery in the prescribed form.
 - (1C) Despite the provisions of subclause (1A) and (1B), a contract for future sales shall not be subjected to price and grade discovery at an exchange.
- (c) subclause (3) by deleting the word “and a licenced roaster” appearing immediately after the words “licenced coffee grower” in the introductory clause.

CLAUSE 48

that the Bill be amended by deleting clause 48 and substituting therefor the following new clause—

- 48. (1) The Capital Market Authority shall licence an exchange for the purposes of trading coffee. Licencing and functions of an exchange.
- (2) An exchange shall be a company incorporated under the Companies Act and licensed by the Capital Markets Authority to trade in clean coffee.
- (3) An exchange shall—
 - (a) manage its auction floor, the central sample room, the information registry and the direct settlement system;
 - (b) maintain records relating to coffee sales, coffee samples and sweepings;
 - (c) avail sales catalogues to interested parties in accordance with the Capital Markets Act;
 - (d) disseminate market information for every auction and an analysis of performance on, weekly and monthly basis; and
 - (e) carry out such other function as the Cabinet Secretary for trade may prescribe.
- (4) The proceeds of the sale of coffee at an Exchange shall be deposited in a direct settlement system established in accordance with the Capital Markets Act.

CLAUSE 49

THAT clause 49 of the Bill be amended in—

- (a) subclause (2) by deleting the word “the” appearing immediately after the words “receipt endorsed by” and substituting therefor the word “an”;
- (b) by deleting subclause (3);
- (c) subclause (4) by inserting the words “and is liable, on conviction, to a fine not exceeding five hundred thousand shillings, or to imprisonment for a term not exceeding six months, or to both” immediately after the words “commits an offence”;
- (d) the marginal note by deleting the word “the” appearing immediately after the words “Management of” and substituting therefor the word “an”.

CLAUSE 50

THAT clause 50 of the Bill be amended by deleting subclause (1) and substituting therefor the following new subclause—

- (1) A grower or a broker appointed by a grower shall, in the presence of a commercial miller and in consultation with an exchange, prepare a sales catalogue for all the coffee in a licenced warehouse in accordance with the Act.

CLAUSE 51

THAT clause 51 of the Bill be amended in-

- (a) in subclause (2) by deleting the words “the respective county” appearing immediately after “this act and” and substituting therefore the words “other relevant”
- (b) subclause (6) by inserting the words “and is liable, on conviction, to a fine not exceeding three hundred thousand shillings, or to imprisonment for a term not exceeding six months, or to both “immediately after the words “commits an offence”

CLAUSE 52

THAT clause 52 of the Bill be amended—

- (i) in subclause (1) by deleting paragraph (b) and substituting therefor the following new paragraph—
 - (b) notification and registration of direct sales contract, certificate of origin, certificate of quality and any other relevant approvals issued by the Board.
- (ii) by deleting subclause (3) and substituting therefor the following new subclause—
 - (3) Clean coffee imports shall —

- (a) be accompanied by the certificate of origin and phytosanitary certificate issued by the country of origin and adhere to Kenyan coffee standards; and
- (b) be inspected and issued with Phytosanitary Certificate by the Kenya Plant Health Inspectorate Service.

CLAUSE 53

THAT clause 53 of the Bill be amended in subclause (2) by inserting the words “and is liable, on conviction, to a fine not exceeding twice the value of the blended coffee, or to imprisonment for a term not exceeding one year, or to both” immediately after the words “commits an offence”.

CLAUSE 55

THAT clause 55 of the Bill be amended in subclause (9) by inserting the words “in collaboration with the county governments and other relevant bodies” immediately after the words “the institute shall”.

CLAUSE 58

THAT clause 58 of the Bill be amended by—

- (i) inserting the following new paragraph immediately after the introductory phrase—
 - (a) such monies as may be appropriated by the National Assembly for the purposes of the Board; and
- (ii) renumbering the existing paragraph(a) as paragraph (aa).

CLAUSE 59

THAT the Bill be amended by deleting clause 59 and substituting therefor the following new clause—

- (1) The Cabinet Secretary shall, in consultation with the Board and the county governments and by notice in the *Gazette*, impose a levy of two percent on the export import value remitted by coffee buyers to the Board through the direct settlement system for the development of the coffee industry.

Coffee
development
levy
- (2) the levy imposed under subsection (1) shall be apportioned as follows—
 - (a) thirty per centum to the Institute;

- (b) fifteen per centum to the Board for regulatory purposes;
- (c) twenty per centum for price stabilization which shall be managed by the Commodities Fund;
- (d) ten per centum to the Board for marketing purposes; and
- (e) twenty-five per centum to the county growing areas on pro-rata basis as a conditional grant for coffee development.

CLAUSE 63

THAT clause 63 of the Bill be amended by deleting the word “March” appearing immediately after the words “thirty first of” and substituting therefor the word “June”.

PART IX

THAT Part IX of the Bill be amended in the heading by inserting the words “AND TRAINING” immediately after the word “COFFEE RESEARCH”.

CLAUSE 64

THAT clause 64 of the Bill be amended in subclause (1) by inserting the words “and Training” immediately after the words “the Coffee Research”.

CLAUSE 67

THAT clause 67 of the Bill be amended —

- (a) in subclause (1) by —
 - (i) deleting the word “board” appearing immediately after the words “vest in a” in the introductory phrase and substituting therefore the word “Council”
 - (ii) deleting paragraph (a) and substituting therefore the following new paragraph —
 - (a) a chairperson of the Council appointed by the Cabinet by notice in the *Gazette*;
 - (iii) deleting paragraph (b);
 - (iv) deleting paragraph (e) and substituting therefor the following new paragraph—
 - (e) the Director General of Kenya Agricultural Research Institute;

- (v) by deleting the words “the Cabinet Secretary” appearing immediately after the words “coffee growers nominated” in paragraph (f) and substituting therefor the words “the largest association of estate growers”;
- (vi) by deleting the words “Council of County Governors” appearing immediately after the words “nominated by the” in paragraph (g) and substituting therefor the words “umbrella body of cooperative societies”;
- (vii) by deleting paragraph (h) and substituting therefor the following new paragraph—
 - (h) a chief executive officer appointed in accordance with section 74 who shall be an ex-officio member of the Council.
- (b) by deleting subclause (3) and substituting therefor the following new subclause—
 - (3) A person is qualified for appointment as a chairperson of the Council of the Institute if that person holds a Master’s degree in crop research or a related field from a university recognized in Kenya and has three years’ experience in the coffee sector.

CLAUSE 68

THAT clause 68 of the Bill be amended by deleting the expression “40 (1) (f) (g) and (h)” appearing immediately after the word “appointed under section” and substituting therefor the expression “67(a) (e) (f)(g) and (h)”

CLAUSE 69

THAT clause 69 of the Bill be amended in subclause (1) —

- (a) by deleting the word “board” appearing immediately after the words “member of the” in the introductory clause and substituting therefor the word “Council”.
- (b) In paragraph (a) by deleting the word “board” appearing immediately after the words “meeting of the” and substituting therefor the word “Council”.

CLAUSE 70

THAT clause 70 of the Bill be amended in subclause (1) by—

- (a) inserting the following new paragraph immediately after paragraph (e) —
 - (e) develop curriculum and offer training on research findings.
- (b) by deleting the word “board” appearing immediately after the words “functions as the” in paragraph (r) and substituting therefor the word “Council”.

CLAUSE 71

THAT clause 71 of the Bill be amended by deleting the word “board” appearing immediately after the word “The” at the beginning of the clause and substituting therefor the words “Council”.

CLAUSE 72

THAT Bill be amended by deleting clause 72 and substituting therefor the following clause—

72. The provisions of the first schedule on the conduct of business and the affairs of the board of directors shall apply to the Council with the necessary modifications.	Conduct of business of the Council of the Institute
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CLAUSE 73

THAT clause 73 of the Bill be amended—

- (a) by deleting the word “board” appearing immediately after the words “member of the” and substituting therefor the word “Council”; and
- (b) in the marginal note by deleting the word “board” appearing immediately after the words “members of the” and substituting therefor the word “Council”.

CLAUSE 74

THAT the Bill be amended in subclause (1) by deleting clause 74 and substituting therefor the following new clause —

74. There shall be a chief executive officer of the Institute who shall be competitively recruited and appointed by the Council of the Institute on such terms and conditions as the Council shall determine.

CLAUSE 75

THAT clause 75 of the Bill be amended by deleting the word “board” appearing immediately after the word “The” at the beginning of the clause and substituting therefor the words “Council”.

CLAUSE 77

THAT clause 77 of the Bill be amended by deleting the word “institute or to any of its members” appearing immediately after the word “not attach to” and substituting therefor the word “members of the Council”.

CLAUSE 78

THAT clause 78 of the Bill be amended by deleting the word “board” appearing immediately after the words “designated by the” and substituting therefor the word “Council”.

CLAUSE 79

THAT the Bill be amended by deleting clause 79 and substituting therefor the following new clause —

79. All letters and instruments written or made by or on behalf of the Council of the Institute, other than those required by law to be under seal, and all decisions of the Council of the Institute, shall be signed under the hand of the chief executive officer or in the absence of the chief executive officer, a person authorized by the Council of the Institute.

CLAUSE 80

THAT clause 80 of the Bill be amended by—

(i) inserting the following new paragraph immediately after the introductory phrase—

(a) such monies as may be appropriated by the National Assembly for the purposes of the Institute; and

(ii) renumbering the existing paragraph(a) as paragraph (aa).

CLAUSE 81

THAT clause 81 of the Bill be amended by deleting the word “board” appearing immediately after the word “The” at the beginning of the clause and substituting therefor the words “Council”.

CLAUSE 82

THAT clause 82 of the Bill be amended by deleting the word “board” appearing immediately after the word “The” at the beginning of the clause and substituting therefor the words “Council”.

CLAUSE 86

THAT clause 86 of the Bill be amended by deleting the word “March” appearing immediately after the words “thirty first of” and substituting therefor the word “June”.

CLAUSE 87

THAT the Bill be amended by deleting clause 87 and substituting therefor the following new clause —

87.(1) Disputes related to issuance of permits, licensing, Disputes nomination of Board members or council members and Resolution other matters that may arise in the coffee sector shall be Committees resolved, in the first instance, by a Dispute Resolution Committee.

- (2) Each licensing authority shall have an ad hoc Dispute Resolution Committee that consists of a chair and two other members appointed by, in the case of—
 - (a) the Board, the Cabinet Secretary; and
 - (b) the county governments, the respective governor;
 by notice in the *Gazette*.
- (3) The members of the committee shall not be members of a licencing authority.
- (4) A dispute resolution committee may regulate its own procedure.
- (5) A licencing authority shall provide secretarial services to a dispute resolution committee.
- (6) The Cabinet Secretary shall make rules on the procedure for nominating members to a Dispute Resolution Committee.
- (7) Decisions regarding any dispute contemplated under this section shall be made by the relevant Dispute Resolution Committee within thirty days of the hearing of the dispute in question.
- (8) A person who is dissatisfied with the decision of a Dispute Resolution Committee may appeal to the High Court.

CLAUSE 88

THAT clause 88 of the Bill be amended in subclause (1) by inserting the words “a licenced exchange” immediately after the words “The Board”.

CLAUSE 89

THAT clause 89 of the Bill be amended by deleting paragraph (b) and substituting therefor the following new paragraph—

(b)in furnishing such information, makes a statement which they know to be false, commits an offence and shall be liable, on conviction to a fine not exceeding fifty thousand shillings or to imprisonment not exceeding three months, or both.

CLAUSE 90

THAT clause 90 of the Bill be amended—

- (a)in subclause (1) by deleting the words “board of the institute” appearing immediately after the words “opinion of the” and substituting therefor the words “Council”; and
- (b) in subclause (2) by deleting the word “board” appearing immediately after the words “Consent of the” and substituting therefor the words “Council”.

CLAUSE 92

THAT clause 92 of the Bill be amended in subclause (4) by deleting the words “not less than twenty” appearing immediately after the word “a fine of” and substituting therefor with the word “not more than fifty”.

CLAUSE 94

THAT clause 94 of the Bill be amended—

- (a)in subclause (1) by inserting the words “and the Council of County Governors” immediately after the words “with the Board”;
- (b) by inserting the following new paragraphs immediately after paragraph(k) —
 - (l) operationalization of Direct Settlement System;
 - (m) forms on—
 - (i) notice to an importer on the intention to destroy coffee;
 - (ii)submission of monthly returns to the Board by growers and roasters;
 - (iii)communicating to the direct settlement system on charges for delivery of services to a grower;
 - (iv)report by a laboratory on quality compliance;
 - (v) bulking of coffee;
 - (vi)coffee traceability;
 - (vii)the area under coffee cultivation and information regarding uprooted coffee in a county; and
 - (viii) register of coffee growers and the number of coffee trees planted or uprooted by member of a cooperative society.

CLAUSE 96

THAT clause 96 of the Bill be amended by deleting the word “board” appearing immediately after the words “designated by the” and substituting therefor the word “Council”.

NEW CLAUSES

NEW CLAUSE 25A

THAT the Bill be amended by inserting the following new clause immediately after clause 25—

25A. (1) The Board and county governments shall regulate the production and processing of coffee with a view of —

- (a) promoting productivity;
- (b) promoting access to markets;
- (c) facilitating provision of infrastructure including farm inputs;
- (d) providing post-harvest services;
- (e) providing extension services;
- (f) providing incentives to farmers; and
- (g) providing credit facilities.

(2) The Board and county governments shall maintain the necessary statistical information with respect to the coffee sector for proper planning.

NEW CLAUSES 44A

THAT the Bill be amended by inserting following new clauses immediately after clause 44 -

44A. A cooperative society shall, in imposing a fee to its growers, adhere to the society’s budget and not exceed ten percent of the gross earnings from the coffee sales. Imposition of fees by societies.

NEW CLAUSE 44B

44B. (1) Every contract for milling of coffee shall be in writing and shall contain such information as may be prescribed. Milling services

(2) A commercial miller shall –

- (a) ensure that the grower or grower’s representative is given reasonable notice to be present during the milling process;
- (b) take out comprehensive insurance cover against fire, theft, and other risks for all coffee in its possession and custody;

...../Notice of Amendments

- (c) account for mill spillage or sweepings and all other coffee by-products to the growers and the Board;
- (d) digitize its operations to ensure weight precision, timely dissemination of information and protection of growers’ data;
- (e) submit returns on coffee received and milled to the Board and the respective county government; and
- (f) comply with the prescribed standard coffee grades.

THE FIRST SCHEDULE

THAT the first schedule to the Bill be amended —

- (a) in the title by deleting words “OR THE BOARD OF THE INSTUTUTE” appearing immediately after the words “BOARD OF DIRECTORS”;
- (b) in paragraph (1)—
 - (i) by deleting the words “or the board of the institute” appearing immediately after the words “board of directors” in sub- paragraph (1);
 - (ii) by deleting the words “or the board of the institute” appearing immediately after the words “board of directors” in sub- paragraph (2);
 - (iii) by deleting the words “or the board of the institute” appearing immediately after the words “board of directors” in sub- paragraph (3);
 - (iv) by deleting the words “or the board of the institute” appearing immediately after the words “board of directors” in sub- paragraph (4);
 - (v) by deleting the words “respective” appearing immediately after the words “business of the” in sub- paragraph (5);
 - (vi) by deleting sub-paragraph (6) and substituting therefor the following new sub-paragraph—
 - (6) The chairperson shall preside at every meeting of the board at which the chairperson is present and in the absence of the chairperson, the members of the board present shall elect one person from their number to preside over the meeting of the board and that person shall have all the powers of the chairperson.
 - (vii) by deleting the words “or the board of the institute” appearing immediately after the words “board of directors” in sub- paragraph (7);
 - (viii) by deleting the words “or the board of the institute” appearing immediately after the words “board of directors” in sub- paragraph (8);

- (ix) by deleting sub-paragraph (9) and substituting therefor the following new sub-paragraph—
 - (9) Subject to provisions of this Schedule, the board may determine its own procedure and the procedure for any committee of the board and for the attendance of other persons at its meetings thereof;
- (c) in paragraph (2) —
 - (i) by deleting sub-paragraph (1) and substituting therefor the following new sub-paragraph—

2. (1) If a member of the board of directors is directly or indirectly interested in any contract, proposed contract or other matter before the board of directors and is present at a meeting of the board of directors at which the contract, proposed contract or other matter is the subject of consideration, the member shall, at the meeting and as soon as reasonably practicable after the commencement thereof, disclose the interest of the member in the matter and shall not take part in the deliberations over, or vote on, the matter.

- (ii) by deleting sub-paragraph (1) and substituting therefor the following new sub-paragraph—
 - Any contract or instrument which if entered into or executed by a person not being a body corporate, would not be required to be under seal may be entered into or executed on behalf of board of directors by any person generally or specially authorized by the board of directors for that purpose.

THE SECOND SCHEDULE

THAT the first Second schedule of the Bill be amended—

- (i) at item no. 3 by deleting the words “warehouseman’s” appearing in the first column and substituting therefor the word “warehouse operator; and
- (ii) by deleting item no. 7.

CLAUSE 2

THAT clause 2 of the Bill be amended —

- (a) in the definition of the word—
 - (i) “coffee grower” by inserting the words “is linked to a licenced pulping station,” immediately after the words “coffee in Kenya”;
 - (ii) “clearing house” by deleting the word “the” appearing immediately after the word “on behalf of “and substituting therefore the word “an”

- (iii) "sweepings" by deleting the word "the" appearing immediately after the word "for sale at "and substituting therefore the word "an"
- (iv) "Institute" by inserting the words "and Training" immediately after the words "the Coffee Research"
- (b) by deleting the definition of the words —
 - (i) "broker" and substituting therefore the following new definition —
 "broker" means a person cleared by an exchange and licensed by the Capital Markets Authority, who may be appointed by a grower or an association of growers in accordance with the Capital Markets Act, to sell their coffee on their behalf through an Exchange;
 - (ii) "direct sale" and substituting therefore the following new definition—
 "direct sale" means a contractual arrangement between a registered grower, coffee co-operative society, coffee union, grower-miller or a coffee estate and an overseas buyer for the sale of own clean coffee based on mutually accepted terms and conditions enforceable in law and includes settlement coffee sales proceeds through the direct settlement system on boarded by a coffee exchange.
 - (iii) "sales catalogue" and substituting therefore the following new definition —
 "sales catalogue" means a standard document prepared by a grower or a broker appointed by a grower in the presence of a commercial miller and in consultation with an exchange, for sale of clean coffee at an exchange;
- (c) by inserting the following definitions in their proper alphabetical sequence—

"buni" means coffee dried in the fruit or cherry but does not include hulled buni, also referred to as clean coffee, heavy buni or light buni;

"co-operative society" means a co-operative society registered under the Co-operative Societies Act, Cap 490; and

"Council" means the Council of the Institute as provided for under Section 67.

LONG TITLE

THAT the Bill be amended by deleting the long title and substituting therefor the following new long title—

AN ACT of Parliament to provide for: the establishment of the Coffee Board of Kenya, and the Coffee Research Institute; the role of the National and the county governments; the regulation, development and promotion of coffee industry; and for connected purposes.

APPENDIX

1. PETITION

Report of the Standing Committee on Education on a Petition by Ms. Ruth Kabui concerning payment of salary arrears for P1 teachers with 'A' level academic qualification from 1996 to 2010.

(The Chairperson, Standing Committee on Education)

2. PAPERS

- i.) Report of the Ethics and Anti-Corruption Commission on the activities and financial statements for the financial year 2021/2022.

(The Senate Majority Leader)

- ii.) Report of the Standing Committee on Agriculture, Livestock and Fisheries on the Tea (Amendment) Bill (Senate Bills No. 1 of 2023).

(The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries)

- iii.) Report of the Parliament of Kenya delegation to the 13th Plenary Assembly of the Forum of Parliaments of the Member States of the International Conference on the Great Lakes Region (FP-ICGLR)

(Sen. Roba Ali Ibrahim, MP)

3. QUESTIONS AND STATEMENTS

a) Requests for statements pursuant to Standing Order 53(1)

- i.) The Senator for Embu County (Sen. Alexander Mundigi, MP) to seek a statement from the Standing Committee on Education regarding delivery of centrally procured learning materials to schools.
- ii.) Nominated Senator (Sen. George Mbugua, MP) to seek a Statement from the Standing Committee on Labour and Social Welfare concerning the delay in the operationalization of the Social Assistance Act, 2013.
- iii.) Nominated Senator (Sen. Mariam Sheikh Omar, MP) to seek a Statement from the Standing Committee on Roads, Transportation and Housing regarding the escalation in ticket prices for flights operating from Mandera County.
- iv.) The Senator for Migori County (Sen. Eddy Oketch, MP) to seek a statement from the Standing Committee on National Security, Defence and Foreign Relations regarding diplomatic relations between Kenya and the Kingdom of Morocco.

...../Appendix

- v.) Nominated Senator (Sen. Gloria Orwoba, MP) to seek a Statement from the Standing Committee on Labour and Social Welfare regarding the uplifting of football talent at the grassroots level.
- vi.) Nominated Senator (Sen. Tabitha Mutinda, MP) to seek a Statement from the Standing Committee on Justice, Legal Affairs and Human Rights regarding the assault of a female passenger by a matatu conductor along Thika Road.
- vii.) The Senator for Kiambu County (Sen. Karungo Thangwa, MP) to seek a statement from the Standing Committee on Land, Environment and Natural Resources regarding the rising fatalities resulting from hyena attacks in Witeithie Ward of Kiambu County.
- viii.) The Senator for Lamu County (Sen. Joseph Kamau, MP) to seek a statement from the Standing Committee on Roads, Transportation and Housing concerning maintenance of the Lamu-Garsen road.
- ix.) The Senator for Lamu County (Sen. Joseph Kamau, MP) to seek a statement from the Standing Committee on Land, Environment and Natural Resources regarding the resettlement of residence occupying land intended for a power generation plant in Lamu County.
- x.) The Senator for Nyandarua County (Sen. John Methu, MP) to seek a statement from Land, Environment and Natural Resources regarding alleged grabbing of the Douglas dam in Tulaga and Muruaki Schemes in Nyandarua County.

b) Statements by Committee Chairpersons pursuant to Standing Order 56(1) (b)

- i.) The Chairperson, Standing Committee on Agriculture, Livestock and Fisheries to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- ii.) The Chairperson, Standing Committee on Health to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- iii.) The Chairperson, Standing Committee on Justice, Legal Affairs and Human Rights to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- iv.) The Chairperson, Standing Committee on Land, Environment and Natural Resources to make a Statement relating to the activities of the Committee for the period July to December, 2023.

- v.) The Chairperson, Standing Committee on National Cohesion, Equal Opportunity and Regional Integration to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- vi.) The Chairperson, Standing Committee on National Security, Defence and Foreign Relations to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- vii.) The Chairperson, Standing Committee on Trade, Industrialization and Tourism to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- viii.) The Chairperson, Standing Committee on Roads, Transportation and Housing to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- ix.) The Chairperson, Select Committee on County Public Accounts Committee to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- x.) The Chairperson, Select Committee on Public Investments and Special Funds to make a Statement relating to the activities of the Committee for the period July to December, 2023.
- xi.) The Chairperson, Select Committee on Delegated Legislation to make a Statement relating to the activities of the Committee for the period July to December, 2023.

c) Pursuant to Standing Order 57(1)

The Senate Majority Leader to issue a statement on the business of the Senate.
