



**REPUBLIC OF KENYA**  
**THIRTEENTH PARLIAMENT – (THIRD SESSION)**  
**THE SENATE**  
**ORDER PAPER**  
**(MORNING SITTING)**  
**WEDNESDAY, MARCH 27, 2024 AT 9.30 AM**

**PRAYER**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Questions and Statements (as listed in the Appendix)
8. **MOTION - DECLARATION OF CATTLE RUSTLING AND BANDITRY AS A NATIONAL DISASTER AND ESTABLISHMENT OF A SPECIAL FUND FOR VICTIMS**  
(Sen. William Cheptumo, MP)

**THAT AWARE THAT**, cattle rustling/banditry 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 health 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;

...../Motion

**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/banditry to:
  - (i) Investigate the causes of the rampant cattle rustling and banditry in the said region and the Country at large;
  - (ii) Establishes the extent of suffering, loss and damage the cattle rustling/banditry 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/banditry and settle all internally displaced persons occasioned by the menace.

***(Resumption of debate interrupted on Wednesday, 6<sup>th</sup> March, 2024 – Morning Sitting – Balance of time 56 minutes)***

**9. MOTION - ESTABLISHING 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 with adverse effect to millions of Kenyans;

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

**NOW THEREFORE** the Senate urges the Ministry of Roads and Transport, Ministry of Environment, Climate Change and Forestry, 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 across the country;
- ii.) Identify and develop County car-free zones, also known as “pedestrians’ precincts”, in urbanized areas, where its infrastructure and activities are restricted to pedestrians alone;

...../**Motion**

- iii.) provide affordable, safe and universally designed public transport access to and around these car-free zones, including, but not limited to, development of Bus Rapid Transport (BRT) in the urban areas;
- iv.) design inclusive mobility infrastructure that supports non – motorized transport facilities, such as pedestrian spaces, bicycle lanes and green spaces, within the Central Business District of every County; and
- v.) ensure inter-modal connectivity among the various transport modes.

10. **MOTION - REPORT OF THE 63<sup>RD</sup> SESSION OF THE OACPS PARLIAMENTARY ASSEMBLY AND 43<sup>RD</sup> SESSION OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY MEETINGS IN BRUSSELS, BELGIUM**  
(Sen. Kathuri Murungi, MP)

**THAT**, the Senate notes the Report of the 63<sup>rd</sup> Session of the OACPS Parliamentary Assembly and 43<sup>rd</sup> Session of the ACP-EU Joint Parliamentary Assembly Meetings in Brussels, Belgium laid on the table of Senate on Wednesday, 6<sup>th</sup> December, 2023.

11. **MOTION - REPORT OF THE PARLIAMENT OF KENYA DELEGATION TO THE 13<sup>TH</sup> PLENARY ASSEMBLY OF THE FORUM OF PARLIAMENTS OF THE MEMBER STATES OF THE INTERNATIONAL CONFERENCE ON THE GREAT LAKES REGION (FP-ICGLR), HELD IN JUBA, SOUTH SUDAN**  
(Sen. Roba Ali Ibrahim, MP)

**THAT**, the Senate notes Report of the Parliament of Kenya Delegation to the 13<sup>th</sup> Plenary Assembly of the Forum of Parliaments of the Member States of the International Conference on the Great Lakes Region (FP-ICGLR), held in Juba, South Sudan, laid on the table of Senate on Thursday, 7<sup>th</sup> December, 2023.

12. **MOTION - REPORT OF THE 9<sup>TH</sup> INTER-PARLIAMENTARY UNION (IPU) GLOBAL CONFERENCE OF YOUNG PARLIAMENTARIANS HELD IN HANOI, VIETNAM FROM 15<sup>TH</sup> TO 17<sup>TH</sup> SEPTEMBER, 2023**  
(Sen. John Methu, MP)

**THAT**, the Senate notes Report of the 9<sup>th</sup> Inter-Parliamentary Union (IPU) Global Conference of Young Parliamentarians held in Hanoi, Vietnam from 15<sup>th</sup> to 17<sup>th</sup> September, 2023 laid on the table of Senate on Tuesday, 5<sup>th</sup> March, 2024.

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**NOTICE**

The Senate resolved on 14<sup>th</sup> February, 2024 as follows:-

**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.

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**APPENDIX**

**QUESTIONS AND STATEMENTS**

**QUESTIONS**

**Question No. 008           The Senator for Kirinyaga County (Sen. James Murango, MP) to ask the Cabinet Secretary for Lands, Public Works, Housing and Urban Development: -**

- a) Could the Cabinet Secretary provide a status report on the issuance of title deeds to public schools, particularly in Kirinyaga County?
- b) What measures have been put in place to expedite the issuance of title deeds to public schools in Kirinyaga County that are yet to receive them?

**Question No. 017           The Senator for Marsabit County (Sen. Mohamed Chute, MP) to ask the Cabinet Secretary for Lands, Public Works, Housing and Urban Development: -**

- a) Could the Cabinet Secretary indicate the respective value of each parcel of Government-owned land that has been designated for the Affordable Housing Project in Nairobi, Mombasa, Nakuru and Kisumu counties, and indicate how many of the said parcels are currently being or have been developed since 2017?
- b) What is the value of parcels of land assigned to respective developers for the construction of affordable housing, and could the Cabinet Secretary indicate the projected cost, per square meter, of each housing unit as well as the interest rate to be charged to buyers of the units?
- c) How many of the houses under the project are under Public-Private Partnership (PPP) arrangement, and could the Cabinet Secretary state the respective percentage contribution of the government vis-a-vis the developers?
- d) Could the Cabinet Secretary halt all transactions involving public land until a mutually beneficial formula to both the Government and developers is agreed upon?

**Question No. 018**

**The Senator for Nairobi City County (Sen. Edwin Sifuna, MP) to ask the Cabinet Secretary for Lands, Public Works, Housing and Urban Development: -**

- a) Who holds the title deed for the parcel of land on which the Tom Mboya Social Hall in Makadara Constituency in Nairobi City County stands, and could the Cabinet Secretary indicate the ownership history of the said parcel of land?
- b) Could the Cabinet Secretary explain the circumstances under which the parcel of land came into the custody of a private developer, who has already commenced construction works?
- c) What measures has the Ministry put in place to reclaim public land that has been illegally acquired or encroached upon as well as generally forestall land grabbing?

**Question No. 007**

**The Senator for Kirinyaga County (Sen. James Murango, MP) to ask the Cabinet Secretary for Energy and Petroleum: -**

- a) Is the Cabinet Secretary aware of the breakdown of over 15 government-owned power transformers in Kirinyaga County between March and September 2023 and, if so, could the Cabinet Secretary explain the reasons behind it?
- b) Could the Cabinet Secretary explain the inordinate delay in replacing defective power transformers in Kirogo, Maendeleo and Riagicheru villages within Mwea Constituency, despite multiple requests for their replacement?
- c) What measures has the Government put in place to ensure the timely repair or replacement of defective power transformers?

**Question No. 020**

**The Senator for Marsabit County (Sen. Mohamed Chute, MP) to ask the Cabinet Secretary for Energy and Petroleum: -**

- a) Which entities were responsible for the disruptions of power supply in most parts of the country on Saturday, 11<sup>th</sup> November, 2023 and the nation-wide power blackout that occurred on Friday, 25<sup>th</sup> August, 2023 and could the Cabinet Secretary state any actions taken against the entities?
- b) Could the Cabinet Secretary provide a comprehensive report on the losses incurred by businesses because of the power disruptions, while clarifying whether the affected businesses will be compensated?
- c) What measures has the Government put in place to ensure the stability of the national electricity grid to prevent the recurrence of such power disruptions?

**Question No. 025**

**The Senator for Kirinyaga County (Sen. James Murango, MP) to ask the Cabinet Secretary for Gender, Culture, the Arts and Heritage: -**

- a) Are there plans by the Government to establish a public library in Kirinyaga County, and if so, could the Cabinet Secretary clarify whether budgetary allocations for the same will be made in the financial year 2024/2025?
- b) What actions is the Government taking to ensure the establishment of public libraries in all counties where there is none?

**Question No. 037**

**The Senator for Kakamega County (Sen. (Dr.) Boni Khalwale, CBS, MP) to ask the Prime Cabinet Secretary and the Cabinet Secretary for Foreign and Diaspora Affairs: -**

- a) Could the Cabinet Secretary disclose the number and identities of all Kenyans currently working in the Gulf States?

- b) How many Kenyans have lost their lives while working in the Gulf States from 2022 to date?
- c) What support does the Government provide to families of Kenyans who die while overseas, and could the Cabinet Secretary explain any actions being taken by the Government to facilitate the repatriation of the body of MS Mildred Busolo Lianza (deceased) from Saudi Arabia to Malinya village in Kakamega County?

**Question No. 040**

**The Senator for Kisumu County (Sen. (Prof) Tom Ojienda, SC, MP) to ask the Prime Cabinet Secretary and Cabinet Secretary for Foreign and Diaspora Affairs: -**

- a) Could the Cabinet Secretary outline the obligations of the Government to Kenyans in the diaspora who face arrest, detention and deportation, and highlight any diplomatic agreements entered into with other countries on the applicable protocols?
- b) What protocols has the Government established for re-admitting deportees into the country, and could the Cabinet Secretary provide a list of Kenyans deported back to the country since 2010, stating reasons for each case where a deportee was refused admission?
- c) How does the Ministry of Foreign and Diaspora Affairs handle complaints and reports of human rights violations against Kenyans in the diaspora before, in the course of and after detention and deportation, and could the Cabinet Secretary disclose the number of Kenyans who have died in detention, and also provide details of all court cases initiated by Kenyans regarding such violations?
- d) What measures has the Government put in place to safeguard dependents and property left behind by deportees, and could the Cabinet Secretary also explain the initiatives taken by the Government to facilitate the reintegration process for the deportees?

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# **NOTICE PAPER**

## **Tentative Business for**

**Wednesday, March 27, 2024 (Afternoon Sitting)**

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*(Published pursuant to Standing Order 43 (1))*

It is notified that the Senate Business Committee has approved the following **tentative** business to appear in the Order Paper for Wednesday, March 27, 2024 (Afternoon Sitting).

### **A. BILLS AT THE SECOND READING STAGE**

- i) \*THE RICE BILL (SENATE BILLS NO. 19 OF 2023)  
(Sen. James Murango, MP)
- ii) \*\*\*THE NATIONAL RATING BILL (NATIONAL ASSEMBLY BILLS NO. 55 OF 2022)  
(The Senate Majority Leader)
- iii) \*THE PUBLIC TRANSPORT (MOTORCYCLE REGULATION) BILL (SENATE BILLS NO. 38 OF 2023)  
(Sen. (Dr.) Boni Khalwale, MP)
- iv) \*THE COUNTY PUBLIC FINANCE LAWS (AMENDMENT) BILL (SENATE BILLS NO. 39 OF 2023)  
(Sen. Kathuri Murungi, MP)
- v) \*THE ENERGY (AMENDMENT) BILL (SENATE BILLS NO. 42 OF 2023)  
(Sen. Edwin Sifuna, MP)
- vi) \*\*\*\*THE METEOROLOGY BILL (SENATE BILLS NO. 45 OF 2023)  
(The Senate Majority Leader)

### **B. MOTION**

- i) 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 30<sup>TH</sup> JUNE, 2019, 30<sup>TH</sup> JUNE, 2020 AND 30<sup>TH</sup> JUNE, 2021  
(The Chairperson, Committee on County Public Investments and Special Funds)

- ii) REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC ACCOUNTS ON ITS CONSIDERATION OF THE REPORTS OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF THARAKA NITHI, HOMA BAY, KAKAMEGA, KIRINYAGA, MAKUENI, MERU, BOMET, MURANG'A, NANDI, NYAMIRA, NYERI, SIAYA, VIHIGA, WAJIR AND SAMBURU COUNTY EXECUTIVES FOR THE FINANCIAL YEAR 2019/2020  
(The Chairperson, County Public Accounts Committee)
  
- iii) REPORT OF THE SELECT COMMITTEE ON COUNTY PUBLIC ACCOUNTS ON ITS CONSIDERATION OF THE REPORT OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF WEST POKOT COUNTY ASSEMBLY FOR THE FINANCIAL YEAR 2018/2019 AND REPORTS OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENTS OF ISIOLO, KIAMBU, KITUI, MARSABIT, NAROK, NYAMIRA, TRANS NZOIA, WEST POKOT AND MURANG'A COUNTY ASSEMBLIES FOR THE FINANCIAL YEAR 2019/2020.  
(The Chairperson, County Public Accounts Committee)

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