



**REPUBLIC OF KENYA**

**THIRTEENTH PARLIAMENT – (SECOND SESSION)**

**THE SENATE**

**VOTES AND PROCEEDINGS**

**AFTERNOON SITTING**

**WEDNESDAY, NOVEMBER, 15, 2023 AT 2.30 PM**

1. The Senate assembled at thirty minutes past Two O'clock.
2. The proceedings were opened with Prayer said by the Speaker.

3. **QUORUM OF THE SENATE**

The Speaker, having counted the Hon. Senators present at the commencement of the Sitting and confirming that there was no Quorum, caused the Bell to be rung for ten minutes, pursuant to Standing Order 40;

And there being a Quorum before the expiry of ten minutes,

The Speaker invited the Clerk to call the Orders of the day.

4. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications from the Chair: -

**a) Visiting Delegation from the County Assembly of Busia-**

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, a visiting delegation from the County Assembly of Busia. The delegation comprises nine (9) Members and six (6) Officers of the Committee on Delegated Legislation who are on a benchmarking visit with their counterparts in the Senate.

Honourable Senators,

I request each Member of the delegation to stand when called out so that they may be acknowledged in the Senate tradition: -

<b>NAME</b>	<b>DESIGNATION</b>
1. Hon. Joseph Okoth	- Chairperson
2. Hon. Irene Eduwa	- Vice Chairperson
3. Hon. Dalmas Onjole	- Member
4. Hon. Alexander Ayieko	- Member
5. Hon. Agnes Nangame	- Member
6. Hon. Saeed Jelle	- Member
7. Hon. Dennis Okinda	- Member
8. Hon. Mary Odongo	- Member
9. Hon. John Makabwa	- Member
10. Maureen Ogombe	- Secretariat
11. Ojasi Otuoma	- Secretariat
12. Brenda Kanani	- Secretariat
13. Arthur Mbetera	- Secretariat
14. Edwin Kanu	- Secretariat
15. Godwin Wanyama	- Secretariat

On behalf of the Senate and on my own behalf, I extend a warm welcome to them and wish them a fruitful visit.

I thank you.”

**b) Visiting Delegation from the County Assembly of Garissa**

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, three (3) Research Officers from the County Assembly of Garissa who are in the Senate for a one-week benchmarking visit.

Honourable Senators,

On behalf of the Senate and on my own behalf, I extend a warm welcome to them and wish them a fruitful visit.

I thank you!”

**5. PETITION TO THE SENATE**

Pursuant to Standing Order 236 (2) (a), the Senator for Busia County (Sen. Andrew Omtatah Okoiti, MP) presented to the Senate a Petition by residents of Uyombo village in Matsangoni Ward, Kilifi South Constituency, Kilifi County concerning the

protection of their right to life, health and a clean environment and other constitutionally protected rights and fundamental freedoms.

Pursuant to Standing Order 238 (1), the Speaker subsequently committed the Petition to the Standing Committee on Energy to work jointly with the Standing Committee on Land, Environment, and Natural Resources for consideration.

## **6. PAPERS LAID**

The following Papers were laid on the Table of the Senate: -

- i.) The SACCO Societies Regulatory Authority (SASRA) (Specified Non-Deposit Taking) Levy Order 2023.

*(The Senate Majority Whip on behalf of the Senate Majority Leader)*

- ii.) Joint Report of the Departmental Committee on Administration and Internal Security of the National Assembly and the Standing Committee on National Security, Defence and Foreign Relations of the Senate on the Proposed Deployment of Officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti.

*(The Chairperson, Standing Committee on National Security, Defence and Foreign Relations)*

## **7. QUESTIONS AND STATEMENTS**

### **a) Statement Pursuant to Standing Order 52(1)**

Nominated Senator (Sen. Hamida Kibwana, MP) made a statement on a matter of general topical concern regarding the recent release of Kenya's first-ever Time Use Survey Report.

Thereupon, the Senator informed the Senate of the recent release of Kenya's first-ever Time Use Survey Report. The Senator emphasized the report's significance in understanding gender disparities in unpaid domestic and care work, stressing the need for targeted interventions and policy reforms to empower women. According to the survey, women in Kenya spend about five times more time on unpaid domestic and care work than men, hindering their engagement in productive activities and public life. The Senator highlighted the report's call for legal recognition of unpaid care work, reduction and redistribution of the workload, and the development of labor policies to support caregivers' integration into the workforce.

The Senator expressed gratitude for the collaboration between the Kenya National Bureau of Statistics, the State Department for Gender and Affirmative Action, UN Women, the World Bank, and Oxfam International in conducting the survey. The report revealed concerning findings, indicating that, on average, women and girls in Kenya over the age of fifteen spend three hours daily on

unpaid domestic and care work. The Senator underscored the regional disparities, with specific mention of Marsabit County, where women spend seven hours per day on such work, almost double the national average. The Senator stressed that the under-recognition of women's contributions to the national economy perpetuates the feminization of poverty and hinders the full realization of women's potential in economic and social development.

The Senator, in conclusion, called for concrete steps toward policy development and legislative reforms, including the establishment of an unpaid care and domestic work policy. She also urged fellow Senators to play a critical role in championing these changes, emphasizing that the Time Use Survey Report serves as a call to action to address gender disparities, recognize and value women's contributions, and build a more just, equitable, and prosperous Kenya for all.

**b) Statements Pursuant to Standing Order 53(1)**

- i.) Nominated Senator (Sen. Hamida Kibwana, MP) sought a statement from the Standing Committee on Health regarding the establishment of mental health unit desks in all institutions in Kenya.
- ii.) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, MP) sought a statement from the Standing Committee on Agriculture, Livestock and Fisheries regarding the provision of agricultural extension services in Kisumu County.
- iii.) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, MP) sought a statement from the Standing Committee on Education concerning Early Childhood Development Education (ECDE) in Kisumu County.
- iv.) The Senator for Kisumu County (Sen. (Prof.) Tom Ojienda, MP) sought a statement from the Standing Committee on Finance and Budget concerning pending bills accrued by the County Government of Kisumu.

**c) Statement Pursuant to Standing Order 56(1) (aa)**

Sen. John Kinyua, MP on behalf of the Chairperson, Standing Committee on Roads, Transport and Housing made a Statement in response to various requests of Statements and informed the Senate that-

- i.) Regarding the request for a Statement by Sen. Crystal Asige, MP on retesting of Public Service Vehicle (PSV) upon expiry of their driving licenses, the Committee had received a response from the Cabinet Secretary, Ministry of Roads and Transport but had found it unsatisfactory.

The Committee had, therefore, sought supplementary information on the issues raised in the Request for Statement and would consider the matter to conclusion.

- ii.) Regarding the Request for a Statement by Sen. Joseph Kamau, MP on the construction status' of the road connecting Lake Kenyatta Primary School to Uziwa Junction in Lamu County, the Committee had received a response from the Cabinet Secretary, Ministry of Roads and Transport, the Committee had received a response from the Cabinet Secretary, Ministry of Roads and Transport but had found it unsatisfactory.

The Committee had, therefore, sought supplementary information on the issues raised in the Request for Statement and would consider the matter to conclusion.

- iii.) Regarding the Request for a Statement by Sen. Kathuri Murungi, MP on the progress of the evaluation of tenders and the commencement of dualling works of Meru Town Roads B66/A9 project Phase One, the Committee had received a response from the Cabinet Secretary, Ministry of Roads and Transport but had found the response unsatisfactory.

The Committee had, therefore, sought supplementary information on the issues raised in the Request for Statement and would consider the matter to conclusion.

- iv.) Regarding the Request for Supplementary information to a Request for a Statement on the illegal diversion of staff training funds from the accounts of the Kenya Maritime Authority, the Committee had received a response from the Cabinet Secretary, Ministry of Roads and Transport, but had found the response unsatisfactory.

The Committee had, therefore, sought supplementary information on the issues raised in the Request for Statement and would consider the matter to conclusion.

- v.) Regarding the Request for a Statement by Sen. James Kamau Murango, MP on speeding by drivers transporting *miraa* in parts of Kirinyaga County, the Committee had received a response from the Cabinet Secretary, Ministry of Roads and Transport. The Committee was satisfied with the response and, therefore, concluded the matter.

- vi.) Regarding the Request for Supplementary information to a Statement by Sen. Beatrice Ogolla, MP on the death of *boda boda* riders and their passengers caused by sugarcane trailers of a local sugar miller, Sukari Industries Ltd, in Ndhiwa Constituency, the Committee had received a response from the Cabinet Secretary, Ministry of Roads and Transport. The Committee was satisfied with the response and, therefore, concluded the matter.

8. **MOTION - DEBATE ON THE PRESIDENT'S ADDRESS TO PARLIAMENT - (3<sup>RD</sup> AND FINAL DAY)**

Order read;

Motion made and Question proposed;

THAT, pursuant to Standing Order 25 (1), the thanks of the Senate be recorded for the exposition of public policy contained in the Address of His Excellency the President, delivered on Thursday, 9<sup>th</sup> November, 2023, and further that the Senate notes the following Reports submitted by His Excellency the President in fulfillment of Articles 132 (1) (c) and 240 (7) of the Constitution, laid on the Table of the Senate on Tuesday, 14<sup>th</sup> November, 2023 –

- i.) The Tenth (10<sup>th</sup>) State of the Nation Address by His Excellency the President delivered at a Joint Sitting of Parliament on Thursday, 9<sup>th</sup> November, 2023;
- ii.) The Tenth (10<sup>th</sup>) Annual Report (2022/2023), on the Measures Taken and Progress Achieved in the Realization of National Values and Principles of Governance; and
- iii.) The Annual Report to Parliament on the State of National Security, November 2023.

*(The Senate Majority Whip-14.11.2023)*

Debate interrupted on Wednesday, 14<sup>th</sup> November, 2023(Morning Sitting), resumed;

Mover replied;

Before the Question was put and pursuant to Standing Order 84 (3), the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) ruled that the Motion did not affect counties.

Question put and agreed to.

**RESOLVED ACCORDINGLY**

THAT, pursuant to Standing Order 25 (1), the thanks of the Senate be recorded for the exposition of public policy contained in the Address of His Excellency the President, delivered on Thursday, 9<sup>th</sup> November, 2023, and further that the Senate notes the following Reports submitted by His Excellency the President in fulfillment of Articles 132 (1) (c) and 240 (7) of the Constitution, laid on the Table of the Senate on Tuesday, 14<sup>th</sup> November, 2023 –

- i.) The Tenth (10<sup>th</sup>) State of the Nation Address by His Excellency the President delivered at a Joint Sitting of Parliament on Thursday, 9<sup>th</sup> November, 2023;
- ii.) The Tenth (10<sup>th</sup>) Annual Report (2022/2023), on the Measures Taken and Progress Achieved in the Realization of National Values and Principles of Governance; and

- iii.) The Annual Report to Parliament on the State of National Security, November 2023.

And the time being thirty minutes past six O'clock, the Temporary Speaker (Sen. Wakili Hillary Sigei, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

9. **SENATE ROSE** – at thirty minutes past six O'clock.

**MEMORANDUM**

*The Speaker will take the Chair on  
Thursday, November 16, 2023 at 2:30 p.m.*

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