

PARLIAMENT OF KENYA

THE SENATE

THE HANSARD

Wednesday, 24th June, 2015

*The House met at the Senate Chamber,
Parliament Buildings, at 2.30 p.m.*

[The Speaker (Hon. Ethuro) in the Chair]

PRAYERS

PAPERS LAID

REPORT OF THE RETREAT OF THE JOINT
COMMITTEE ON PARLIAMENTARY
BROADCASTING AND LIBRARY

Sen. Lesuuda: Mr. Speaker, Sir, I beg to lay the following Paper on the Table:-
Report of the Retreat by the Joint Committee on Parliamentary Broadcasting and
Library with the Parliamentary Broadcasting Unit held in Lake Elementaita Sentrim
Lodge, Naivasha, from 8th to 10th August, 2014.

(Sen. Lesuuda laid the document on the Table)

The Speaker (Hon. Ethuro): Order, Sen. Lesuuda. Was that under Papers Laid?

Sen. Lesuuda: Yes, Mr. Speaker, Sir.

Sen. Elachi: Thank you, Mr. Speaker, Sir. I beg to lay the following Papers on
the Table:-

REPORT ON COUNTY ALLOCATION OF
REVENUE BILL, 2015

Report of the Standing Committee on Finance, Commerce and Budget on the
County Allocation of Revenue Bill, 2015

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COUNTY GOVERNMENT CEILINGS ON RECURRENT
EXPENDITURES FOR 2015/2016

County Government Ceilings on Recurrent Expenditures of New Structures,
Financial Year 2015/2016.

(Sen. Elachi laid the documents on the Table)

STATEMENTS

The Speaker (Hon. Ethuro): Could we take the requests first?
Yes, Sen. Mutahi Kagwe!

STRINGENT VISA CONDITIONS IMPOSED ON KENYANS
BY THE SOUTH AFRICAN HIGH COMMISSION

Sen. Kagwe: Mr. Speaker, Sir, I rise to request for a statement on the treatment of Kenyans applying for visas at the South African High Commission to travel to South Africa. I wish to seek a statement from the Chairperson of the Standing Committee on National Security and Foreign Relations on treatment of Kenyans applying for visas to South Africa at the South African High Commission and at their agency in Nairobi.

In the past year or so, Kenyans seeking to visit South Africa for different purposes have encountered difficulties at the South African High Commission in Nairobi. This is due to stringent visa conditions imposed by the High Commission. Lately, Kenyans have encountered hostility at the Commission and many of them have been unable to secure visas for personal and business missions on time.

In this Statement, the Chairperson should report on the following.

(1) Has South Africa adopted hostility in its relations towards Kenya and if so, why?

(2) Is Kenya reciprocating with similar difficult terms in issuance of visas to South African citizens wishing to visit Kenya?

(3) What action has the Government of Kenya taken to remedy this situation and ensure that Kenyans wishing to visit South Africa are reasonably facilitated?

The Speaker (Hon. Ethuro): Where is the Chairperson or a Member of the Committee? This concerns the Committee on National Security, Defence and Foreign Relations.

Sen. Ongoro: Mr. Speaker, Sir, I undertake to inform the Chairperson. We will bring the statement in two weeks.

The Speaker (Hon. Ethuro): It is so directed.

Sen. Kagwe: On a point of order, Mr. Speaker, Sir. With all due respect to the Committee – I realise that there are difficulties in these things – I think it can be done faster than that. Kenyans are suffering in that High Commission. Even today, there are

some Kenyans who were travelling as a team including yours truly, but they cannot travel because we have no visas. If we can get an answer earlier than that, that would assist many people.

Sen. Ongoro: Mr. Speaker, Sir, I had requested for two weeks in view of the fact that we have to refer to the line Ministry and to give a comprehensive answer including getting reports from our High Commission in South Africa. Please, bear with us and give us two weeks for a comprehensive answer.

The Speaker (Hon. Ethuro): It is so directed.

DEPLORABLE CONDITION OF THE
MAAI MAHIU-NAROK ROAD

Sen. (Dr.) Machage: Mr. Speaker, Sir, pursuant to Standing Order No.45(2)(b), I rise to seek a Statement from the Chairperson of the Committee on Roads and Infrastructure on the condition of Maai Mahiu – Narok Road. In the Statement, I would like to know the following:

(1) Is the Chairperson aware that the above named road is in a deplorable condition with many unrepaired potholes?

(2) Who constructed the road, when was construction completed and how much money was spent on the construction?

(3) When will the road be repaired?

(4) Finally, how many accidents have occurred on these roads in the past two years and how many fatalities have been recorded?

The Speaker (Hon. Ethuro): Yes, Sen. Sijeny.

Sen. Sijeny: Mr. Speaker, Sir, I will give a report within two weeks. If I get an answer earlier than that, it will be good. However, two weeks is good.

BIASED MEDIA COVERAGE OF SENATE
COMMITTEE MEETING ON LEASE OF MEDICAL
EQUIPMENT FOR COUNTIES

Sen. Kagwe: On a point of order, Mr. Speaker, Sir. With your permission, and since there are no statements to be responded to, I would like to raise a matter which I feel is important to this House.

Yesterday, we had a joint committee meeting of the Committee on Health and the Committee of Finance, Commerce and Budget. In that meeting, we had invited the Cabinet Secretary for Health. We specifically discussed the matter relating to the equipment that is being given to counties. My concern was the manner in which the whole issue was covered by the Press.

In the deliberations of the meeting, the HANSARD can bear us witness on this - there was a fairly balanced approach to the issue. Indeed, Senators who are here can bear witness to this. The impression given by the coverage given yesterday by most media houses especially on television was that the Senate seemed to be completely against the whole issue and that we were accusing the Cabinet Secretary of theft.

Whereas there were differing views and opinions regarding the projects, most of the Senators who were there said that in principle, they liked the idea, they were for hiring the equipment and we were given a lot of good explanations to many issues. However, we raised matters that should be addressed by the Cabinet Secretary in relation to legal and constitutional issues.

My concern is that the coverage appeared to be skewed. It was not representative of what transpired in that meeting and it is important for the media to be balanced in their reporting on issues and procedures that go on in this House. This is not the first time that this has happened. I beg your office to order that reports made on matters and procedures regarding debates in this House, and more so at the committee level, are balanced.

Sen. Abdirahman: On a point of order, Mr. Speaker, Sir. The concern by our colleague, hon. Mutahi Kagwe, the Senator for Nyeri, is valid. At one point, I remember saying that media houses must be sanctioned.

Quite a number of my colleagues said that is not the best way to go. We are not saying that they should be sanctioned but they must be guided. There are ethics and standards which they need to look at. As ably reported by my colleague, the discussions were very positive. Concerns which can be improved on by the relevant Ministry were raised and they have been given adequate time to address the concerns raised by the Senators.

It is important that we get clear direction from the Chair. We have a public relations officer for Parliament and, specifically, there are people who have been in the media houses who work on this from our side. It is imperative that we get some good directions from you with regard to the manner in which coverage is done in and outside this House.

Sen. (Dr.) Machage: Mr. Speaker, Sir, it was disturbing to have the kind of reporting we received by the media on the issue of the equipment. For the first time, we had a Ministry which was responding to matters that had been passed in this House as a Motion. I remember that I raised the Motion on equipping Level 5 hospitals in the country.

The Ministry of Health took up the matter and acted. They should be praised, encouraged and be an example to other Ministries so that they pay attention to all the Motions that we pass in this House. Unfortunately, the media uses some of our weaknesses, where some of us behave in a manner that we play to the gallery, maybe the mistake is on our side. We should also guard on what we talk before the media.

Sen. (Prof.) Anyang'-Nyong'o: Mr. Speaker, Sir, I thank my colleague, Sen. Kagwe, for bringing this matter to the Floor of the House so that we can pay proper attention to it and look for remedies which can help. I enjoin my voice by saying that we interrogated the Cabinet Secretary and pointed out areas which need attention so that the project does not become a white elephant. Those were my words.

In English, there is something called "skepticism." Skepticism does not mean that you are opposed but means that you want to be more enlightened. In public policy, skeptics are useful because they make you look twice in making decisions. This House will fail in its duty if it does not have skeptics. In parliamentary tradition, skepticism is extremely important in interrogating public policy.

I am, therefore, proposing that before members of the Fourth Estate engage in parliamentary reporting, they go through a course in parliamentary reporting. They should go through a course on parliamentary reporting and have certificates giving them the qualifications to report on parliamentary procedure. Picking up anybody from media houses and bringing him or her to parliament to report on parliamentary debates is a mistake that the media houses are making.

Parliament is an extremely important House. The kind of things that are debated require somebody who understands the procedures and knows when somebody is being skeptical or indifferent. Therefore, from your office, you should make it mandatory that before any journalist comes to this House, he or she must have a certificate in parliamentary reporting.

Sen. Lesuuda: Mr. Speaker, Sir, I thank my colleague, Sen. Kagwe, for bringing this issue to the attention of this House. I know that having been a media practitioner, he cannot just raise that issue for the sake of it. He also understands what guides journalism, media and all the editorial policies and so on.

It is important that even if for nothing else, that this issue is brought to the attention of this House and Kenyans. As he said, this is not the first time that this has happened. In our Committee, when we went to visit some of the counties, especially the far-flung counties of our country, my Chairperson, Sen. Murkomen, said that it is important that we get specialised practitioners, medics, in our counties. We said that we would be proposing that counties be allowed to train medics, especially specialised ones so that they can work in our hospitals. We would then, probably look into this.

We did not say that it was mandatory for them to be bonded for 10 years. However, it was reported that the Senate was proposing that specialised doctors will be bonded for over 10 years in the counties and this created uproar from our doctors. This was just a matter of how it was reported. In the case of this House, our media should be a little bit responsible so that we are not always in conflict with everybody on what is reported.

Sen. Njoroge: Mr. Speaker, Sir, I join my colleagues in making observations and contribution towards that concern from the Senator. I would like to advise members of the Fourth Estate to be responsible for any report they make in the media, be it the newspapers or electronic media. It should also be noted that since we came to Parliament, the media has done this deliberately. I understand that the media fraternity has a code of ethics which they refer to. This is the same fraternity that misreports to Kenyans that any Member of the National Assembly is a Member of Parliament (MP) while a Member of the Senate is a Senator. That makes the members of the public think that the MPs are only Members of the National Assembly. This has created confusion. It has also encouraged Members of the National Assembly to feel they are the only MPs, excluding the Senate and not considering that we are also MPs.

Therefore, I would like to caution and request members of the Fourth Estate that this country also belongs to them. After they conclude their duty at the end of the day, they should reason and feel that despite the business they are looking for, they might be misleading Kenyans. They should understand that they are also Kenyans and report to Kenyans accurate information because their reports could put this county in trouble.

The Speaker (Hon. Ethuro): The last two interventions; we shall have Sen. Obure speak and then finally Sen. Elachi.

Sen. Obure: On a point of order, Mr. Speaker, Sir. I wanted to raise my point of order soon after Sen. Kagwe but the opportunity did not come my way.

I know that the matter raised is of a huge concern but some of us are not Members of the Joint Committee, so we did not have the opportunity to understand what was going on. I wanted to know whether Sen. Kagwe could highlight what he considers to be inadequately covered so that we are on the same plane.

The Speaker (Hon. Ethuro): That has already been passed.

Sen. Nabwala: Mr. Speaker, Sir, I would like to thank Sen. Kagwe for bringing about the matter of our meeting yesterday to the Floor of this House. It was a joint meeting between the Committee on Health and the Committee on Finance, Commerce and Budget regarding the leasing of medical equipment. I am a Member of the Committee on Health and we have gone round three counties. We have seen how people out there appreciate those machines, particularly in Kisii. The machines are in use and people are very happy about it.

Few counties raised concerns because of lack of consultation. The media were biased in their; they have reported negatively on one side and forgotten the responses that we were given. Concerns were raised by Senators but I think the Cabinet Secretary for Health responded well to the issues.

Mr. Speaker, Sir, I would like to encourage responsible reporting. As Senators, we represent the interest of counties out there and yet the media is portraying us as those who are refusing our hospitals to be equipped. That is not right. We know that Level 5 hospitals out there need these machines so that people can access medical diagnosis which has been lacking.

The Speaker (Hon. Ethuro): Order, Senator. We are not discussing the merits or demerits of the equipment but the reporting of it.

Sen. Kisasa: Mr. Speaker, Sir, I would like to thank Sen. Kagwe about yesterday's happenings. We are supposed to be active and sober when the media is around. The Cabinet Secretary was being asked suggestive questions including the issue of Goldenberg and so on. The media will always report negative things. When you talk about Goldenberg, the media might think that the Cabinet Secretary was involved.

When we call the media, we should know that those are outsiders and they like reporting negative things. Therefore, we have to be careful and accountable for what we say.

Sen. Ndiema: Mr. Speaker, Sir, while I appreciate the concerns about the media, I think the way we are going is like making a report and yet this House is waiting for the same. Other than raising concerns in the media, the merits and demerits should be given to us formerly in a report.

The Speaker (Hon. Ethuro): I cannot agree more. That concludes it. I just want to mention that the media is under obligation to report fairly and report all shades of opinion expressed. Reporting only a particular section can only mean bias.

Sen. (Prof.) Anyang'-Nyong'o has put a proposal about certification on parliamentary reporting. As a Parliament, we have tried to train and sensitize the

journalists who cover Parliament. I am yet to be made aware of a particular media house that is training in parliamentary certification. That is a good suggestion for schools of journalism to consider.

Let us go to the Statements as per the Order Paper. We have (a), (b), (c), (d), (e) and (f).

Sen. Khaniri.

POLLUTION OF ATHI RIVER

Sen. Khaniri: Mr. Speaker, Sir, Statement (f) is in regard to my Committee. I have the Statement ready but I do not see Sen. Mutula Kilonzo Jnr. who sought it. With your guidance, I could either read the Statement or wait for him.

The Speaker (Hon. Ethuro): Let us defer it until when he is available. That would be good notice to him.

Let us go to (g), still Sen. Khaniri.

(Statement deferred)

BOUNDARY CONFLICT BETWEEN RESIDENTS OF VIHIGA AND KISUMU COUNTIES IN MASENO

Sen. Khaniri: Mr. Speaker, Sir, this is a Statement that I sought. Just as much as I am dedicated to come here and give Statements that are sought from my Committee, I expect the same from my colleagues.

This Statement has been on the Floor of this House for the last two-and-a-half months. It has to do with security. I have never seen an insensitive Government like this one. I know the Chairman keeps on telling us that he has not received the Statement from the Cabinet Secretary and this is a matter concerning security of my people.

The issue of Kisumu-Vihiga border is sensitive. When I requested the Statement, I expected an answer in a week. What kind of Government is this we are dealing with? The first and foremost responsibility of any Government is to guarantee people their security. In this case, security is threatened and what has the Chairman got to say in this case?

The Speaker (Hon. Ethuro): Order, Sen. Khaniri. I thought that is where you should have begun. I was looking at the Chairman making some movement and I thought he was coming to respond.

Sen. (Prof.) Lonyangapuo: On a point of order, Mr. Speaker, Sir. I thought the hon. Senator for Vihiga is supposed to be in the Government. His party, UDF, signed a pact with the Government to work with Jubilee. Could he tell us where he belongs?

Sen. Khaniri: I am so disturbed that Members from the other side are trivializing what I consider to be an extremely grave matter. Whether I belong to the Government or not is neither here nor there; but to set the record straight, I do not belong to this Government. I have nothing to do with it and the only thing I need from it are answers and guarantee of security to my people because we pay taxes to the Government to do that.

The Speaker (Hon. Ethuro): Order, Members. Sen. (Prof.) Lonyangapuo, even if a Member belongs to the Government and you in particular know it more than anybody else, you still want responses on insecurity.

(Laughter)

Proceed, Sen. Sang.

Sen. Sang: Mr. Speaker, Sir, I appreciate the frustrations that we go through when we ask for Statements. Sen. Khaniri is one of the Chairs of the various Committees. I have raised before that we do the best we can to seek these Statements from the various Ministries, in this case, the Attorney-General's office. When the matter went to the Attorney-General's office, he indicated that based on his assessment, the issue that was sought related more with the Ministry of Interior and Coordination of National Government and that he forwarded the matter to the Ministry.

So far, as a Committee, we have tried to obtain a response but the Attorney-General says that he has not received a response from the Ministry of Interior and Coordination of National Government. We have agreed as a Committee to seek for the Statement directly from the Ministry of Interior and Coordination of National Government, so that we can avoid the Attorney-General in the middle and expedite the process.

I want to register that we have had challenges especially with that particular office. We have shared those frustrations in this House. Now that we have the Senate Deputy Majority Leader, Sen. Keter, the Senator for Kericho County, who has worked in this Government, he should give an undertaking to help us get these Statements within the shortest time possible. I would urge the leadership of this House to help us in handling some of these challenges that we face with the various executive offices.

Sen. Abdirahman: Mr. Speaker, Sir, looking at the list of Statements, those of us who were here yesterday can see that these are not new Statements. They would have been dealt with yesterday or much earlier. This is an indication that the various line Ministries are not performing, we must accept it. I do not think it is right for some of us to defend the Government. I want to agree with Sen. Sang that from the beginning, the question was not directed to the right Ministry. As we speak, there are two or three questions that relate to boundaries.

Mr. Speaker, Sir, we are faced with problems of constituencies and administrative boundaries in the whole country, including the county that I come from. Under your guidance, I would suggest that Committee Chairs take less than two weeks to respond to Statements because two weeks is extraordinarily long. This is why a number of them look relaxed.

Finally, I want to plead with you to demand that the respective Committees, especially the Committee on National Security and Foreign Relations, summon the Cabinet Secretary for Interior and Coordination of National Government and his Principal Secretary to answer some of these questions face to face. Otherwise, we will not be making headway. I remember many of these Statements appeared yesterday.

The Speaker (Hon. Ethuro): Order, I heard you.

Sen. Khaniri: Mr. Speaker, Sir, I do not know why my good friend, Sen. Sang, is sounding so desperate in getting answers from the relevant Government Cabinet Secretaries and Ministries. I remember one time, this issue came up and we reminded him that Article 125 of the Constitution on powers to call for evidence is very explicit. I do not think Sen. Sang and his Committee have made use of Article 125 of the Constitution because it gives them power to summon people to give evidence or produce documents.

He should come out very clear because the last time it came up, the Deputy Speaker was in the Chair. We advised him to make use of Article 125 and compel the relevant Cabinet Secretaries to bring answers. Did he do that? Why are we sounding desperate yet the Constitution gives us powers to summon these people and get the answers that we want from them?

Sen. Adan: Mr. Speaker, Sir, I will respond to Sen. Abdirahman in terms of the concerns that he raised on the Cabinet Secretary for the Ministry of Interior and Coordination of National Government to appear before the Senate. Before we went on recess, we summoned the Cabinet Secretary plus the whole of the security department. Unfortunately, only five Senators attended the sitting. It is really important that as a House, we attend the sittings when we summon the Cabinet Secretaries so that we can ask questions.

Sen. Abdirahman: Mr. Speaker, Sir, my sister, Sen. Adan, did not get the gist of what I was trying to put across. I was saying that quite a number of issues that have been raised relate to this Ministry and, specifically, boundaries. If they are not able to get the responses sought for by the Members, probably, one of the appropriate approaches would have been to call the Cabinet Secretary and ensure that these things are done. I was not saying that other Members should attend.

The Speaker (Hon. Ethuro): I do not see any contradiction, Sen. Abdirahman.

Sen. Abdirahman: Mr. Speaker, Sir, the contradiction is---

The Speaker (Hon. Ethuro): Order Members! All she is saying is that when they go the extra mile, there is a poor show up when all Members have been invited. I think that is a valid concern. It should not be challenged, it is a reality and we need to work on it.

Sen. (Dr.) Machage: Mr. Speaker, Sir, whereas we note the concern of the Chair, taking cognisance of that, has she forgotten the size of quorum for Committee meetings? Is she in order to refuse to answer or give a Statement on Sen. Khaniri's request because she is reacting to the low quorum in the last meeting with the Cabinet Secretary?

(Sen. Adan stood in her place)

The Speaker (Hon. Ethuro): Order, Sen. Adan. You have diverted us from our path. You are completely under no obligation to respond. The matters were not addressed to you. They were addressed to the Chair of the Committee on Legal Affairs and Human Rights.

Sen. Sang, I think there was a specific question in terms of Article 125 of the Constitution. Your request to the Senate Deputy Majority Leader is perfectly in order; I will be coming back to him.

Sen. (Prof.) Anyang'-Nyong'o: Mr. Speaker, Sir, Sen. Khaniri, the Senator for Vihiga County, is my neighbour. Kisumu and Vihiga counties are good neighbours. This issue of the boundary is extremely urgent. We must realize that it is not just Vihiga and Kisumu counties which are faced with this malady; it is all over the Republic.

I would like to caution this House that ever since Independence, boundary matters have been very explosive. However, if we manage them well, as we have to, they do not have to be. I would like to plead with the Ministry of Interior and Coordination of National Government to act on this issue expeditiously, to prevent us from plunging into a crisis that we do not need between Vihiga and Kisumu counties.

Mr. Speaker, Sir, the predicament that we are in; that we do not have Cabinet Secretaries in Parliament, can be solved if we adopt something that we inherited from the colonial Government which was then called parliamentary secretaries, who were assistant ministers and attended parliamentary sittings. At this point in time, they do not have to attend parliamentary sittings, but they can be in the galleries holding brief for their various Ministries. Since we have only about 20 Ministries, this is not too much of a cost to the Government to have parliamentary secretaries come here on a daily basis and keep track of what is going on in Parliament and report to the various Cabinet Secretaries.

Otherwise, what we are trying to do; expecting the Chairpersons of Committees who are not in Government to compel Cabinet Secretaries who are earning salaries, driving big cars and sit in big offices to listen to them, in my view, this is not going to work. I think that we better make a complete proposal to have parliamentary secretaries to bear the responsibility of liaising between Parliament and Government, then we shall succeed.

The Speaker (Hon. Ethuro): Order, Sen. (Prof.) Anyang'- Nyong'o. What do you make of the HANSARD? I do not think that we need people to come here and just sit to listen.

Sen. (Prof.) Anyang'- Nyong'o: Mr. Speaker, Sir, the reality is that very few people in Government read the HANSARD. If they read it, it is a historical document. They do not read it on a day to day basis. I was a Minister in the Government and I do not think that I ever read the HANSARD on a day to day basis.

The Speaker (Hon. Ethuro): Do you assume that was a full representative sample?

Please, proceed, Sen. Sang.

Sen. Sang: Thank you, Mr. Speaker, Sir. We, as a Committee, used Article 125 on several occasions. However, the predicament that we were in with regard to this Statement is that it was directed to our Committee, but if you look at its content, the only aspect that would relate to our Committee was on the boundary. However, every other aspect of the Statement relates to the Ministry of Interior and Coordination of National Government and the Standing Orders; the Attorney General forwarded the Statement to them.

Mr. Speaker, Sir, as a Committee, we are prepared to take it up with the Ministry of Interior and Coordination of National Government itself. If we face more challenges on that particular aspect, we will not hesitate to invoke the powers given to us by Article 125. But to also seek your guidance, the situations of this nature, where a Statement is directed to our Committee and in the reading of the Statement, you can clearly tell that it would be best handled by another Ministry; do we have the luxury to direct it to that particular Ministry, other than the usual Ministry that we relate to?

I think that guidance would be useful to our Committee. However, I give the commitment that we will follow it up with the Ministry of Interior and Coordination of National Government, while seeking your intervention to direct that the Senate Deputy Majority Leader, who is in the House, helps us to get some of these Statements in good time.

The Speaker (Hon. Ethuro): Before the Senate Deputy Majority Leader speaks, please, proceed, Sen. Kagwe.

Sen. Kagwe: Mr. Speaker, Sir, I sympathize with Sen. Khaniri, but I think that this matter of Statements is bigger than this particular question. If there is a problem with the Senate and if a Senator is not acting in a manner that is conducive and in keeping with the dignity of this House, it is you that we would raise the question with.

Consequently, would I be in order to propose that you write a letter to the Executive, specifically to the President of the Republic of Kenya, asking that matters of the Senate be taken seriously by his Cabinet Secretaries within the Executive and to respond to those issues as swiftly as possible? This is because; it is not just that one question. There are a lot of questions. The pain is enhanced by the fact that we speak when we answer those questions on behalf of the Government. Therefore, my view would be that it is right up to your office to communicate with the other office, considering the equivalency of the Executive and the Legislature, so that the Executive can take matters Legislature as seriously as we take theirs.

Sen. Keter: Thank you, Mr. Speaker, Sir. While appreciating the fact that the issues of boundaries are very important, I wish to clarify to my brother, the Senator for Nandi County and my neighbour that when my boss, the Senate Majority Leader is here, he should direct those issues to him. This is because I cannot at any one point try to assume that position, when he is around here. I just want to correct that impression because I do not want to be sacked by my boss.

The Speaker (Hon. Ethuro): Order, Members! Let me start by disposing of the intervention by Sen. Kagwe. From where I sit, I am satisfied so far that we have been getting responses from the line Ministries. Sen. Khaniri is actually here with a response; it is only that the Member who sought the statement is not present. If I remember the words of Sen. Khaniri, he was very clear when he said that some Chairpersons do not seem to act as keenly as he does.

For now, I am satisfied that the response is there. I think that the problem is what Sen. Sang raised; that there are issues involving various Ministries and so, coordination within the Government is a challenge in terms of getting responses.

My directive to Sen. Sang is that; one, when you find a Statement with multiple issues, it is always good to raise it with the Clerk's Office, so that the one with the bulk

of the issues addresses that particular Statement. It then becomes easier for them to rope in the other Ministries. I think that should be the case. For the Senate Deputy Majority Leader, there is no amount of shirking responsibility that will save you. You are either the Senate Deputy Majority Leader or not. Before the Senate Majority Leader stepped in and out, you were here, have remained around and are still here. Even at the time that you are responding, you are absolutely here. In fact Sen. Sang should have said “the Senate Majority Leader” because the other one was not there.

It is really important that we take our responsibility seriously because nobody will sack you for doing your job better. In fact, under normal circumstances, you will get rewarded. Let us take our responsibilities very seriously, and where the Chairpersons get stuck, it is the responsibility of the Senate Majority Leader and his deputy to assist. So, I expect that by Tuesday next week, the Senate Deputy Majority Leader will be the one to respond to that Statement, assisted by the Chairperson.

(Applause)

Next order!

ONGOING PROPERTY DEVELOPMENT AT THE JUNCTION OF LORESHO RIDGE ROAD AND KAPTAGAT ROAD

Sen. Kembi-Gitura: On a point of order, Mr. Speaker, Sir. I am happy to see the debate on Statements because I see that my friend, Sen. Khaniri, is here. More than two months ago, you ordered that we get a further Statement on the construction that is going on in Loresho but we still have not got it. The matter is getting out of hand because construction work is still going on. This Committee is chaired by Sen. Kivuti and the Vice Chairperson is my friend, Sen. Khaniri.

ESCALATING BANK INTEREST RATES

There is also the question that has been raised by Sen. Kagwe, which I can see listed on the Order Paper as item (d). It is about the depreciation of the Kenya shilling against the dollar. I say that because there is still a pending answer on a Statement I had sought very many months ago; may be more than a year, on the escalating interest rates. They were supposed to give a subsequent supplementary answer. I think that would go very much in tandem with the Statement that Sen. Kagwe has asked.

May I have your direction if you please, on those two issues because they have taken rather long and they are issues that we need to settle once and for all.

The Speaker (Hon. Ethuro): I will do so, Senator, if you just allow us to follow the trend that we had started. I appreciate that you just stepped in. I am sure it is not in your interest for me to give the sequence of your movement.

CONTINUED CLOSURE OF GARISSA TTC

Sen. Mohamud: Thank you, Mr. Speaker, Sir. I have just received the Statement from the relevant Ministry, and so I never had the chance to give a copy to Sen. Obure. I stand guided whether to issue it right now or we defer it to tomorrow.

The Speaker (Hon. Ethuro): Order, Senator! May be even you yourself do not understand the Statement. Make a copy and give it to the Member. I will allow you a few minutes to consult as we deal with the matters raised by Sen. Kembu-Gitura.

Next Statement!

DEPRECIATION OF THE KENYAN SHILLING
AGAINST OTHER MAJOR CURRENCIESCRITERIA USED BY THE SRC IN CLUSTERING DAILY
SUBSISTENCE ALLOWANCES FOR CIVIL SERVANTS

The Speaker (Hon. Ethuro): Yesterday we directed the Chairperson of the Committee on Finance, Commerce and Budget to deal with the two Statements. They were due yesterday but we asked them to respond today. The Chairperson was not present. In fact, Sen. Kagwe gave apologies for the Chairperson yesterday and promised that it would be responded to today.

Sen. Kagwe: Mr. Speaker, Sir, my understanding is that the Chairperson is unwell and that is why he is not in today.

The Speaker (Hon. Ethuro): That is beside the point. That particular Committee has the highest number of Members you can ever get apart from the joint committees. Sen. Kagwe himself is a Member but, of course, since he is the one who sought the Statement, he cannot respond to it. Sen. Elachi, Sen. (Dr.) Machage, Sen. (Dr.) Zani and Sen. Nabwala are all Members. That is a Committee that is definitely not lacking in talent and visibility. We were here yesterday and whatever the case, you made a promise to the House. You should have delivered the message.

Sen. Kagwe: Mr. Speaker, Sir, I, communicated with the Chairperson as soon as he got into the House. I know that he was chairing a Committee meeting this morning. My understanding, in fact, communicated to me by Sen. Elachi is that he is not feeling well. The only thing that did not happen is that the Chairperson did not direct another Member of the Committee to respond to those Statements.

The Speaker (Hon. Ethuro): Order, Members! These Statements will be issued tomorrow afternoon and I direct that Sen. Elachi, being a Member of that Committee, the Rules and Business Committee and the Chief Whip, has a responsibility to this House in more ways than one. You must discharge those responsibilities in one respect tomorrow.

ONGOING PROPERTY DEVELOPMENT AT THE JUNCTION OF
LORESHO RIDGE ROAD AND KAPTAGAT ROAD

The Speaker (Hon. Ethuro): Sen. Khaniri, what do you have on the developments on the Loresho land?

Sen. Khaniri: Mr. Speaker, Sir, the Chairman, Sen. Kivuti, was handling this matter and to the best of my knowledge, we made a report which I want to believe was tabled. If not, we could table the additional information that the Senate wanted next week. The Statement was read, interrogated, there were so many questions and there was further information that Sen. Kembi-Gitura requested for. We have that information now. It is just a matter of tabling but the Chairperson is out of town today and tomorrow.

The Speaker (Hon. Ethuro): Let us have it on Tuesday next week.

INTERNATIONAL BOUNDARY DISPUTES IN TURKANA

Sen. Adan: Mr. Speaker, Sir, I have just received the answer for the first Statement that was sought by Sen. Munyes but he is not in the House. With your indulgence, if I could issue it tomorrow when he is in the House.

The Speaker (Hon. Ethuro): You may do so on Tuesday as I am aware that he is away.

Sen. Ndiema: Mr. Speaker, Sir, on the issue of Sen. Elachi, I would request on behalf of Sen. Murungi that Statement No. (e) be responded to as well by the Committee on Finance, Commerce and Budget.

The Speaker (Hon. Ethuro): It is so ordered.

Order, Senators! I will ask the indulgence of the Vice Chair of the Committee on Education and the good Senator from Kisii County to indulge the House so that we postpone that Statement to tomorrow. After that, we can get to the other business of the Divisions.

Order, Members! We have Orders No. 8 and 9 on which we would like to take a vote.

The Speaker (Hon. Ethuro): Next Order!

BILL

Second Reading

THE COUNTY ALLOCATION OF REVENUE BILL
(SENATE BILL NO.5 OF 2015)

(By Sen. Billow on 16.6.2015)

(Resumption of debate interrupted on 18.6.2015)

The Speaker (Hon. Ethuro): Hon. Members, we are going to Division and I order that the Division Bell be rung for one minute.

(The Division Bell was rung)

Hon. Members, we are going to take a vote on two orders; Orders No.8 and 9 as per the Order Paper. This is a matter affecting counties and, therefore, we shall go to electronic voting by delegations. Assisted voters, you may approach the Table.

Are we ready for the second vote?

It is gross misconduct to be present and fail to vote.

(The Speaker (Hon. Ethuro) consulted with the Clerks-at-the-Table)

Order Members, get ready for the next vote. I hope the technical people are ready. Order Members, I therefore wish to put the question.

You have 60 minutes to vote electronically.

An hon. Senator: It should be seconds instead of minutes.

The Speaker (Hon. Ethuro): It is supposed to be 60 seconds. Did I say minutes?

(Laughter)

You may proceed with voting.

(Voting in progress)

DIVISION

ELECTRONIC VOTING

*(Question that, The County Allocation of Revenue Bill
(Senate Bill No.5 of 2015) be now read a Second Time,
put and the Senate proceeded to vote by county delegations)*

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Bule, Tana River County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. Elachi, Nairobi County; Sen. Hargura, Marsabit County; Sen. Kagwe, Nyeri County; Sen. M. Kajwang, Homa Bay County; Sen. Kembu-Gitura, Murang'a County; Sen. Keter, Kericho County; Sen. Khaniri, Vihiga County; Sen. (Prof.) Kindiki, Tharaka-Nithi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. (Dr.) Machage, Migori County; Sen. Madzayo,

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Kilifi County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong’o, Nyamira County; Sen. Sang, Nandi County; Sen. Wamatangi, Kiambu County and Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Speaker (Hon. Ethuro): Hon. Senators, I wish to announce the results of the Division as follows:-

AYES: 26

NOES: Nil

ABSTENTIONS: Nil

So, the “Ayes” have it.

(Question carried by 26 votes to nil)

(The Bill was a read a Second Time and committed to a Committee of the Whole today by leave of the House)

DIVISION

ELECTRONIC VOTING

(Question that, The Reproductive Health Care Bill (Senate Bill No.17 of 2014) be now read a Second Time, put and the Senate proceeded to vote by county delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang’-Nyong’o, Kisumu County; Sen. Bule, Tana River County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. Hargura, Marsabit County; Sen. Kagwe, Nyeri County; Sen. M. Kajwang, Homa Bay County; Sen. Kembi-Gitura, Murang’a County; Sen. Keter, Kericho County; Sen. Khaniri, Vihiga County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. (Dr.) Machage, Migori County; Sen. Madzayo, Kilifi County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong’o, Nyamira County; Sen. Sang, Nandi County; Sen. Sijeny, Nairobi County; Sen. Wamatangi, Kiambu County and Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

ABSTENTION: Sen. (Prof.) Kindiki, Tharaka-Nithi County.

The Speaker (Hon. Ethuro): Hon. Senators, the results of the Division are as follows:-

AYES: 25

NOES: 0

ABSTENTIONS: 1

So, the “Ayes” have it.

(Question carried by 25 votes to nil)

*(The Bill was a read a Second Time and committed to a
Committee of the Whole tomorrow)*

The Speaker (Hon. Ethuro): Order, Senators. I want to plead with you to remain in the Chamber.

We will now move to the Committee of the Whole to consider the County Allocation of Revenue Bill and the Natural Resources (Benefit Sharing) Bill. We can finish the County Allocation of Revenue Bill in no time.

Next Order!

COMMITTEE OF THE WHOLE

(Order for Committee read)

[The Speaker (Hon. Ethuro) left the Chair]

IN THE COMMITTEE

*[The Temporary Chairperson
(Sen. (Dr.) Machage) took the Chair]*

THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILL NO.5 OF 2015)

The Temporary Chairperson (Sen. (Dr.) Machage): Order, Senators! We are now in the Committee of the Whole.

I hope that everybody has a copy of the Supplementary Order Paper. Serjeant-at-Arms, make sure that every Member has a copy of the Supplementary Order Paper, because they do not have it.

*(The Supplementary Order Paper was
circulated to the Senators)*

We will take very few minutes on Order No.10. I, therefore, seek your indulgence to stay around until we finish this business.

Clauses 3 and 4

*(Question, that Clauses 3 and 4
be part of the Bill proposed)*

The Temporary Chairperson (Sen. (Dr.) Machage): The Division will come at the end.

Clause 5

Sen. Kagwe: Mr. Temporary Chairperson, Sir, I beg to move:-

THAT, Clause 5 of the Bill be amended-

- (a) in sub-clause (1) by-
 - (i) deleting the letter “H” appearing immediately after the words “set out in Column” and substituting therefor the letter “G”;
 - (ii) deleting paragraph (f); and,
- (b) by deleting sub-clause (5).

The column being referred to in the Bill is column “g” and not column “h.” Therefore, it is simply a correction so that the Bill reads the correct column.

The Temporary Chairperson (Sen. (Dr.) Machage): Are you still speaking? You must be seated.

(Sen. Kagwe stood in his place)

Sen. Kagwe: Mr. Temporary Chairperson, Sir, I have not finished with Clause 5.

Further, by deleting the sub Clause 5 appearing after sub Clause 4. The import of that deletion is exactly the same as the first one. Further, that a new Clause 5A be inserted so that the Bill be amended---

The Temporary Chairperson (Sen. (Dr.) Machage): Order. Can you stop at Clause 5?

(Question of the amendment proposed)

The question will be put at the end.

Sen. Kagwe: On a point of order, Mr. Temporary Chairperson, Sir. There is a new Clause 5(a).

The Temporary Chairperson (Sen. (Dr.) Machage): I will direct you on when to do it, just relax.

Clauses 6, 7, 8, 9, 10, 11 and 12

The Temporary Chairperson (Sen. (Dr.) Machage): The clauses that have just been read have no amendments.

(Question, that Clauses 6, 7, 8, 9, 10, 11 and 12 be part of the Bill proposed)

I will put the question later.

I now call the Chair to move to the new Clause 5.
Please hold on for one minute Chairperson. Let me consult.

*(The Temporary Chairperson
(Sen. (Dr.) Machage) consulted
the Clerks-at-the-Table)*

Mr. Chairperson, you can proceed

New Clause 5A

Sen. Kagwe: Mr. Temporary Chairperson, Sir, a further amendment is proposed that the Bill be amended by inserting a new Clause known as Clause 5A immediately after Clause 5. Clause 5A is related to the Schedule. In other words, the budget ceiling for recurrent expenditure for county governments for Financial Year 2015---

The Temporary Chairperson (Sen. (Dr.) Machage): Order. You should move that the New Clause 5A be now read a second time before you explain. So, start again.

Sen. Kagwe: Mr. Temporary Chairperson, Sir, I beg to move that the Bill be amended by inserting the following new clause immediately after clause 5.

Budget ceilings for recurrent expenditure	5A. The budget ceilings for the recurrent expenditure for each county government for the financial year 2015/16 shall be as set out in the Fourth Schedule.
---	---

The import of that is to set the budget ceilings in the Recurrent Expenditure. The budget ceilings for Recurrent Expenditure for county governments for the Financial Year 2015/2016 shall be set out in the Fourth Schedule. The Fourth Schedule is attached.

(Question of the New Clause 5A proposed)

(New Clause 5A read the First Time)

*(Question, that the New Clause 5A be read a
Second Time proposed)*

The Temporary Chairperson (Sen. (Dr.) Machage): Very well. I have to dispose of this, so that we go for the Division

What is it, Sen. Murkomen?

Sen. Murkomen: On a point of order, Mr. Temporary Chairperson, Sir. Before you we go for the Division on that, I do not know if that is the right procedure. I was looking at the disparity between what is allocated to certain county assemblies *vis-a-vis* the county executive and I hope that public consultation was done because the gap is too huge. Some county assemblies, for instance, Kilifi, has Kshs630 million while their

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county executive has Kshs450 million for Recurrent Expenditure and so on. I am hoping that as we pass it, because this is an issue that gave us many problems in the last financial year, public consultation was done on this one.

The Temporary Chairperson (Sen. (Dr.) Machage): Public consultation was done. I can testify to that because I am a Member of that Committee.

Sen. Murkomen: It is okay.

The Temporary Chairperson (Sen. (Dr.) Machage): So, please, relax. Let the Division Bell be rung for 30 seconds.

(The Division Bell was rung)

Sen. Kagwe, if you may listen to me, I have also noticed that there is a new Fourth Schedule which is supposed to be part of the Bill and it was to also be read a Second time. I want you to go through that so that we vote for them together without having to ring the Division Bell again.

Sen. Kagwe: Mr. Temporary Chairperson, Sir, I propose that Clause 5(a) be amended further by reading the Fourth Schedule a second time. I ask Sen. (Prof.) Anyang'-Nyong'o to second.

The Temporary Chairperson (Sen. (Dr.) Machage): We are in Committee of the Whole, you do not need to be seconded.

What is it Sen. (Prof.) Anyang'-Nyong'o.

Sen. (Prof.) Anyang'-Nyong'o: Mr. Temporary Chairperson, I notice that the second schedule is also proposed for amendment; that the Bill be amended by deleting the Second Schedule and substituting therefor the following new Schedule. I thought that should also be read a Second Time.

The Temporary Chairman (Sen. (Dr.) Machage): We have to dispose of the first before you make an amendment, if that will arise.

New Schedule

Sen. Kagwe: Mr. Temporary Chairman, Sir, I beg to move that the Bill be amended by inserting the following New Schedule immediately after the Third Schedule:-

NEW SCHEDULE

That the Bill be amended by inserting the following new Schedule immediately after the Third Schedule —

Fourth Schedule (S. 5A)

COUNTY GOVERNMENTS BUDGET CEILINGS ON RECURRENT
EXPENDITURE 2015/2016 (KSHS. MILLIONS)

No.	County	County Assembly	County Executive	Total
1	Mombasa	506,633,450	440,835,009	947,468,459
2	Kwale	470,890,661	422,188,775	893,079,436
3	Kilifi	630,494,611	450,158,126	1,080,652,737
4	Tana River	423,394,183	403,415,705	826,809,888
5	Lamu	304,784,663	375,192,683	679,977,346
6	Taita/Taveta	507,604,218	422,188,775	929,792,993
7	Garissa	683,849,161	440,835,009	1,124,684,170
8	Wajir	560,327,132	435,904,061	996,231,193
9	Mandera	637,920,243	445,765,957	1,083,686,200
10	Marsabit	533,029,240	422,188,775	955,218,015
11	Isiolo	323,510,490	375,192,683	698,703,172
12	Meru	839,515,604	468,804,360	1,308,319,964
13	Tharaka -Nithi	359,409,914	393,965,753	753,375,667
14	Embu	451,911,453	422,188,775	874,100,228
15	Kitui	668,685,315	459,481,243	1,128,166,558
16	Machakos	630,252,131	459,481,243	1,089,733,373
17	Makueni	594,667,329	440,835,009	1,035,502,338
18	Nyandarua	580,568,213	431,511,892	1,012,080,105
19	Nyeri	547,539,390	440,835,009	988,374,399
20	Kirinyaga	506,571,368	412,738,822	919,310,190
21	Murang'a	588,927,919	450,158,126	1,039,086,045
22	Kiambu	889,470,749	496,773,710	1,386,244,459
23	Turkana	977,900,599	440,835,009	1,418,735,608
24	West Pokot	429,992,439	422,188,775	852,181,214
25	Samburu	380,602,009	384,515,800	765,117,809
26	Trans Nzoia	498,398,759	431,511,892	929,910,651
27	Uasin Gishu	502,451,352	440,835,009	943,286,361
28	Elgeyo/Marakwet	425,602,732	422,188,775	847,791,507
29	Nandi	524,198,214	440,835,009	965,033,223
30	Baringo	532,029,481	440,835,009	972,864,489
31	Laikipia	380,490,113	393,965,753	774,455,866
32	Nakuru	792,704,559	487,450,593	1,280,155,152
33	Narok	611,327,422	440,835,009	1,052,162,431
34	Kajiado	529,199,342	412,611,986	941,811,328
35	Kericho	518,037,314	440,835,009	958,872,323

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36	Bomet	489,368,979	431,511,892	920,880,871
37	Kakamega	786,853,365	496,773,710	1,283,627,075
38	Vihiga	669,131,656	431,511,892	1,100,643,548
39	Bungoma	677,330,464	468,804,360	1,146,134,824
40	Busia	572,044,404	450,158,126	1,022,202,530
41	Siaya	594,029,051	440,835,009	1,034,864,060
42	Kisumu	533,898,787	450,158,126	984,056,913
43	Homa Bay	722,116,969	459,481,243	1,181,598,212
44	Migori	727,747,850	459,481,243	1,187,229,093
45	Kisii	725,007,565	468,804,360	1,193,811,925
46	Nyamira	428,737,274	422,188,775	850,926,049
47	Nairobi City	1,224,237,793	543,389,295	1,767,627,088
	Total	27,493,395,927	20,633,181,151	48,126,577,078

(Question of the New Schedule proposed)

(New Schedule read the First Time)

(Question, that the New Schedule be read a Second Time proposed)

The Temporary Chairperson (Sen. (Dr.) Machage): So, we will go into voting for the two Questions. The first Question is for the New Clause 5A to be read a Second Time and the second division will be that the New Schedule be read a Second Time. I hope we are together.

Sen. Kagwe: When we go to vote, we will vote for two things; the schedule and the amendment. I was proposing that we should have one voting. So, would it be possible then for us also to vote. I move that the Second Schedule be read a second time so that we can vote for the three of them simultaneously.

The Temporary Chairman (Sen. (Dr.) Machage): The Second Schedule is an amendment and it does not need to be read a second time. So, just stay put because I am putting the first Question.

Sen. Ndiema: Mr. Chairman, Sir, I am concerned about the issue of leasing of medical equipment. Parliament does not approve any method of procurement. I was thinking we should just call it “medical equipment” instead of approving any method of procurement.

The Temporary Chairman (Sen. (Dr.) Machage): Order! Do not move using some backdoor. I draw your attention to Standing Order No.138 on Committee of the Whole. The only Member who can move an amendment on the Floor is the Chair of the Committee. Everybody else must give notice to this Chair at least two hours before. You are time barred, that is what I am trying to tell you.

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Sen. Orengo: On a point of order, Mr. Temporary Chairman, Sir. The point that is being brought by Sen. Ndiema is valid because this leasing of medical equipment has had some debate. Unless some explanation is made adequately, it would mean that we are forcing counties to lease the equipment. This is not an allocation. They have to pay. If it was an allocation which is a grant without the word “leasing”, it would be understandable. Being representative of county governments, I think it would be wrong for us to vote for this without proper explanation, otherwise, we will vote against this particular item.

The Temporary Chairman (Sen. (Dr.) Machage): Very well, I have understood you clearly.

Chairman, can you explain?

Sen. Kagwe: My understanding of this particular clause is that yesterday the explanation that was given is that this is actually a Schedule from Treasury. The explanation is that in the understanding of the national Treasury, it is correct and it is leasing. When Treasury was asked to clear the air, that is exactly what they said.

Sen. (Prof.) Anyang’-Nyong’o: Mr. Temporary Chairman, Sir, I think Sen. Ndiema and Sen. Orengo are right but could I explain further to what the Chairman has said? This is leasing of services. In other words, the equipment is given to the counties, not for them to own but to get the services of the equipment under lease. They do not pay for the services from the county funds. It is given as a conditional grant. It is a conditional grant, in terms of accounting, the counties must show that they used these services and it was worth so much but it was paid by the Government as a conditional grant.

That is the correct explanation. When you talk about leasing, you pay for it over a period of time, but on the other hand, if the equipment is there but the services are paid for by the Government, the equipment will belong to the leases until such time that the contract of using the services is over, which is estimated to be seven years.

The Temporary Chairman (Sen. (Dr.) Machage): I have gone against the Standing Orders. Once the Bars are drawn, no points of orders are entertained but because of the seriousness of this matter, I allowed for an explanation to Sen. Orengo’s and Sen. Ndiema’s questions. I did not intend to open an avalanche of points of orders. I think the explanation is enough. The county governments will not be made to incur any cost. They have been given a service of equipment that is leased by the national Government. It is the national Government that is paying for that cost. I think it is clear.

DIVISION

ELECTRONIC VOTING

(Question, that the New Clause 5A and the New Schedule be now Read a Second Time put and the Senate proceeded to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. Hargura, Marsabit County; Sen. Elachi, Nairobi County; Sen. Kagwe, Nyeri County; Sen. G.G. Kariuki, Laikipia County; Sen. Kembi-Gitura, Murang'a County; Sen. M. Kajwang, Homa Bay County; Sen. Keter, Kericho County; Sen. Khaniri, Vihiga County; Sen. (Prof.) Kindiki, Tharaka Nithi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. (Dr.) Machage, Migori County; Sen. Madzayo, Kilifi County; Sen. Mahamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Murungi, Meru County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Siaya County; Sen. Sang, Nandi County; Sen. Wamatangi, Kiambu County, and; Sen. (Dr.) Zani, Kwale County.

The Temporary Chairperson (Sen. Murkomen): The results of the Division are as follows:-

AYES: 29

NOES: 0

ABSTENTIONS: 0

The "Ayes" have it.

(Question carried by 29 votes to nil)

The Temporary Chairperson (Sen. (Dr.) Machage): Piga makofi.

Sen. Orengo: On a point of order, Mr. Temporary Chairman, Sir.

The Temporary Chairperson (Sen. (Dr.) Machage): What is it Sen. Orengo?

Sen. Orengo: I just heard the Chair demanding of us to "*piga makofi*". Is the Chair in order to demand that we "*piga makofi*" as if we are in a political rally?

The Temporary Chairperson (Sen. (Dr.) Machage): Order, Sen. Orengo. I did not hear that. So you are out of order.

(Laughter)

Sen. Orengo: Mr. Temporary Chairman, Sir, since this matter is on record, can we check on the HANSARD tomorrow? This is because you said that I am out of order.

The Temporary Chairperson (Sen. (Dr.) Machage): Order Sen. Orengo. Please resume your seat so I explain it to you. One, you will have to bring a voice specialist to

confirm that the voice you heard was from the Chair. Secondly, are you inviting the wrath of the Chair?

(Laughter)

That is on a light note.

New Clause 5A

The Temporary Chairperson (Sen. (Dr.) Machage): I propose that New Clause 5(a) be part of the Bill. I will put the question later.

(Question, that New Clause 5(a) be part of the Bill proposed)

First Schedule

The Temporary Chairperson (Sen. (Dr.) Machage): I propose that the First Schedule be part of the Bill.

(Question, that First Schedule be part of the Bill, proposed)

Second Schedule

The Temporary Chairperson (Sen. (Dr.) Machage): I propose that the Second Schedule be part of the Bill. There is an amendment.

Please proceed, Sen. Kagwe.

Sen. Kagwe: Mr. Temporary Chairman, Sir, I beg to move:-

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

SECOND SCHEDULE (S. 5(1)						
FY 2015/16						
	Conditional Grant-Level 5 Hospital	Conditional Grant-Free Maternal Health Care Allocation	Conditional Grant-compensation for User Fees Forgone	Conditional Allocation-Leasing of Medical Equipment	Conditional Allocation from Road Maintenance Fuel Levy Fund	Total Conditional Allocation from National Government Revenue
County	Column B	Column C	Column D	Column E	Column F	Column G
Baringo		65,759,400	12,950,107	95,744,680.85	56,410,082	230,864,270
Bomet		58,452,800	16,880,750	95,744,680.85	59,793,197	230,871,428
Bungoma		170,630,600	38,017,014	95,744,680.85	97,507,257	401,899,552
Busia		99,713,600	11,377,011	95,744,680.85	69,109,240	275,944,532
Elgevo/Marakwet		43,409,800	8,624,640	95,744,680.85	41,545,473	189,324,594
Embu	192,882,857	57,593,200	12,032,884	95,744,680.85	48,754,599	407,008,221

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Garissa	360,048,000	50,286,600	14,523,507	95,744,680.85	73,319,649	593,922,437
Homa Bay		131,089,000	22,466,004	95,744,680.85	71,582,731	320,882,416
Isiolo		23,209,200	3,340,178	95,744,680.85	38,828,547	161,122,606
Kajiado		49,856,800	16,021,218	95,744,680.85	56,055,021	217,677,720
Kakamega	342,902,857	214,900,000	38,709,716	95,744,680.85	113,164,138	805,421,392
Kericho		98,854,000	17,676,855	95,744,680.85	57,229,294	269,504,830
Kiambu	330,044,000	224,785,400	37,838,646	95,744,680.85	94,811,800	783,224,527
Kilifi		177,077,600	25,867,884	95,744,680.85	94,528,196	393,218,361
Kirinyang a		50,716,400	12,308,920	95,744,680.85	44,947,130	203,717,131
Kisii	338,616,571	194,699,400	26,859,653	95,744,680.85	90,112,658	746,032,963
Kisumu	338,616,571	123,782,400	22,585,235	95,744,680.85	72,170,965	652,899,852
Kitui		63,610,400	23,606,211	95,744,680.85	92,318,534	275,279,826
Kwale		104,441,400	15,149,869	95,744,680.85	65,113,404	280,449,354
laikipia		63,610,400	9,305,967	95,744,680.85	43,820,742	212,481,790
lamu		16,762,200	2,366,871	95,744,680.85	26,065,747	140,939,499
Machakos	304,326,286	97,134,800	25,607,954	95,744,680.85	85,984,407	608,798,128
Makueni		80,802,400	20,618,293	95,744,680.85	75,834,678	273,000,052
Mandera		46,418,400	23,910,336	95,744,680.85	113,767,220	279,840,637
Marsabit		19,341,000	6,787,069	95,744,680.85	65,923,423	187,796,173
Meru	244,318,286	123,782,400	31,615,328	95,744,680.85	82,490,349	577,951,044
Migori		165,043,200	21,379,200	95,744,680.85	74,147,432	356,314,513
Mombasa	402,910,857	136,246,600	21,896,682	95,744,680.85	66,030,539	722,829,359
Muranga		80,802,400	21,971,530	95,744,680.85	68,038,977	266,557,588
Nairobi		302,579,200	73,155,271	95,744,680.85	165,100,152	636,579,304
Nakuru	377,193,143	219,627,800	37,373,449	95,744,680.85	103,104,393	833,043,466
Nandi		67,048,800	17,551,588	95,744,680.85	60,405,657	240,750,726
Narok		56,303,800	19,834,915	95,744,680.85	67,173,929	239,057,325
Nyamira		79,942,800	13,945,233	95,744,680.85	52,776,448	242,409,162
Nyandar a		50,716,400	13,898,986	95,744,680.85	54,714,122	215,074,189
Nyeri	368,620,571	82,091,800	16,166,813	95,744,680.85	56,519,885	619,143,750
Samburu		14,183,400	5,220,197	95,744,680.85	45,125,793	160,274,071
Siaya		128,080,400	19,634,077	95,744,680.85	63,456,905	306,916,063
Taita		42,120,400	6,635,345	95,744,680.85	42,042,522	186,542,948
Tana River		19,341,000	5,596,140	95,744,680.85	50,617,289	171,299,110
Tharaka Nithi		35,243,600	8,515,829	95,744,680.85	39,857,530	179,361,640
Trans Nzoia		67,908,400	19,085,197	95,744,680.85	64,782,039	247,520,317
Turkana		23,209,200	19,939,321	95,744,680.85	133,118,571	272,011,773
Uasin Gishu		117,335,400	20,843,281	95,744,680.85	65,941,437	299,864,799
Vihiga		67,908,400	12,928,219	95,744,680.85	49,179,806	225,761,106
Wajir		50,286,600	15,429,821	95,744,680.85	91,879,854	253,340,956
West Pokot		41,260,800	11,950,786	95,744,680.85	54,798,238	203,754,505
GRAND TOTAL	3,600,480,000	4,298,000,000	900,000,000	4,500,000,000	3,300,000,000	16,598,480,006

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The Temporary Chairperson (Sen. (Dr.) Machage): I hope that everybody is on that page.

(Question of the amendment proposed)

Third Schedule

The Temporary Chairperson (Sen. (Dr.) Machage): I propose that the Third Schedule be part of the Bill.

(Question, that the Third Schedule be part of the Bill, proposed)

New Schedule

*(Question, that the New Schedule be
Part of the Bill proposed)*

Clause 2

(Question, that Clause 2 be part of the Bill, proposed)

Title

The Temporary Chairperson (Sen. (Dr.) Machage): I propose that the Title be part of the Bill.

(Question, that Title be part of the Bill, proposed)

Clause 1

(Question, that Clause 1 be part of the Bill, proposed)

The Temporary Chairperson (Sen. (Dr.) Machage): I put the Question that Clause 3, 4, 6, 7,8,9,10,11 and 12 be part of the Bill. There is a Division here. Please ring the Division Bell.

Hon. Senators: The Bars are drawn.

The Temporary Chairperson (Sen. (Dr.) Machage): Very well. Do not ring the Division Bell because the Bars are drawn. I will put in all the questions and give you the results later. Please log in and vote.

(Voting in progress)

DIVISION

ELECTRONIC VOTING

(Question, that Clauses 3, 4, 6, 7, 8, 9, 10, 11 and 12 be part of the Bill put and the Senate proceeded to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. Elachi, Nairobi County; Sen. G.G. Kariuki, Laikipia County; Sen. Hargura, Marsabit County; Sen. Kagwe, Nyeri County; Sen. Kembi-Gitura, Murang'a County; Sen. Keter, Kericho County; Sen. Khaniri, Vihiga County; Sen. (Prof) Kindiki, Tharaka-Nithi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. M. Kajwang, Homa Bay County; Sen. (Dr.) Machage, Migori County; Sen. Madzayo, Kilifi County; Sen. Mahamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Murungi, Meru County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Siaya County; Sen. Sang, Nandi County; Sen. Wamatangi, Kiambu County; and Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Temporary Chairperson (Sen. Machage): Hon. Senators, the results of the Division are as follow.

AYES: 29

NOES: Nil

ABSTENTIONS: Nil

The Ayes have it.

(Question carried by 29 votes to 0)

(Clauses 3, 4, 6, 7, 8, 9, 10, 11 and 12 agreed to)

DIVISION

ELECTRONIC VOTING

(Question, that Clause 5 and the Second Schedule be amended as proposed and be part of the Bill put and the Senate proceeded to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. Elachi, Nairobi County; Sen. G.G. Kariuki, Laikipia County; Sen. Hargura, Marsabit County; Sen.

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Kagwe, Nyeri County; Sen. Kembi-Gitura, Murang'a County; Sen. Keter, Kericho County; Sen. Khaniri, Vihiga County; Sen. (Prof.) Kindiki, Tharaka-Nithi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. M. Kajwang, Homa Bay County; Sen. (Dr.) Machage, Migori County; Sen. Madzayo, Kilifi County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Murungi, Meru County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Sen. Sang, Nandi County; Siaya County; Sen. Wamatangi, Kiambu County; and Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Temporary Chairperson (Sen. (Dr.) Machage): Hon. Members, the results of the Division are as follows.

AYES: 29

NOES: Nil

ABSTENTIONS: Nil

The Ayes have it.

(Question carried by 29 votes to nil)

(Clause 5 and the Second Schedule as amended agreed to)

DIVISION

ELECTRONIC VOTING

(Question, that the New Clause 5A, First Schedule, Third Schedule, New Schedule, Clause 2, Title and Clause 1 be part of the Bill put and the Senate proceeded to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. Hargura, Marsabit County; Sen. Elachi, Nairobi County; Sen. Kagwe, Nyeri County; Sen. G.G. Kariuki, Laikipia County; Sen. Kembi-Gitura, Murang'a County; Sen. M. Kajwang, Homa Bay County; Sen. Keter, Kericho County; Sen. Khaniri, Vihiga County; Sen. (Prof.) Kindiki, Tharaka Nithi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. (Dr.) Machage, Migori County; Sen. Madzayo, Kilifi County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Murungi, Meru County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Siaya County; Sen. Sang, Nandi County; Sen. Wamatangi, Kiambu County, and; Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Temporary Chairperson (Sen. (Dr.) Machage): Hon. Senators, the results of the Division are as follows.

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AYES: 29
NOES: Nil
ABSTENTIONS: Nil
The Ayes have it.

(The Question carried by 29 votes to nil)

(New Clause 5A, First Schedule, Third Schedule, New Schedule, Clause 2, Title and Clause 1 agreed to)

Sen. Kagwe: Mr. Temporary Chairman Sir, I beg to move that the Committee do report to the House its consideration of the County Allocation of Revenue Bill (Bill No.5 of 2015) and its approval thereof with amendments.

(Question proposed)

(Question put and agreed to)

(The House resumed)

[The Deputy Speaker (Sen. Kembi-Gitura) in the Chair]

REPORT, CONSIDERATION OF REPORT AND THIRD READING

THE COUNTY ALLOCATION OF REVENUE BILL (SENATE BILL NO.5 OF 2015)

Sen. (Dr.) Machage: Mr. Deputy Speaker, Sir, I beg to report that a Committee of the Whole has considered The County Allocation of Revenue Bill (Senate Bill No.5 of 2015) and approved the same with amendments.

Sen. Kagwe: Mr. Speaker, Sir, I beg to move that the House do agree with the Committee in the said Report.

Sen. (Prof.) Anyang'-Nyong'o seconded.

(Question proposed)

(Question put and agreed to)

Sen. Kagwe: Mr. Deputy Speaker, Sir, I beg to move that the County Allocation of Revenue Bill be now read a Third Time.

Sen. (Prof.) Anyang'-Nyong'o seconded.

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(Question proposed)

Sen. Orengo: Mr. Deputy Speaker, Sir, I thank the Chairman of the Committee or his representative for piloting this Bill through the House. However, I hope that assurances that were given to the House by Sen. (Prof.) Anyang'-Nyong'o---. He has explained this to me that on the Second Schedule dealing with conditional grants on the matter of leasing of medical equipment, that at an appropriate time, the Committee on Finance, Commerce and Budget should come back to us and give an explanation to the satisfaction of the Senate that these funds and the process of procuring the equipment are clean. Accountability measures should be put in place so that the Senate is not seen to be sanitising a process which may turn out to be questionable. Otherwise, I beg to support.

The Deputy Speaker (Sen. Kembi-Gitura): The Mover, you have a right to reply if you want to since Sen. Orengo has debated on that and there is nobody else interested.

Sen. Kagwe: Mr. Deputy Speaker, Sir, indeed, the proposal is valid. We will come with the explanations as requested by Sen. Orengo. The Committee on Finance, Commerce and Budget is alive to possibilities of people who might try to misuse this House for that purpose. However, it was explained very clearly. We are quite satisfied with the explanation that was given. Therefore, we hope and trust that not only will the money be used properly, but also the service equipment that has been hired will help Kenyans greatly.

Thank you, Mr. Deputy Speaker, Sir.

The Deputy Speaker (Sen. Kembi-Gitura): Thank you, hon. Senators.
I will now put the question.

(The Deputy Speaker put the Question)

The Deputy Speaker (Sen. Kembi-Gitura): Could the Division Bell be rung for one minute?

(The Division Bell was rung)

(Sen. Murungi spoke off record)

The Deputy Speaker (Sen. Kembi-Gitura): Order, Sen. Murungi.

(Laughter)

Do we have the numbers? Let the Bars be drawn.

(The Bars were drawn)

You may now log in. This is the final vote for this specific Order. You have 30 seconds to vote.

(Voting in progress)

Have we finished voting?

(Sen. Orenge moved to the Clerk's Table)

Sen. Orenge, you are the last voter to be assisted.

Order Members! Take your seat, Sen. (Prof.) Anyang'-Nyong'o.

For the sake of the record, I just want to state that this is displayed on the slides. When people see us being assisted to vote, it is not that we do not know how to read or write. It is because there is a problem with the controls. It is important for people to note that so that the secretariat can deal with it as soon as possible.

DIVISION

ELECTRONIC VOTING

*(Question that the County Allocation of Revenue Bill
(Senate Bill No.5 of 2015) be read a Third Time put
and the Senate proceeded to vote by County Delegations)*

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. Elachi, Nairobi County; Sen. Hargura, Marsabit County; Sen. Kagwe, Nyeri County; Sen. Kariuki G.G., Laikipia County; Sen. Kembi-Gitura, Murang'a County; Sen. Keter, Kericho County; Sen. Khaniri, Vihiga County; Sen. (Prof.) Kindiki, Tharaka-Nithi County; Sen. Lesuada, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. M. Kajwang, Homa Bay County; Sen. (Dr.) Machage, Migori County; Sen. Madzayo, Kilifi County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Murungi, Meru County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orenge, Siaya County; Sen. Sang, Nandi County; Sen. Wamatangi, Kiambu County; and, Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Deputy Speaker (Sen. Kembi-Gitura): Hon. Senators, the results of the Division are as follows.

AYES: 29

NOES: Nil

ABSTENTION: Nil

The Ayes have it.

(Question carried by 29 votes to nil)

*(The Bill was accordingly read the
Third Time and passed)*

The Deputy Speaker (Sen. Kembi-Gitura): Hon. Senators, before we move on to the next Order, I just want to request you to note that we are going to the Committee of the Whole, only for purposes of voting on the next Order.

Next Order!

COMMITTEE OF THE WHOLE

(Order for Committee read)

[The Deputy Speaker (Sen. Kembi-Gitura) left the Chair]

IN THE COMMITTEE

*[The Temporary Chairperson
(Sen. Murkomen) took the Chair]*

THE NATURAL RESOURCES (BENEFIT SHARING) BILL
(SENATE BILL NO.34 OF 2014)

*(Resumption of Consideration interrupted
On 17.6.3015)*

The Temporary Chairperson (Sen. Murkomen): Order, Senators! We are in the Committee of the Whole to consider the Natural Resource (Benefit Sharing) Bill (Senate Bill No.34 of 2014). We had finished with all the amendments. We will, therefore, go straight for Division. Ring the Division Bell for three minutes.

(The Division Bell was rung)

The Temporary Chairperson (Sen. Murkomen): Ring the Bell for two more minutes.

(The Division Bell was rung)

Close the door and draw the Bar.

(The door was closed and Bar drawn)

Hon. Senators, we will have four Divisions. That Bell is enough for all of them. We will begin with the clauses without amendments.

I now put the Question.

DIVISION

ELECTRONIC VOTING

(Question, that Clauses 5, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 27, 28, 29, 33, 34, 35, 36, 38, 39, 40 and 41, be part of the Bill, put and the Senate proceeded to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. G.G. Kariuki, Laikipia County; Sen. Kagwe, Nyeri County; Sen. Kembi-Gitura, Murang'a County; Sen. Keter, Kericho County; Sen. (Prof.) Kindiki, Tharaka-Nithi County; Sen. Kisasa, Kilifi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. M. Kajwang, Homa Bay County; Sen. (Dr.) Machage, Migori County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Ndiema, Trans-Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Siaya County; Sen. Sang, Nandi County; Sen. Sijeny, Nairobi County; Sen. Wamatangi, Kiambu County; and Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Temporary Chairperson (Sen. Murkomen): Hon. Senators, the results of the Division are as follows.

AYES: 25

NOES: Nil

ABSTENTIONS: Nil

The Ayes have it.

(Question carried by 25 votes to 0)

(Clauses 5, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 25, 27, 28, 29, 31, 33, 34, 35, 36, 38, 39, 40 and 41 agreed to)

The Temporary Chairperson (Sen. Murkomen): Next Division!

DIVISION

ELECTRONIC VOTING

(Question, that Clause 32 be deleted put and the Senate proceeded to vote by county delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. G.G. Kariuki, Laikipia County; Sen. Kagwe, Nyeri County; Sen. Kembi-Gitura, Murang'a County; Sen. Keter, Kericho County; Sen. (Prof.) Kindiki, Tharaka-Nithi County; Sen. Kisasa, Kilifi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. M. Kajwang, Homa Bay County; Sen. (Dr.) Machage, Migori County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Ndiema, Trans-Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orenge, Siaya County; Sen. Sang, Nandi County; Sen. Sijeny, Nairobi County; Sen. Wamatangi, Kiambu County; Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Temporary Chairperson (Sen. Murkomen): Hon. Senators, the results of the Division are as follows.

AYES: 25

NOES: Nil

ABSTENTIONS: Nil

The Ayes have it.

(Question carried by 25 votes to 0)

(Question, that Clause 32 be deleted agreed to)

(Clause 32 deleted)

The Temporary Chairperson (Sen. Murkomen): Next Division!

DIVISION

ELECTRONIC VOTING

(Question, that Clauses 2, 3, 4, 6, 7, 9, 24, 26, 30 and 37 be amended as proposed and be part of the Bill, put and the Senate proceeded to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Kagwe, Nyeri County; Sen. G.G. Kariuki,

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Laikipia County; Sen. Kembi-Gitura, Murang'a County; Sen. M. Kajwang, Homa Bay County; Sen. Keter, Kericho County; Sen. (Prof.) Kindiki, Tharaka Nithi County; Sen. Kisasa, Kilifi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. (Dr.) Machage, Migori County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Siaya County; Sen. Sang, Nandi County; Sen. Sijeny, Nairobi County; Sen. Wamatangi, Kiambu County, and; Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Temporary Chairperson (Sen. Murkomen): Hon. Senators, the results of the Division are as follows.

AYES: 25

NOES: Nil

ABSTENTIONS: Nil

The Ayes have it.

(The Question carried by 25 votes to 0)

(Clauses 2, 3, 4, 6, 7, 9, 24, 26, 30 and 37 agreed to)

DIVISION

ELECTRONIC VOTING

(Question, that the Schedule, the Title and Clause 1 be part of the Bill put and the Senate proceeded to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'-Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Kagwe, Nyeri County; Sen. G.G. Kariuki, Laikipia County; Sen. Kembi-Gitura, Murang'a County; Sen. M. Kajwang, Homa Bay County; Sen. Keter, Kericho County; Sen. (Prof.) Kindiki, Tharaka Nithi County; Sen. Kisasa, Kilifi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. (Dr.) Machage, Migori County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Siaya County; Sen. Sang, Nandi County; Sen. Sijeny, Nairobi County; Sen. Wamatangi, Kiambu County, and; Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Temporary Chairperson (Sen. Murkomen): Hon. Senators, the results of the Division are as follows:-

AYES: 25

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NOES: Nil
ABSTENTIONS: Nil
The Ayes have it.

(The Question carried by 25 votes to 0)

(The Schedule, the Title and Clause 1 agreed to)

Sen. (Dr.) Zani: Mr. Temporary Chairman, Sir, I beg to move that the Committee do report to the Senate its consideration of the Natural Resources (Benefit Sharing) Bill, Senate Bill No.34 of 2014 and its approval thereof with amendments.

(Question proposed)

(Question put and agreed to)

(The House resumed)

[The Deputy Speaker (Sen. Kembi-Gitura) in the Chair]

REPORT, CONSIDERATION OF REPORT AND THIRD READING

THE NATURAL RESOURCES (BENEFIT SHARING) BILL (SENATE BILL NO.34 OF 2014)

Sen. Murkomen: Mr. Deputy Speaker, Sir, I beg to report that the Committee of the Whole has considered the Natural Resource (Benefit Sharing) Bill, Senate Bill No.34 of 2014 and its approval thereof with amendments.

Sen. (Dr.) Zani: Mr. Deputy Speaker, Sir, I beg to move that the House do agree with the Committee in the said Report and I request Sen. Wamatangi to second.

Sen. Wamatangi: Mr. Deputy Speaker, Sir, I second the Natural Resources (Benefit Sharing Bill) (Senate Bill No. 34 of 2014)

I was the Vice Chairman of this Committee. This is a Bill that is crucially important for sharing benefits and ensuring that local communities benefit from the resources in their counties.

(Question proposed)

(Question put and agreed to)

Sen. (Dr.) Zani: Mr. Deputy Speaker, Sir, I beg to move that the Natural Resources Benefit Sharing Bill (Senate Bill No. 34 of 2014) be now read a Third Time.

I will request the Vice Chair of this Committee, Sen. Wamatangi to second.

Sen. Wamatangi: Mr. Deputy Speaker, Sir, I second.

(Question proposed)

Sen. Orenge: Mr. Deputy Speaker, Sir, I want to congratulate ourselves and particularly the Mover for being consistent in promoting devolution from all directions and aspects by ensuring that resources are properly shared. This, together with the Bill on revenue sharing, puts the stamp on legitimacy that this Senate is committed to devolution.

The Deputy Speaker (Sen. Kembi-Gitura): Sen. (Dr.) Zani, you have the right of reply.

Sen. (Dr.) Zani: Mr. Deputy Speaker, Sir, I thank the Senators and the Committee who, throughout this process, worked so hard to ensure that this Bill becomes a reality. This Bill is for the communities out there. We hope that the natural resources will be shared; will trickle down and be used for social and economic development.

I beg to move.

Sen. Omondi: On a point of order, Mr. Deputy Speaker, Sir.

The Deputy Speaker (Sen. Kembi-Gitura): Sen. Omondi, are you on a point of order?

Sen. Omondi: Yes, Mr. Deputy Speaker, Sir. I had requested to contribute to the Bill.

The Deputy Speaker (Sen. Kembi-Gitura): Unfortunately, you did it after the Mover had replied. You will agree with me that it is too late.

Hon senators, I will put the question---

(Loud Consultations)

Order, Senators! When the Speaker is on his feet, the normal and universal rule is that you freeze. You do not scramble for your chair, you freeze, but the Speaker has the discretion to allow you to sit. If you had waited, I would have allowed you to sit.

This is going to Division. Ring the Division Bell for one minute.

(The Division Bell was rung)

Draw the Bar and lock the door.

(The Bar was drawn and the doors locked)

Hon. Senators, log in and vote.

DIVISION

ELECTRONIC VOTING

(Question, that the Natural Resources (Benefit Sharing) Bill (Senate Bill No.34 of 2014) be now read a Third Time put and the Senate proceed to vote by County Delegations)

AYES: Sen. Adan, Isiolo County; Sen. (Prof.) Anyang'- Nyong'o, Kisumu County; Sen. Chelule, Nakuru County; Sen. Chiaba, Lamu County; Sen. G.G. Kariuki, Laikipia County; Sen. Kagwe, Nyeri County; Sen. Kembi- Gitura, Murang'a County; Sen. Keter, Kericho County; Sen. (Prof.) Kindiki, Tharaka Nithi County; Sen. Kisasa, Kilifi County; Sen. Lesuuda, Samburu County; Sen. (Prof.) Lonyangapuo, West Pokot County; Sen. M. Kajwang, Homa Bay County; Sen. (Dr.) Machage, Migori County; Sen. Mohamud, Wajir County; Sen. (Eng.) Muriuki, Nyandarua County; Sen. Murkomen, Elgeyo-Marakwet County; Sen. Murungi, Meru County; Sen. Ndiema, Trans Nzoia County; Sen. Obure, Kisii County; Sen. Okong'o, Nyamira County; Sen. Omondi, Kakamega County; Sen. Orengo, Siaya County; Sen. Sang, Nandi County; Sen. Sijeny, Nairobi County; Sen. Wamatangi, Kiambu County; and Sen. (Dr.) Zani, Kwale County.

NOES: Nil.

The Deputy speaker (Sen. Kembi-Gitura): Order, Members! The results of the Division are as follows.

AYES: 27

NOES: Nil

ABSTENTIONS: Nil

(The Question carried by 27 votes to Nil)

(The Bill was accordingly read the Third Time and passed)

The Deputy Speaker (Sen. Kembi-Gitura): Draw the Bars.
Next order!

(Several Senators withdrew from the Chamber)

The Deputy Speaker (Sen. Kembi-Gitura): Hon. Senators, if you must withdraw from the Chamber, please, do so quietly because the House is still in business.

(The Deputy Speaker (Sen. Kembi-Gitura) consulted with the Clerks-at-the-Table)

The Deputy Speaker (Sen. Kembi-Gitura): Hon. Senators, we have to readjust the Order Paper. I am stepping down Order No. 12 at the request of the sponsor of the

Bill. We will proceed to Order No.13, by Sen. Murungi who is here. The Bill by Sen. Murungi is coming to the Committee of the Whole.

*(The Deputy Speaker (Sen. Kembi-Gitura)
consulted with Sen. Murungi and the Clerks-at-the-Table)*

The Deputy Speaker (Sen. Kembi-Gitura): We have to adjust the Order Paper a little further. I am dropping Orders No. 12, 13, 14 and 15. The reason for dropping Orders No. 13, 14 and 15 is basically because we do not have the number to go to the Committee of the Whole to vote on any of the Divisions. It will be an act in futility. We will proceed to Order No.16. Please, call the next Order.

Second Reading

THE COUNTY RETIREMENT SCHEME BILL
(SENATE BILL NO.25 OF 2014)

(Bill deferred)

COMMITTEE OF THE WHOLE

THE PARLIAMENTARY SERVICE (AMENDMENT) BILL
(SENATE BILL NO.21 OF 2014)

THE NATIONAL GOVERNMENT COORDINATION (AMENDMENT)
BILL (SENATE BILL NO.30 OF 2014)

(Committee of the Whole deferred)

BILLS

Second Reading

The Public Appointments (County Assembly Approval)
Bill (Senate Bill No.20 Of 2014)

(Bill deferred)

THE COUNTY EARLY CHILDHOOD EDUCATION BILL
(SENATE BILL NO.32 OF 2014)

Sen (Dr.) Zani: Thank you, Mr. Deputy Speaker, Sir. I beg to move that the County Early Childhood Education Bill (Senate Bill No.32 of 2014) be read a Second Time.

With the onset of devolution, various services have now been pushed down to the county level and the Fourth Schedule of the Constitution clearly puts the realm of pre-primary education into the counties. There are various terminologies that people use but most of the time when people refer to pre-primary education, they are talking about an education for a child who is about three to six years old. Sometimes this is the same concept that is also referred to as Early Childhood Development Education (ECDE). Village polytechnics, home crafts centres and also child care facilities have also been devolved and are a responsibility of county governments.

The interesting thing is that as a result of this and especially for us in the Committee on Education, it became necessary to delve into matters education, especially at the level of three to six years. A lot of work has gone into this Bill in terms of conceptualizing it altogether. Let me summarise the thoughts of the Committee as they thought about the process that will put into place structures for a three to six year old child.

First, in most areas in education matters, many people tend to stress on university and secondary education. However, the foundation of a child is actually at early childhood education so that this child is exposed to an education that is friendly, motivating and encouraging. In the long run, the child can pick up and begin to enjoy their educational experience. That has not been the case in many areas and you find children loathing education. Some educational centres start by giving children such hardcore material even as they begin. You will find the children crying because they have to go to school.

Mr. Deputy Speaker, Sir, the notion of the ECDE level is a notion of an education that should be enjoyable so that this child can go to school and enjoy the experience. We are talking about the best model classroom that will be created so that the child can go into it and enjoy themselves. They will have stools that are at their level, a secure environment that they can enjoy, management that understands them and material that has been put in such a way that they can enjoy their educational experience. In many cases, especially in the realm where there has not been control in terms of early childhood education, we find people even starting schools in a house. This is done without some sort of structure, coordination, management or even a standard about what really constitutes an educational centre.

This Bill generally starts by setting out specific objectives. The overview is to ensure that this level of education is well managed. The understanding is that if it is not well managed at this particular point, then we are creating a situation for a child who will not do their best. Indeed, in many developed countries, they have reached a point where the focus now is not on university education any more, but on ECDE because this is the critical point.

Mr. Deputy Speaker, Sir, this Bill provides a framework for the establishment of a comprehensive ECDE, putting into place all the critical issues to ensure that this level of education is well managed. It also seeks to provide and establish infrastructure necessary

for support of provision of quality education. It is the quality education that is key. For example, what are the provisions that should be in place? These children should be in a secure environment where they can play because they are still children.

At three to six years, people still want to think about an imaginative way of handling these children so that they are happy. There is an ECDE centre that started recently in Kiembeni area. Swings were put on the field. Some neighbours and the children who went there found it so interesting. You pull them in because of a playground that is cheery and active, with all the lovely colours. The children will learn, do a good job on that learning and get a basis of that learning.

Mr. Deputy Speaker, Sir, I cannot even overemphasize that once we get it right at this level, we get it right forever. In the delivery of quality ECDE, where should these centres be, who will control them to ensure that they are well run? Registration of these centres is dealt with in this Bill so that we have registration centres and a process for their registration where we give them accreditation.

We will also look at the curriculum; what is going on and what should be taught and how to evaluate the centres. At this level, we do not really give examinations, but we need to have a sense in which we can gauge. Indeed, the whole idea is to ensure that at this level, we have a free pre-primary education so that every child gets a chance to go to school.

Mr. Deputy Speaker, Sir, in many communities, you will find children with disabilities locked up in houses. Sometimes it is not because the parents do not really want them to have an education, but mainly because of mobility for the children to find a way to go to school. We are making it a responsibility for the ECDE centres and the counties to make it their business to understand who other children are, do some sort of mapping within the counties and ensure that all these children can enjoy their education from a cultural and linguistic perspective.

In this regard, we have had various discussions even with members in the Ministry of Education Science and Technology. The main point of discussion has been the idea of using mother tongue at that early level. These are children who are coming from home and they should be able to express themselves. The linguistic and cultural environment are very critical so that children do not go to school and find themselves in a completely new environment and they are unable to follow through and give various expectations.

Mr. Deputy Speaker, Sir, in Clause 3 of the Bill, there is need for the national Government, county governments, private sector and stakeholders to all come together to ensure that the specifications for ECDE are put into place. There are certain guiding principles starting from Clause 4, which I will mention very briefly for example, the right to free and compulsory education. I know in advanced economies, there is free education right from pre-primary up to the university; that is up to age 16. Through these stages, the Government will be in charge and pay for all the necessary charges.

The other important principle is having a holistic approach to education so as to encompass the cultural, social and economic aspects. That way, you put a model into place right from the beginning; that will contextualize this education in a manner that is going to be very useful. It is also very important in a devolved system because at the

university level, we are talking about counties beginning to move from general to more specific education. For example, universities in Kericho County can emphasize on tea production and processing. Those counties at the coast can emphasize on marine science. This can be inculcated right from the beginning. That way, we can have a more directed educational goal for the various students.

There is also need to ensure and recognize parents and families who will be the primary care givers. We need also to recognise the role of the community. We, as a committee, when we went to the various counties, we talked to members of the Parents Teachers Associations (PTAs). They wanted to understand what role they will play in this programme. We were also talking about feeding programmes so that parents can still be engaged. They can decide how they we will feed the children. We must ensure that they are safe and their nutritional needs are taken care of.

Mr. Deputy Speaker, Sir, more important is the values of equality, equity and non discrimination, especially in early childhood education. Children in all categories should be catered for so that there is no discrimination based on ethnicity. We should have specific centres targeting specific groups or children from particular religious backgrounds. The curriculum should not be based on any religion. We should have a curriculum that is holistic and non-discriminatory. Children should be left to grow, based on family values and not driven by a particular agenda.

More important is the principle of accountability through appropriate developmental methods, for example, where you have children being gauged in terms of their development and what they are doing from the early stages. At the end of the day, a child will be tested on cognitive skills, sensory motor qualities, reading abilities, *et cetera*. I have been to a school where there is a card that is given to parents at the end of the day that details what the child was able to do for that day. That kind of record keeping is very important.

Part II addresses the right to early childhood education. This is a right for everybody and it ensures availability and accessibility of early childhood centres. This will be a responsibility for county governments. The only question of concern that arose in the committee is that in many schools where there has not been an ECD centre, we find a situation where there is a primary school well structured. However, the idea of coming up with another ECD centre within it becomes difficult because the focus then is on the primary and the whole issue of who will manage it.

If you are going to have PTAs on board, are you going to split them so that we have one at the primary level and another at the secondary level? The advice we gave to the various schools is that, at the end of the day, there must not be a situation where the ECD is actually whitewashed by the primary level. We went to counties where we have the ECD centres away from the primary schools. We looked at that specific centre in trying to gauge their needs.

Mr. Deputy Speaker, Sir, there are also various obligations that the county is given in this particular Bill. Clause 6 deals with how counties are going to ensure that this right is kept into place. Each county government will have certain basic principles to be put into place to ensure free and compulsory early childhood education. They will also

have to formulate programmes and plans to ensure that these policies are put into place. They will be obligated to buy the necessary infrastructure and funds.

The issue of funds was also very critical. When we went round the various counties, in some of them, they said that sometimes there is a lot of demand from the primary schools. Some of the money meant for ECD is actually shared out. The money that has been allocated to ECD must be used within that particular county so that the administration of early childhood education centres is not interfered with. The county obligations make it necessary for the county governments to be responsible because this is their duty. Counties should ensure that there is no sense of marginalisation so that vulnerable and disadvantaged groups are taken into consideration.

Mr. Deputy Speaker, Sir, Clauses 7, 8 and 9 deal with duties of parents. This is very critical because, at the end of the day, parents must take their children to school. Clause 7 is very important because a fine is put in place. That is one of the strengths of the Bill. This is because there are parents who, for one reason or another, may not take their children to school. A fine not exceeding Kshs100,000 has been put for a parent who does not take his or her child to school. If there is a specific problem with the child, he or she should be examined and vetted to qualify as one who cannot go to school. Otherwise, the penalty is applicable.

There are also duties of the principal; what the principal should do to ensure that a school runs well. For example, they need to submit a report about a child to the County Education Board. They also need to issue a written notice to the parent of the child requiring the child to comply with the provisions of the Act. Where a child cannot go to school, it should be a question of following through to make sure that all these provisions are put into place. If there is a reason a child cannot go to school, it has to be articulated and put across very clearly and discussed.

Clause 9 deals with children with special needs, specifically. I have already touched on that. I will look at one aspect which is important; training teachers so that they can handle children with special needs. Most of the times in various institutions, there are children with special needs, but nobody understands them. You may find a child who is blind or deaf and the teacher struggles to shout asking if the child can hear whatever they are saying. Of course, the child cannot hear the teacher. That is why he or she cannot respond to the teacher's question. Therefore, there should be specialised training within the ECDE centres to equip teachers well so that they can deal with children effectively.

Clauses 10 and 11 deal with registration of the ECDE centres which are very important. In these Clauses, the County Education Board has to keep a record of all education centres; the number of education centres and their accreditation to ensure that at any time they are registered and known. The idea of registration and specifications for registration is very key. The accreditation process is also very key. It is clearly outlined on how exactly they will push to ensure that, that happens.

Mr. Deputy Speaker, Sir, the process has not just been left at that. Finally, even after registration for a particular centre has been done, it must have a certificate of registration. The certificate must be displayed clearly.

There is also a specification need for a public health and sanitary inspection report. You cannot have children sometimes in squalor situations where they get sick because of drinking dirty water yet parents took them to school and paid a lot of money. The reason for the strictness in the registration is that it has, over time, been known that certain people have made this a business. Therefore, you will find people who begin the ECDE centres without the necessary infrastructure and finances needed to make sure that the centres are run well. That creates a problem.

There is also need for certified copies of professional and academic certificates of teachers and principals. This is just to ensure that all areas of a child's education are managed well so that nothing is left to chance. There should not be a situation where a child goes to school, but does not learn anything important or goes back home without understanding what the teacher taught.

Mr. Deputy Speaker, Sir, the criteria are hinged on certain specific things which are very important and I need to stress on that. For example, the premises must meet the requirements that have been indicated in Clause 20. There should be enough room for playing, enough air, no tall buildings nearby and sanitary facilities and running water should be available. All these have been specified.

Mr. Deputy Speaker, Sir, the reason for very specific indications being given is that, before an inspection is done, people present situations that do not fit specifications yet they are allowed to go on and put up education institutions. They claim to have been running an institution for the last five years and claim that they are in a position to continue doing so.

One of the issues that we discussed at length in the committee was about what happens to institutions already running, but they do not, for one reason or another, meet the specifications that have been given. Such institutions will be re-inspected. If they are not fit, according to the regulations, they will be allowed time to make adjustments in order to meet the regulations. Once they fit into the regulations, then they are going to be accredited. However, they are not going to be given accreditation forever. Initially it is going to be for six months. After six months, there will be an evaluation where, again, inspectors will come back and look at the centres to ensure that everything is running well. So, the issue of premises and capacity to provide care for the children and ensure that they have qualified staff becomes a very critical area in this particular Bill.

Indeed, if need be, there is a provision in Clause 25 for the cancellation of registration. When this Bill is enacted, we have centres that already exist. There are those which will be given a chance to comply and those which will completely be unsalvageable because of the situation. Such premises will actually have their certificates cancelled. But for those that will not have their certificates cancelled, because there are certain areas where they can make changes, they will be given a chance to continue with their services.

It is also important to note that the reason for this is that there have been serious criminal activities, for example, even within the educational centres. Especially now in the age terrorism, we have an educational centre that is being used to store guns or ammunition. This exposes children to danger. So, all these provisions will ensure that the safety of the child is given first consideration.

Mr. Deputy Speaker, Sir, the various categories for the educational centres are very important. The Bill provides a way to indicate how one can move from one to the other. Specifically, we have categorized this into two. We have private education centres that are owned and operated by private persons. Then we have sponsored public education centres that are actually going to be run by the public. Provision, therefore, is going to be given to exactly how one can convert. For example, one cannot convert from a public education centre to a private education centre. But one can convert from a private to a public centre. The Cabinet Secretary in Clause 27(3), in consultation with the county board, is the one who will make the necessary regulations that will allow the change, specifically from public to private centre.

Mr. Deputy Speaker, Sir, we have a clause that deals with the management of ECD education centres and how they are going to be run. Clause 29 sets a board of management. That is very important. The nature and distribution of this board will ensure that it can execute its mandate. It has one representative of the teaching staff, two providers of ECD; one public officer nominated by the county and others. This indicates the sort of level of professionalism and, indeed, knowledge that the board can bring into running the specific schools.

Of course, the functions will also include mobilizing the parents, local communities and initiatives within the communities to ensure that everything is run well and appropriately, together with the parents and teachers association, in Clause 33, that will also work as a subsidiary body. Whenever the board recommends, then the parents and teachers association will be aware of this.

Mr. Deputy Speaker, Sir, again, the parents and teachers association has not been left without a clear mandate. Clause 33(2) deals with exactly what they are meant to do in detail, including maintaining good working relationship between teachers and parents, promoting quality care, nutritional and health status of the children, among other responsibilities. The reason we have a board, parents and teachers association and various principals and teachers who have to be trained is to ensure that everything will run smoothly, for the child to get an education that will be worthwhile.

Since governance sometimes is a tricky area, we have also decided in this Bill to have an annual report that has to be given specifically on governance. Every public education centre shall have to submit this particular report to the county education board. That will be a compilation of the various schools and how they have been able to manage within a specific time. Therefore, they can talk about the problems that they have had and how they can solve them.

Very critical also are the sort of teachers who will run the ECD centres. It is so sad that over and over again---

The Deputy Speaker (Sen. Kembi-Gitura): Order! Sen. (Dr.) Zani, you will have 35 minutes to move the Bill, when it is prioritized again for resumption of debate.

ADJOURNMENT

The Deputy Speaker (Sen. Kembi-Gitura): Hon. Senators, it is now time to interrupt the business of the Senate. The House, therefore, stands adjourned until tomorrow, Thursday 25th June, 2015, at 2.30 p.m.

The Senate rose at 6.30 p.m.