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CORRIGENDA

IN Gazette Notice No. 5200 of 2014, *amend* the petitioner's name printed as "Rose Mutike Jaleka" to read "Agnes Mutike Jaleka".

IN Gazette Notice No. 330 of 2006, *amend* the petitioner's name printed as "Muchocha Njoroge" to read "Muchucha Njoroge".

IN Gazette Notice No. 5584 of 2013, *amend* the petitioner's name printed as "Daniel Kibugu Mutahi" to read "Francis Mukono Kiruthu".

IN Gazette Notice No. 14921 of 2013, *amend* the expression printed as "Succession Cause No. 6 of 2013" to read "Succession Cause No. 6 of 2012".

IN Gazette Notice No. 3629 of 2014, *amend* the title No. printed as "Githunguri/Githiga/1903" to read "Komothai/Gathugu/1903".

GAZETTE NOTICE NO. 5710

THE CONSTITUTION OF KENYA

THE POWER OF MERCY ACT

(No. 21 of 2011)

APPOINTMENT

IN EXERCISE of the powers conferred by section 16 (2) of the Power of Mercy Act, I, Uhuru Kenyatta, President and Commander-in-Chief of the Defence Forces of the Republic of Kenya, appoint—

KAGIKA MICHAEL ALFRED

to be the Secretary to the Power of Mercy Advisory Committee.

Dated the 20th August, 2014.

UHURU KENYATTA,
President.

GAZETTE NOTICE NO. 5711

THE INDUSTRIAL COURT ACT

(No. 20 of 2011)

APPOINTMENT

IN EXERCISE of the powers conferred by section 24 (b) of the Industrial Court Act, 2011, the Chief Justice appoints the following members of the Employment and Labour Relations Rules Committee for a period of five (5) years with effect from 15th August, 2014:

Lady Justice Hellen Wasilwa—Judge of the Industrial Court.
Wangalwa Oundo—Advocate.
Catherine Omweno—Public Service Commission.
Gladwell Mumia—Federation of Kenya Employers.
George Masese—Federation of Kenya Employers.
Isiah M. Kubai—Central Organization of Trade Unions.
Jennifer Wanjiru Macharia—Central Organization of Trade Unions.
Lucy Kambuni—Office of the Attorney-General.
Florence M Mwangangi—Chief Justice's Nominee.
Hon. Justice George Odunga—Chief Justice's Nominee.

In Accordance with section 24 (a) and section 26 of the Industrial Court Act, 2011, the Principal Judge of the Industrial Court:

Justice Mathew Nduma Nderi, shall be the Chairperson of the Committee; and
Kennedy Kandet, Registrar of the Industrial Court, shall be the Secretary to the Committee.

All previous appointments to the committee are revoked and replaced accordingly.

Dated the 14th August, 2014.

WILLY MUTUNGA,
Chief Justice and President, Supreme Court of Kenya.

GAZETTE NOTICE NO. 5712

TASKFORCE ON SENTENCING

APPOINTMENT

IT IS notified for the general information of the public that the Chief Justice has appointed a sentencing taskforce consisting of the following—

Justice Mboghli Msagha—Judiciary—(Chairperson).
Sarah Kinyanjui (Dr.)—UoN, Mombasa Campus—(Vice Chairperson).

Members:

Deputy Chief Justice, Lady Justice Kalpana Rawal—Judiciary.
Patrick Kiage—Judiciary.
Lady Justice Jessie Lessit—Judiciary.
Justice Fred Ochieng—Judiciary.
Justice Joel Ngugi—Judiciary Training Institute.
Charles Mbogo—Judiciary.
Tripsisa Wamae—Judiciary.
Njeri Thuku—Judiciary Training Institute.
Abdul Omar—Office of the Chief Justice.
Fred Musyimi—Probation and After Care Services.
Vincent Monda—Office of the Director of Public Prosecution.
Robert Kaei—Kenya Prison Service.
Samuel Nyabengi—National Police Service.
Katra Sambili—National Council on the Administration of Justice.
Janet Munywoki—Legal Resources Foundation.
Felix Kyalo—International Development Law Organization.
Jeptum Bargoria—United Nations Office on Drugs and Crime.
Christine Ochieng—Federation of Women Lawyers in Kenya.
Timothy Bryant—Christian Legal Education Aid and Research.
Ian Maina—Law Society of Kenya.
Vincent Chahale—Commission on the Administration of Justice.

Secretariat:

The Judiciary Training Institute shall provide secretariat services for the task force.

Terms of Reference:

1. The terms of reference of the taskforce are to—
 - (a) Review past sentencing patterns, policies and outcomes.
 - (b) Report on how to reduce unwarranted disparity, increase certainty and uniformity; and promote proportionality in sentencing.
 - (c) Create a roll out plan for suggested interventions; including educating and engaging members of the public and other stakeholders on the sentencing system and its effectiveness.
2. In the performance of its functions, the Taskforce—
 - (a) shall hold such number of meetings in such places and at such times as the taskforce shall, in consultation with the Chief Justice, consider necessary for the proper discharge of its functions;
 - (b) may use official reports of any previous studies, policies and legislation relevant to its mandate;
 - (c) shall conduct public hearings and open forums and receive views from members of the public and receive oral and written submissions from any person with relevant information; and
 - (d) may carry out or cause to be carried out such studies or researches as may inform the taskforce on its mandate.
3. The taskforce shall regulate its own processes and procedure.
4. The taskforce shall prepare and submit to the Chief Justice, its work plan and progress report within three months of its appointment.

Gazette Notice 4087 of 16th June, 2014 is hereby revoked and replaced accordingly.

Dated the 14th August, 2014.

WILLY MUTUNGA,
Chief Justice and President, Supreme Court of Kenya.

GAZETTE NOTICE NO. 5713

THE CONSTITUTION OF KENYA
THE COUNTY GOVERNMENTS ACT
(No. 17 of 2012)

THE SENATE STANDING ORDERS

RESULT OF THE VOTE OF THE SENATE ON THE PROPOSED REMOVAL
FROM OFFICE OF THE DEPUTY GOVERNOR OF MACHAKOS COUNTY

IT IS notified for the information of the general public:

THAT pursuant to Article 181 of the Constitution and section 33 of the County Governments Act, 2012, on 23rd July, 2014 the County Assembly of Machakos approved a Motion "to remove from office, by impeachment," Mr. Bernard Kiala, the Deputy Governor of Machakos County;

And that by a letter dated 24th July, 2014 (Ref: MKSCA/ADM/IMPDG/Vol.1/6) and received in the Office of the Speaker of the Senate on 25th July, 2014, the Speaker of the County Assembly of Machakos informed the Speaker of the Senate of the approval of the Motion by the County Assembly and further forwarded to the Speaker of the Senate documents in evidence of the proceedings of the Assembly;

And further that pursuant to section 33 (3) (b) of the County Governments Act, 2012 and standing order 68 (1) (b) of the Senate Standing Orders, the Senate, by resolution on Tuesday, 5th August, 2014 appointed a Special Committee comprising eleven of its members to investigate the matter of the proposed removal from office of the Deputy Governor of Machakos County and to report to the Senate within ten days of its appointment on whether it finds the Particulars of the Allegations to have been substantiated;

And that pursuant to section 33 (4) of the County Governments Act, 2012 and standing order 68 (2) of the Senate Standing Orders, the Special Committee investigated the matter and tabled its Report in the Senate on Friday, 15th August, 2014;

And that pursuant to sections 33 (4) and 33 (6) (b) of the County Governments Act, 2012 and standing orders 68 (2) and 68 (4) (b) of the Senate Standing Orders, the Special Committee reported that it found the following Particulars of the Allegations against Mr. Bernard Kiala, the Deputy Governor of Machakos County had been substantiated, namely—

(a) gross violation of the National Cohesion and Integration Act, 2008; and

(b) abuse of office.

And That pursuant to section 33 (6) (b) of the County Governments Act and standing orders 68 (4) (b) of the Senate Standing Orders, the Senate, after according the Deputy Governor of Machakos County an opportunity to be heard, did on Friday, 15th August, 2014 vote on the impeachment charges and the vote failed to result in the removal of the Deputy Governor of Machakos County.

Dated the 18th August, 2014.

KEMBI GITURA,
Deputy Speaker of the Senate.

GAZETTE NOTICE NO. 5714

THE COUNTY GOVERNMENTS ACT
(No. 17 of 2012)

THE COUNTY ASSEMBLY OF KWALE
SPECIAL SITTING OF THE ASSEMBLY

PURSUANT to Standing Orders of the County Assembly of Kwale, it is notified for the information of Members of the County Assembly of Kwale that a Special Sitting of the Assembly shall be held in the County Assembly Chamber in the County Assembly Buildings, Kwale, on Friday 22nd August, 2014 at 2.30 p.m. for purposes of vetting and approval of the members Kwale County Land Management Board appointed by the National Land Commission.

Dated the 18th August, 2014.

MR/5692471
D. M. MUTUI,
Clerk, County Assembly of Kwale.

MR/5692471

Clerk, County Assembly of Kwale.

MR/5692471

Clerk, County Assembly of Kwale.

GAZETTE NOTICE NO. 5715

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS (1) George Njugi Kabiru, (2) Michael Njenga Kabiru, (3) Charles Mburu Kabiru and (4) Anthony Njoroge Kabiru, as administrators of the estate of Justin Kabiru Muthoni (deceased), all of P.O. Box 9798, Nakuru in the Republic of Kenya, are registered as proprietors lessees of that piece of land known as L.R. No. 12250/86, situate in Nakuru Municipality, Nakuru District, by virtue of a certificate of title registered as I.R. 33141/1, and whereas sufficient evidence has been adduced to show that the said certificate of title has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692191
B. F. ATIENO,
Registrar of Titles, Nairobi.

GAZETTE NOTICE NO. 5716

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS George Njoroge Wambugu, of P.O. Box 58312, Nairobi in the Republic of Kenya, is registered as proprietor lessee of all that piece of land known as L.R. No. 12715/2250, situate north west of Mavoko Municipality in Machakos District, by virtue of a certificate of title registered as I.R. 95180/1, and whereas sufficient evidence has been adduced to show that the said certificate of title has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692122
B. F. ATIENO,
Registrar of Titles, Nairobi.

GAZETTE NOTICE NO. 5717

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF CERTIFICATE OF LEASE

WHEREAS Joseph Kinuthia, of P.O. Box 23392, Nairobi in the Republic of Kenya, is registered as proprietor in leasehold interest of that piece of land containing 0.11 hectare or thereabouts, situate in the district of Nairobi, registered under title No. Dagoretti/Kangemi/662, and whereas sufficient evidence has been adduced to show that the said certificate of lease has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new certificate of lease provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692291
B. K. LEITICH,
Land Registrar, Nairobi.

GAZETTE NOTICE NO. 5718

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF CERTIFICATE OF LEASE

WHEREAS Luis Gonzaga Menezes, of P.O. Box 341-40100, Kisumu in the Republic of Kenya, is registered as proprietor in leasehold interest of that piece of land containing 0.25 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu Municipality/Block 11/10, and whereas sufficient evidence has been adduced to show that the said certificate of lease has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new certificate of lease provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692173

GAZETTE NOTICE NO. 5719

I. N. NJIRU,

Land Registrar, Kisumu.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF DUPLICATE CERTIFICATE OF LEASE

WHEREAS Public Trustee, as personal representative of Kungu Karumba (deceased), of P.O. Box 30031, Nairobi in the Republic of Kenya, is registered as proprietor in leasehold interest of that piece of land containing 0.0303 hectare or thereabouts, situate in the district of Nairobi, registered under title No. Dagoretti/Karandini/59, and whereas sufficient evidence has been adduced to show that the said certificate of lease has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new certificate of lease provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692190

B. K. LEITICH,

Land Registrar, Nairobi.

GAZETTE NOTICE NO. 5720

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Solomon Otieno Nyalwanda, of P.O. Box 87, Paw Akuche in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.12 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kanyawegi/6998, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692173

I. N. NJIRU,

Land Registrar, Kisumu District.

GAZETTE NOTICE NO. 5721

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS John Olago Aluoch, of P.O. Box 2194, Kisumu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.49 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kanyakwar 'B'/347, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692334

I. N. NJIRU,

Land Registrar, Kisumu District.

GAZETTE NOTICE NO. 5722

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Oduor Ogoma Omondi, of P.O. Box 5472-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.22 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kogony/44, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692173

GAZETTE NOTICE NO. 5723

I. N. NJIRU,

Land Registrar, Kisumu District.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Jackson Oleche Otamo, of P.O. Box 25106-40100, Kisumu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.7 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kanyawegi/598, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692181

I. N. NJIRU,

Land Registrar, Kisumu District.

GAZETTE NOTICE NO. 5724

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Susan Anyango Schafer, of P.O. Box 1398-40100, Kisumu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.20 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Konya/3310, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692181

I. N. NJIRU,

Land Registrar, Kisumu District.

GAZETTE NOTICE NO. 5725

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Booker Gila Mito, of P.O. Box 2401, Kisumu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.37 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kasule/3137, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692102

I. N. NJIRU,

Land Registrar, Kisumu District.

GAZETTE NOTICE NO. 5726

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS John Oguk Aila, of P.O. Box 37, Maseno in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.6 hectares or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kolunje/710, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692181

GAZETTE NOTICE No. 5727

I. N. NJIRU,

Land Registrar, Kisumu District.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Alice Auma Ambiyi, of P.O. Box 412-40100, Ahero in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.15 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kogony/5431, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692181

I. N. NJIRU,

Land Registrar, Kisumu District.

GAZETTE NOTICE No. 5728

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Bitalis Olilo Obiero, of P.O. Box 50, Daraja Mbili in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.18 hectare or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kadongo/1435, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692102

I. N. NJIRU,

Land Registrar, Kisumu East/West Districts.

GAZETTE NOTICE No. 5729

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Joel Kipkurui Koske (ID/2322365), of P.O. Box 62, Rongai in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.045 hectare or thereabouts, situate in the district of Nakuru, registered under title No. Rongai/Rongai Block 2/106, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692194

M. SUNGU,

Land Registrar, Nakuru District.

GAZETTE NOTICE No. 5730

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Ruth Chepnetich Murwanjogo (ID/2359160), is registered as proprietor in absolute ownership interest of that piece of land containing 0.0840 hectare or thereabouts, situate in the district of Nakuru, registered under title No. Shawa/Gicheha Block 5/685 (Ex-Margaret), and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692307

GAZETTE NOTICE No. 5731

M. SUNGU,

Land Registrar, Nakuru District.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Kimemia N. Joseph (ID/1107311), of P.O. Box 142, Nakuru in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.65 hectare or thereabouts, situate in the district of Nakuru, registered under title No. Bahati/Kabatini Block 1/375, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692494

M. SUNGU,

Land Registrar, Nakuru District.

GAZETTE NOTICE No. 5732

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS (1) John N. Ireri (ID/3525757), (2) Ephantus Njeru Gatumu (ID/5097566) and (3) Shadrack N. John (ID/5097207), all of P.O. Box 70, Manyatta in the Republic of Kenya, are registered as proprietors in absolute ownership interest of that piece of land containing 0.55 hectare or thereabouts, situate in the district of Embu, registered under title No. Gaturi/Nembure/9261, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692273

M. W. KARIUKI,

Land Registrar, Embu District.

GAZETTE NOTICE No. 5733

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Daniel Muriithi Ireri (ID/5772069), of P.O. Box 37, Runyenjes in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.72 hectare or thereabouts, situate in the district of Embu, registered under title No. Gaturi/Githimu/8175, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692125

E. W. GAKUYA,

Land Registrar, Embu District.

GAZETTE NOTICE No. 5734

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Christopher Onchaga Ngoko (ID/1592437), of P.O. Box 855, Kisii in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land situate in the district of Kisii Central, registered under title No. West Kitutu/Bomatara/1339, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692150
GAZETTE NOTICE No. 5735S. R. KAMBAGA,
*Land Registrar, Kisii District.*THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Mariah Mosoti (ID/4111215), of P.O. Box 590, Kisii in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land situate in the district of Kisii Central, registered under title No. West Kitutu/Bomatara/3794, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692302
*S. R. KAMBAGA,
Land Registrar, Kisii District.*

GAZETTE NOTICE No. 5736

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Jacob Shisoka Andabushi, is registered as proprietor in absolute ownership interest of that piece of land containing 10.7 hectares or thereabouts, situate in the district of Kakamega, registered under title No. Butotso/Esameyia/1940, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof have been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692279
*M. J. BOOR,
Land Registrar, Kakamega District.*

GAZETTE NOTICE No. 5737

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Vincent Juma Wesonga, is registered as proprietor in absolute ownership interest of that piece of land containing 0.8 hectare or thereabouts, situate in the district of Kakamega, registered under title No. E/Wanga/Malaha/1364, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof have been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692384
*J. M. FUNDIA,
Land Registrar, Kakamega District.*

GAZETTE NOTICE No. 5738

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Peter Kamatepon Menach (ID/4090595/65), of P.O. Box 6, Kapenguria in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 30.0 hectares or thereabouts, situate in the district of Trans Nzoia, registered under title No. West Pokot/Keringet 'A'/200, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692289
GAZETTE NOTICE No. 5739A. KAVEHI,
*Land Registrar, Kitale.*THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Henry Kigen Kitiliti (ID/4548121), of P.O. Box 2029, Kitale in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 2.029 hectares or thereabouts, situate in the district of Trans Nzoia, registered under title No. Kwanza/Namanjalala Block 4/Kapsitwet/9, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692137
*A. KAVEHI,
Land Registrar, Kitale.*

GAZETTE NOTICE No. 5740

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Stanley Lutorobwe Teko, of P.O. Box 178-50205, Webuye in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.32 hectare or thereabouts, situate in the district of Kakamega, registered under title No. Kakamega/Surungai/470, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof have been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692114
*M. J. BOOR,
Land Registrar, Kakamega District.*

GAZETTE NOTICE No. 5741

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Jane Wambura Bisley, of P.O. Box 62042-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.8094 hectare or thereabouts, situate in the district of Machakos, registered under title No. Mavoko/Town Block 3/17431, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692152
*G. M. NJORGE,
Land Registrar, Machakos District.*

GAZETTE NOTICE No. 5742

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Geoffrey Chianda Bisley, of P.O. Box 62042-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.7975 hectare or thereabouts, situate in the district of Machakos, registered under title No. Mavoko/Town Block 3/22199, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692152

GAZETTE NOTICE No. 5743

G. M. NJOROGI,

Land Registrar, Machakos District.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Joyce Emmy Bisley, of P.O. Box 62042-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.3839 hectare or thereabouts, situate in the district of Machakos, registered under title No. Mavoko/Town Block 3/22201, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692152

G. M. NJOROGI,

Land Registrar, Machakos District.

GAZETTE NOTICE No. 5744

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Vivien Kamoni Bisley, of P.O. Box 62042-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.3839 hectare or thereabouts, situate in the district of Machakos, registered under title No. Mavoko/Town Block 3/22198, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692152

G. M. NJOROGI,

Land Registrar, Machakos District.

GAZETTE NOTICE No. 5745

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Catherine Bernard Chui, of P.O. Box 73425-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.30 hectare or thereabouts, situate in the district of Machakos, registered under title No. Mavoko/Town Block 2/1673, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692184

G. M. NJOROGI,

Land Registrar, Machakos District.

GAZETTE NOTICE No. 5746

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Paul Ngugi Macharia (ID/18636675), of P.O. Box 4654, Thika in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.891 hectare or thereabouts, situate in the district of Thika, registered under title No. Juja/Juja East Block 1/395, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692116

GAZETTE NOTICE No. 5747

S. W. KARIUKI,

Land Registrar, Thika District.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Stephen Mugo Kimani (ID/2929326), of P.O. Box 3049, Thika in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.3982 hectare or thereabouts, situate in the district of Thika, registered under title No. Ruiru/East Block 3/2304, and whereas sufficient evidence have been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692423

F. M. NYAKUNDI,

Land Registrar, Thika District.

GAZETTE NOTICE No. 5748

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Johnson Kareri Gachingu (ID/4828971), is registered as proprietor in absolute ownership interest of that piece of land containing 0.046 hectare or thereabouts, situate in the district of Kiambu, registered under title No. Kiambaa/Kihara/5391, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692255

W. N. MUGURO,

Land Registrar, Kiambu District.

GAZETTE NOTICE No. 5749

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW CERTIFICATE OF LEASE

WHEREAS Jackson Munyua Njoroge (ID/4853581), of P.O. Box 14216-00800, Nairobi in the Republic of Kenya, is registered as proprietor in leasehold ownership interest of that piece of land containing 0.015 hectare or thereabouts, situate in the district of Kiambu, registered under title No. Muguga/Kanyariri/411/9, and whereas sufficient evidence has been adduced to show that the certificate of lease issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new certificate of lease provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692318

W. N. MUGURO,

Land Registrar, Kiambu District.

GAZETTE NOTICE No. 5750

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Peter Mbugua Ngugi (ID/9376065), of P.O. Box 89-00902, Kikuyu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.072 hectare or thereabouts, situate in the district of Kiambu, registered under title No. Dagoretti/Kinoo/3185, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692253

GAZETTE NOTICE No. 5751

K. G. NDEGWA,
Land Registrar, Kiambu District.

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Erastus Kimani Mungai (ID/13277606), of P.O. Box 1712-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.088 hectare or thereabouts, situate in the district of Kiambu, registered under title No. Dagoretti/Kinoo/T. 48, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692146

I. N. KAMAU,
Land Registrar, Kiambu District.

GAZETTE NOTICE No. 5752

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS John Kariuki Macharia (ID/9945178), of P.O. Box 48473-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.30 hectare or thereabouts, situate in the district of Murang'a, registered under title No. LOC. 14/Kairo/2766, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692111

M. W. KAMAU,
Land Registrar, Murang'a District.

GAZETTE NOTICE No. 5753

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Margaret Nyambura (ID/1182630), of Kandara in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.2023 hectare or thereabouts, situate in the district of Murang'a, registered under title No. Mitubiri/Wempa Block 2/1840, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692312

N. N. NJENGA,
Land Registrar, Murang'a District.

GAZETTE NOTICE No. 5754

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Samuel Kamanga William (ID/3733137), of P.O. Box 138, Kangari in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.2 hectares or thereabouts, situate in the district of Murang'a, registered under title No. Loc. 3/Githumu/400, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692304

GAZETTE NOTICE No. 5755

N. N. NJENGA,
Land Registrar, Murang'a District.

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Hiram Mwangi Wagura (ID/7191463), of P.O. Box 147, Thika in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.2023 hectare or thereabouts, situate in the district of Murang'a, registered under title No. Mitubiri/Wempa Block II/2647, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692141

N. N. NJENGA,
Land Registrar, Murang'a District.

GAZETTE NOTICE No. 5756

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS (1) Keziah Njeri Muiruri and (2) Sabina Wanjiru, both of P.O. Box 1207-00621, Nairobi, are registered as proprietors in absolute ownership interest of that piece of land containing 0.81 hectare or thereabouts, situate in the district of Murang'a, registered under title No. Loc. 5/Mariaini/318, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692477

N. N. NJENGA,
Land Registrar, Murang'a District.

GAZETTE NOTICE No. 5757

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Eliezer Warui Kamau, of P.O. Box 304, Naromoro in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.23 hectares or thereabouts, situate in the district of Nyeri, registered under title No. Naromoro/Naromoro Block 2 Aguthi/522, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692445

S. N. NDIRANGU,
Land Registrar, Nyeri District.

GAZETTE NOTICE No. 5758

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Francis Kagai Kiuthi (ID/0004042), of P.O. Box 435, Embu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.0408 hectare or thereabouts, situate in the district of Kirinyaga, registered under title No. Kutus/Township/118, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

C. W. NJAGI,
MR/5692322 *Land Registrar, Kirinyaga District.*
GAZETTE NOTICE No. 5759

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS (1) Fred Mbuthia Njoroge (ID/3641607) and (2) Daniel Kaminja Njoroge (ID/4434485), both of P.O. Box 79572-00200, Nairobi in the Republic of Kenya, are registered as proprietors in absolute ownership interest of that piece of land containing 2.16 hectares or thereabout, situate in the district of Naivasha, registered under title No. Naivasha/Maraigushu Block 9/212, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

J. M. MWAURA,
MR/5692189 *Land Registrar, Naivasha District.*

GAZETTE NOTICE No. 5760

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS (1) Agnes Wakonyo Miiigu (ID/4928788), (2) Ruhii Jacob Ngunyi (ID/10880338) and (3) Viginia Wanjiku Muchai (ID/3643171), all of P.O. Box 19, Sulmac in the Republic of Kenya, are registered as proprietors in absolute ownership interest of that piece of land containing 1.228 hectares or thereabout, situate in the district of Naivasha, registered under title No. Naivasha/Mwihiringiri Block 4/571, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

S. W. MUCHEMI,
MR/5692179 *Land Registrar, Naivasha District.*

GAZETTE NOTICE No. 5761

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Moses Mbirini Gateri, of P.O. Box 206, Kiganjo, Nyeri in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 4.01 hectares or thereabout, situate in the district of Kajiado, registered under title No. KJD/Kaputiei North/1827, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

P. A. MAKINI,
MR/5692271 *Land Registrar, Kajiado District.*

GAZETTE NOTICE No. 5762

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Zippy Mbatia (ID/13414493), of P.O. Box 4943-00100, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.088 hectare or thereabouts, situate in the district of Kajiado, registered under title No. Kajiado/Kitengela/13197, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

J. M. WAMBUA,
MR/5692115 *Land Registrar, Kajiado District.*
GAZETTE NOTICE No. 5763

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Zippy Mbatia (ID/13414493), of P.O. Box 4943-00100, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.088 hectare or thereabouts, situate in the district of Kajiado, registered under title No. Kajiado/Kitengela/13192, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

J. M. WAMBUA,
MR/5692115 *Land Registrar, Kajiado District.*

GAZETTE NOTICE No. 5764

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Kereto ole Miraa Parmoyo (ID/0793155), of P.O. Box 423, Kajiado in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 35.64 hectares or thereabout, situate in the district of Kajiado, registered under title No. Kajiado/Meto/494, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

A. N. NJOROGE,
MR/5748510 *Land Registrar, Kajiado District.*

GAZETTE NOTICE No. 5765

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS George Wathaka Kinuthia (ID/8574285), of P.O. Box 50000-00200, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 50.0 hectares or thereabout, situate in the district of Kajiado, registered under title No. Kajiado/Loodariak/715, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

G. W. MUMO,
MR/5692306 *Land Registrar, Kajiado North District.*

GAZETTE NOTICE No. 5766

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Susan Naisinya Kaaka (ID/21240615), of P.O. Box 57, Kwale in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.10 hectare or thereabouts, situate in the district of Kajiado North, registered under title No. Ngong/Ngong/24726, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692303 *R. K. KALAMA,*
Land Registrar, Kajiado North District.
GAZETTE NOTICE No. 5767

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Samuel Henia Mureithi (ID/4437415), of P.O. Box 139, Ngong Hills in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 2.43 hectares or thereabout, situate in the district of Kajiado North, registered under title No. Ngong/Ngong/900, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692144 *R. K. KALAMA,*
Land Registrar, Kajiado North District.

GAZETTE NOTICE No. 5768

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Joseph Njoroge Kamau (ID/22715449), of P.O. Box 161, Ngong Hills in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.04 hectare or thereabouts, situate in the district of Narok, registered under title No. Cismara/Olopito/1873, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692155 *P. M. MENGI,*
Land Registrar, Narok North/South Districts.

GAZETTE NOTICE No. 5769

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Rongumoi Tiliti Kurui, of P.O. Box 623, Eldama Ravine in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.05 hectare or thereabouts, situate in the district of Koibatek, registered under title No. Baringo/Perkerra 101/1109, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692277 *N. O. ODHIAMBO,*
Land Registrar, Koibatek/Mogotio Districts.

GAZETTE NOTICE No. 5770

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Patrick Ngugi Mwai (ID/0228520), of P.O. Box 325-00900, Kiambu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 44.38 hectares or thereabout, situate in the district of Nyandarua, registered under title No. Nyandarua/Ndaragwa/Urugu Block 1 (Subego)/34, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692164 *J. W. KARANJA,*
Land Registrar, Nyandarua/Samburu Districts.
GAZETTE NOTICE No. 5771

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Waithira Rugara Muriithi (ID/2955217), of P.O. Box 1257, Naivasha in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.55 hectares or thereabout, situate in the district of Nyandarua, registered under title No. Nyandarua/Ol Aragwai/6641, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692293 *J. W. KARANJA,*
Land Registrar, Nyandarua/Samburu Districts.

GAZETTE NOTICE No. 5772

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Steve Peter Kinyanjui Waithaka, of P.O. Box 1093, Nyahururu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.046 hectare or thereabouts, situate in the district of Laikipia, registered under title No. Laikipia/Nyahururu/2453, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692422 *B. W. MWAI,*
Land Registrar, Laikipia District.

GAZETTE NOTICE No. 5773

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Festus Njiru Nyaga (ID/9413209), is registered as proprietor in absolute ownership interest of that piece of land situate in the district of Mbeere, registered under title No. Evurone/Nthambu/800, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692172 *N. K. NYAGA,*
Land Registrar, Mbeere District.

GAZETTE NOTICE No. 5774

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Christine Nasirumbi Lukoba, is registered as proprietor in absolute ownership interest of that piece of land containing 0.095 hectare or thereabouts, situate in the district of Busia/Teso, registered under title No. Bukhayo/Matayos/1694, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

G. O. ONDIGO,
MR/5692290 *Land Registrar, Busia/Teso Districts.*
GAZETTE NOTICE No. 5775

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Raphael Okoth Omollo, of P.O. Box 760, Yala in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.0316 hectare or thereabouts, situate in the district of Busia/Teso, registered under title No. Busia Township/466, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

T. M. CHEPKWESI,
MR/5692249 *Land Registrar, Busia/Teso Districts.*

GAZETTE NOTICE No. 5776

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Benson Awiti Omondi, is registered as proprietor in absolute ownership interest of that piece of land containing 0.6 hectare or thereabouts, situate in the district of Siaya, registered under title No. Central Alego/Nyalgunga/1634, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

P. A. OWEYA,
MR/5692378 *Land Registrar, Siaya District.*

GAZETTE NOTICE No. 5777

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Belinda Leah Atieno Oduor, of Bondo in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.5 hectares or thereabouts, situate in the district of Bondo, registered under title No. East Asembo/Ramba/4905, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

G. M. MALUNDU,
MR/5692401 *Land Registrar, Bondo District.*

GAZETTE NOTICE No. 5778

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Richard Arina Maguke, of P.O. Box 25, Madiyan in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.4 hectares or thereabouts, situate in the district of Bondo, registered under title No. Uyoma/Naya/2831, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

G. M. MALUNDU,
MR/5692401 *Land Registrar, Bondo District.*
GAZETTE NOTICE No. 5779

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Philister Atieno Ooko, is registered as proprietor in absolute ownership interest of that piece of land containing 1.57 hectares or thereabouts, situate in the district of Busia, registered under title No. Marachi/Bumala/1185, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

G. O. ONDIGO,
MR/5692187 *Land Registrar, Busia District.*

GAZETTE NOTICE No. 5780

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS (1) Helida Onyango and (2) Thomas Chariga Onyango, both of Mbita in the Republic of Kenya, are registered as proprietors in absolute ownership interest of that piece of land containing 0.6 hectare or thereabouts, situate in the district of Homa-Bay, registered under title No. Gembe/W/Wasaki/1931, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

V. K. LAMU,
MR/5692105 *Land Registrar, Homa-Bay District.*

GAZETTE NOTICE No. 5781

THE LAND REGISTRATION ACT
(No. 3 of 2012)

ISSUE OF A NEW LAND TITLE DEED

WHEREAS Samwel Cherutich Chepkuiyeng, of P.O. Box 177, Kapsowar in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.06 hectares or thereabouts, situate in the district of Keiyo Marakwet, registered under title No. Elgeyo Marakwet/Kapsowar/2248, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new title deed provided that no objection has been received within that period.

Dated the 22nd August, 2014.

S. K. BAIYWO,
MR/5692399 *Land Registrar, Keiyo/Marakwet Districts.*

GAZETTE NOTICE No. 5782

THE LAND REGISTRATION ACT
(No. 3 of 2012)

RECONSTRUCTION OF LOST OR DESTROYED LAND REGISTER

WHEREAS Reedemed Christian Church of God, of P.O. Box 27583-00506, Nairobi in the Republic of Kenya, is registered as proprietor lessee of all that piece of land known as L.R. No. 209/6705/5, situate in the city of Nairobi, by virtue of a lease registered as I.R. 90000/1, and whereas the land register in respect thereof is lost or destroyed, and efforts made to locate the said land register have failed, notice is given that after the expiration of sixty (60) days from the date hereof, the property register shall be reconstructed under the provisions of section 33 (5) of the Act, provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692182

GAZETTE NOTICE No. 5783

W. M. MUGAI,
Land Registrar, Nairobi.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

RECONSTRUCTION OF LOST OR DESTROYED LAND REGISTER

WHEREAS (1) Mumeita ole Sokerte (ID/3929411) and (2) Nampaso Matilong Sokorte, both of P.O. Box 183, Kajiado in the Republic of Kenya, are registered as proprietors in absolute ownership interest of all that piece of land containing 6.07 hectares or thereabouts, known as Kajiado/Kipeto/1986, situate in district of Kajiado North, and whereas the land register in respect thereof is lost or destroyed, and efforts made to locate the said land register have failed, notice is given that after the expiration of sixty (60) days from the date hereof, the property register shall be reconstructed under the provisions of section 33 (5) of the Act, provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692167

R. K. KALAMA,
Land Registrar, Kajiado North District.

GAZETTE NOTICE No. 5784

THE LAND REGISTRATION ACT

(No. 3 of 2012)

RECONSTRUCTION OF LOST OR DESTROYED LAND REGISTER

WHEREAS (1) Peter Njuguna Njenga (ID/7251590) and (2) James Irura Kagwamba (ID/03479925), are registered as proprietors in absolute ownership interest of all that piece of land containing 0.81 hectare or thereabouts, known as Ngong/Ngong/15734, situate in district of Kajiado North, and whereas the land register in respect thereof is lost or destroyed, and efforts made to locate the said land register have failed, notice is given that after the expiration of sixty (60) days from the date hereof, the property register shall be reconstructed under the provisions of section 33 (5) of the Act, provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692468

R. K. KALAMA,
Land Registrar, Kajiado North District.

GAZETTE NOTICE No. 5785

THE LAND REGISTRATION ACT

(No. 3 of 2012)

RECONSTRUCTION OF LOST OR DESTROYED LAND REGISTER

WHEREAS Ernst Gerster, of P.O. Box 189, Watamu in the Republic of Kenya, is registered as proprietor in leasehold interest of all that piece of land containing 0.08 hectare or thereabouts, known as Kilifi/Jimba/555, situate in district of Malindi, and whereas both the green card and white card for that particular title cannot be traced, and whereas all efforts made to relocate both the green card and white card of the said title have failed, notice is given that after the expiration of sixty (60) days from the date hereof provided no valid objection has been received within that period, I intend to construct a new title register and proceed with the registration of the said parcel of land, and upon such registration the lost or misplaced title register shall be deemed as cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692495

J. T. BAO,
Land Registrar, Malindi District.

GAZETTE NOTICE No. 5786

THE LAND REGISTRATION ACT

(No. 3 of 2012)

OPENING OF A NEW REGISTER

WHEREAS Beth Wangari Ruhi (ID/12487600), of Nyandarua in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.028 hectare or thereabouts, situate in the district of Nyandarua, registered under title

No. NYA/Githioro/477, and whereas the first edition of the land register showing aforesaid ownership is lost, and whereas sufficient evidence has been adduced to show the said ownership and loss, notice is given that after the expiration of sixty (60) days from the date hereof, I shall open a new register provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692263

J. W. KARANJA,
Land Registrar, Nyandarua/Samburu Districts.

GAZETTE NOTICE No. 5787

THE LAND REGISTRATION ACT

(No. 3 of 2012)

OPENING OF A NEW REGISTER

WHEREAS Stanley Githegi Matu, of P.O. Box 649, Nyeri in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.86 hectare or thereabouts, situate in the district of Nyeri, registered under title No. Thegenge/Unjiru/1501, and whereas sufficient evidence has been adduced to show that the land register showing aforesaid ownership is lost, and whereas sufficient evidence has been adduced to show the said ownership and loss, notice is given that after the expiration of sixty (60) days from the date hereof, I shall open a new register provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692498

R. W. NGAANYI,
Land Registrar, Nyeri District.

GAZETTE NOTICE No. 5788

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW GREEN CARD

WHEREAS (1) Dominic Kola Okech and (2) Charles Otieno Okech, both of P.O. Box 82, Kombewa in the Republic of Kenya, are registered as proprietors in absolute ownership interest of that piece of land containing 6.3 hectares or thereabouts, situate in the district of Kisumu, registered under title No. Kisumu/Kombewa/1218, and whereas sufficient evidence has been adduced to show that the green card issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new green card provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692197

I. N. NJIRU,
Land Registrar, Kisumu District.

GAZETTE NOTICE No. 5789

THE LAND REGISTRATION ACT

(No. 3 of 2012)

ISSUE OF A NEW GREEN CARD

WHEREAS John Olago Aluoch, both of P.O. Box 2194, Kisumu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land situate in the district of Kisumu, registered under title No. Kisumu/Kanyakwar 'B'/347, and whereas sufficient evidence has been adduced to show that the green card issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new green card provided that no objection has been received within that period.

Dated the 22nd August, 2014.

MR/5692334

I. N. NJIRU,
Land Registrar, Kisumu District.

GAZETTE NOTICE No. 5790

THE LAND REGISTRATION ACT

(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Nairobi City Council, of P.O. Box 30075-00100 Nairobi in the Republic of Kenya, is the registered proprietor lessee of all that piece of land containing 10,000 hectares or thereabout, known as L.R. No. 36/VII/619, situate in the city of Nairobi in the Nairobi Area, held under a grant of title registered as I.R. 33892, and whereas the said Nairobi City Council has executed an instrument of lease in favour of Ephatus Wachira Ngochi, and whereas affidavits have been filled in terms of section 65 (1) (h) of the said Act declaring that the said grant registered as No. I.R. 33892/1, is not available for registration, notice is given that after fourteen (14) days from the date hereof, provided that no objection has been received within that period, I intend to dispense with the production of the said grant and proceed with the registration of the said instrument.

Dated the 22nd August, 2014.

MR/5692436

W. M. MUIGAI,
Registrar of Titles, Nairobi.

GAZETTE NOTICE NO. 5791

THE LAND REGISTRATION ACT

(No. 3 of 2012)

REGISTRATION OF INSTRUMENTS

WHEREAS Priscilla Jepkering Malel (deceased), is registered as proprietor of those pieces of land known as Pioneer/Langas Block 1/100, 116, 117, 149, 152, 155 and 197, situate in the district of Uasin Gishu, and whereas the High Court at Eldoret in succession cause No. 97 of 2006, has issued grant of letters of administration and certificate of confirmation of grant in favour of Esther Chebet Malel, and whereas the said court has executed an application to be registered as proprietor by transmission R. 19 in respect of the said pieces of land registered in the name of Priscilla Jepkering Malel (deceased), and whereas the land title deeds issued in respect to the said piece of land have been reported missing or lost, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deeds and proceed with registration of the said application to registered as proprietor by transmission of R.L. 19 in the name of Esther Chebet Malel, and upon such registration the land title deeds issued earlier to the said Priscilla Jepkering Malel (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692269

W. K. SIRMA,
Land Registrar, Uasin Gishu District.

GAZETTE NOTICE NO. 5792

THE LAND REGISTRATION ACT

(No. 3 of 2012)

REGISTRATION OF INSTRUMENTS

WHEREAS James Kiprotich Metto (deceased), P.O. Box 2443, Eldoret in the Republic of Kenya, is registered as proprietor of those pieces of land known as Soy/Kapsang Block 6 (Ziwa)/19, 154 and Soy/Kapsang Block 5 (Ziwa)/66, situate in the district of Uasin Gishu, and whereas the High Court at Eldoret in succession cause No. 135 of 2013, has issued grant of letters of administration and certificate of confirmation of grant in favour of Naom Cheptum Metto, and whereas the said court has executed an application to be registered as proprietor by transmission R. 19 in respect of the said pieces of land registered in the name of James Kiprotich Metto (deceased), and whereas the land title deed issued in respect to the said pieces of land have been reported missing or lost, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deeds and proceed with registration of the said application to registered as proprietor by transmission of R.L. 19 in the name of Naom Cheptum Metto, and upon such registration the land title deeds issued earlier to the said James Kiprotich Metto (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692313
GAZETTE NOTICE NO. 5793

W. K. SIRMA,
Land Registrar, Uasin Gishu District.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS James Gitau (deceased), is registered as proprietor of that piece of land containing 6.7 acres or thereabout, known as Githunguri/Gathangari/808, situate in the district of Kiambu, and whereas the High Court at Nairobi in succession cause No. 1422 of 2012, has issued grant of letters of administration to Edith Wanjiku Gitau, and whereas the land title deed issued earlier to the said James Gitau (deceased) has been reported missing or lost, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with registration of the said instrument of R.L. 19 and R.L. 7, and upon such registration the land title deed issued earlier to the said James Gitau (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692281

K. G. NDEGWA,
Land Registrar, Kiambu District.

GAZETTE NOTICE NO. 5794

THE LAND REGISTRATION ACT

(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Nyaga Mwandwa (deceased), of Embu in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.10 hectare or thereabouts, known as Gaturi/Githimu/8105, situate in the district of Embu, and whereas the High Court in succession cause No. 399 of 2012 has ordered that the said piece of land be registered in the names of (1) John Nyaga Njue and (2) Grace Rwamba Njue, and whereas all efforts made to recover the land title deed issued in respect of the said piece of land by the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with registration of the said grant document and issue a title deed to the said (1) John Nyaga Njue and (2) Grace Rwamba Njue, and upon such registration the land title deed issued earlier to the said Nyaga Mwandwa (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692262

M. W. KARIUKI,
Land Registrar, Embu District.

GAZETTE NOTICE NO. 5795

THE LAND REGISTRATION ACT

(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Nyaga Mwandwa (deceased), of Embu in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.41 hectare or thereabouts, known as Gaturi/Githimu/8109, situate in the district of Embu, and whereas the High Court in succession cause No. 399 of 2012 has ordered that the said piece of land be registered in the names of (1) John Nyaga Njue and (2) Grace Rwamba Njue, and whereas all efforts made to recover the land title deed issued in respect of the said piece of land by the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with registration of the said grant document and issue a title deed to the said (1) John Nyaga Njue and (2) Grace Rwamba Njue, and upon such registration the land title deed issued earlier to the said Nyaga Mwandwa (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692262
GAZETTE NOTICE No. 5796

M. W. KARIUKI,
Land Registrar, Embu District.

THE LAND REGISTRATION ACT
(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Nyaga Mwandwa (deceased), of Embu in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.05 hectare or therabouts, known as Gaturi/Githimu/8248, situate in the district of Embu, and whereas the High Court in succession cause No. 399 of 2012 has ordered that the said piece of land be registered in the names of (1) John Nyaga Njue and (2) Grace Rwamba Njue, and whereas all efforts made to recover the land title deed issued in respect of the said piece of land by the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with registration of the said grant document and issue a title deed to the said (1) John Nyaga Njue and (2) Grace Rwamba Njue, and upon such registration the land title deed issued earlier to the said Nyaga Mwandwa (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692262
M. W. KARIUKI,
Land Registrar, Embu District.

GAZETTE NOTICE No. 5797

THE LAND REGISTRATION ACT
(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Nyaga Mwandwa (deceased), of Embu in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.05 hectare or therabouts, known as Gaturi/Githimu/8249, situate in the district of Embu, and whereas the High Court in succession cause No. 399 of 2012 has ordered that the said piece of land be registered in the names of (1) John Nyaga Njue and (2) Grace Rwamba Njue, and whereas all efforts made to recover the land title deed issued in respect of the said piece of land by the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with registration of the said grant document and issue a title deed to the said (1) John Nyaga Njue and (2) Grace Rwamba Njue, and upon such registration the land title deed issued earlier to the said Nyaga Mwandwa (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692262
M. W. KARIUKI,
Land Registrar, Embu District.

GAZETTE NOTICE No. 5798

THE LAND REGISTRATION ACT
(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Nyaga Mwandwa (deceased), of Embu in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.10 hectare or therabouts, known as Gaturi/Githimu/8104, situate in the district of Embu, and whereas the High Court in succession cause No. 399 of 2012 has ordered that the said piece of land be registered in the names of (1) John Nyaga Njue and (2) Grace Rwamba Njue, and whereas all efforts made to recover the land title deed issued in respect of the said piece of land by the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with registration of the said grant document and issue a title deed to the said (1) John Nyaga Njue and (2) Grace Rwamba Njue, and upon such registration the land title deed issued earlier to the said Nyaga Mwandwa (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692262
GAZETTE NOTICE No. 5799

M. W. KARIUKI,
Land Registrar, Embu District.

THE LAND REGISTRATION ACT
(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Zakaria Mwaniki J. Mwenda (deceased), of Embu in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.25 hectare or therabouts, known as Gaturi/Nembure/8275, situate in the district of Embu, and whereas the High Court at Embu in succession cause No. 393 of 2009 has ordered that the said piece of land be registered in the name of Pauline Muthoni Mwaniki (ID/1300456), and whereas all efforts made to recover the land title deed issued in respect of the said piece of land by the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with registration of the said grant document and issue a title deed to the said Pauline Muthoni Mwaniki (ID/1300456), and upon such registration the land title deed issued earlier to the said Zakaria Mwaniki J. Mwenda (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692481
J. M. MUNGUTI,
Land Registrar, Embu District.

GAZETTE NOTICE No. 5800

THE LAND REGISTRATION ACT
(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS Joseph Irungu Mathenge, is registered as proprietor of all that piece of land known as Mutara/Mutara Block 2/1094, situate in the district of Laikipia, and whereas sufficient evidence adduced proves that the said land title deed was erroneously issued, and whereas all efforts made to compel the registered proprietor to surrender the said land title deed for cancellation have failed, notice is given that after the expiration of thirty (30) days from the date hereof provided no valid objection has been received, I intend to dispense with production of the said land title deed and give a new title deed to the rightful owner, Martha Ngendo Waithiu, and upon such publication the land title deed issued earlier shall be deemed to have been cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692430
B. W. MWAI,
Land Registrar, Laikipia District.

GAZETTE NOTICE No. 5801

THE LAND REGISTRATION ACT
(No. 3 of 2012)

REGISTRATION OF INSTRUMENT

WHEREAS North Tetu Farmers Company Limited, is registered as proprietor of all that piece of land known as Nanyuki/Marura Block 5/264 (Ereri), situate in the district of Laikipia, and whereas sufficient evidence adduced proves that the said land title deed was erroneously issued, and whereas all efforts made to compel the registered proprietor to surrender the said land title deed for cancellation have failed, notice is given that after the expiration of thirty (30) days from the date hereof provided no valid objection has been received, I intend to dispense with production of the said land title deed and give a new title deed to the rightful owner, James George King'ara Njoroge, and upon such publication the land title deed issued earlier shall be deemed to have been cancelled and of no effect.

Dated the 22nd August, 2014.

MR/5692486

GAZETTE NOTICE No. 5802

B. W. MWAI,

Land Registrar, Laikipia District.

THE LAND REGISTRATION ACT

(No. 3 of 2012)

REGISTRATION OF INSTRUMENTS

WHEREAS Mogesi Chacha Ikwabe (deceased), is registered as proprietor of those pieces of land containing 7.78 and 1.97 hectares or thereabout, known as Bukira/Buhirimonono/2567 and 2568, respectively, situate in the district of Kuria, and whereas the senior resident magistrate's court at Kehancha in succession cause No. 24 of 2013, has issued grant of letters of administration to (1) Choice Vyaboke Anyona, (2) Mwikwabe Chacha Ikwabe and (3) Maraita Chacha Ikwabe, and whereas the land title deeds issued earlier to the said Mogesi Chacha Ikwabe (deceased), have been reported missing or lost, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deeds and proceed with registration of the said instruments of R.L. 19 and R.L. 7, and upon such registration the land title deeds issued earlier to the said Mogesi Chacha Ikwabe (deceased), shall be deemed to be cancelled and of no effect.

Dated the 22nd August, 2014.

L. N. MOCHACHE,

MR/5748524

Land Registrar, Kuria District.

GAZETTE NOTICE No. 5803

THE LAND ACT

(No. 6 of 2012)

REHABILITATION OF KISUMU-KAKAMEGA-WEBUYE-KITALE ROAD

INTENTION TO ACQUIRE LAND

Addendum

IN PURSUANCE of the transitional provisions contained in section 162 (2) of the Land Act and section 6 (2) of the Land Acquisition Act (repealed), the National Land Commission gives notice that the Government intends to acquire the following parcels of land for the Kenya National Highways Authority (KeNHA) for the rehabilitation of Kisumu - Kakamega - Webuye - Kitale Road in Kisumu, Vihiga, Kakamega, Bungoma and Trans Nzoia Counties

<i>L.R. No.</i>	<i>Registered Owner</i>	<i>Area to Acquire (Ha)</i>
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<i>L.R. No.</i>	<i>Registered Owner</i>	<i>Area to Acquire (Ha)</i>
Kakamega/Tiriki/Tigoi		
1587	Zakayo Muderema Adedi and Rose Avisia Agufa	0.0072
1588	Zakayo Muderema Adedi and Philimona Osulu Magomere	0.0174
1589	Zakayo Muderema Adedi and Jackson Agoi Muderema	0.0117
1826	Moses Inguru Zakayo and George Otiato Madolio	0.018
1825	Moses Inguru Zakayo	0.0721
1591	Zakayo Muderema Adedi and David Simbiri Esiabia	0.0348
1592	Zakayo Muderema Adedi and Richard Ongondo Adenya	0.0031
480	Ndege Sulende	0.005
1192	Gilbert Ambuka Maganga	0.0986
1388	Joseph Solongo Sulende and Gilbert Amburua Maganga	0.0235
1387	Joseph Solongo Sulende	0.0012
1399	Dickson Ijimba Asige	0.0053
1400	Joseph Solongo Sulende and Ronald Mwange Mugatta	0.004
1171	Radel Elagosa and Mary Kanguha Kasuto	0.0092
419	Kakamega County Council	0.0106
1655	Roida Muhonja Rugonzo and Wilson Okee Mbiti	0.0149
1666	Femina Vihenda Kivaga and Kelvin Osude Vasera	0.0245
1484	Jeremiah Meja Nale and Josephat Bwonyere Oguyi	0.104
453	Ronald Meja Oguyi	0.1367
450	Joshua Odali and Josephat Bwonyere Oguyi	0.1515
452	Fred Nyandaya Magomere	0.0373

Plans for the affected land may be inspected during office hours at the offices of Kisumu County Valuer, Vihiga County Valuer, Kakamega County Valuer, Bungoma County Valuer, Trans Nzoia County Valuer or the Commission's Office in Ardhi House Room 305.

Dated the 20th August, 2014.

MUHAMMAD A. SWAZURI,

MR/5748523

Chairman, National Land Commission.

GAZETTE NOTICE No. 5804

THE LAND ACT

(No. 6 of 2012)

LANET-NJORO TURN OFF-MAU SUMMIT-INTERCHANGES PROJECT

INTENTION TO ACQUIRE LAND

IN PURSUANCE of the transitional provisions contained in section 162 (2) of the Land Act and section 6 (2) of the Land Acquisition Act (Cap 295-Repealed), The National Land Commission gives notice that the Government intends to acquire the following parcels of land for Kenya National Highways Authority (KeNHA) for the construction of Lanet-Njoro Turn Off-Mau Summit-Interchanges in Nakuru County.

SCHEDULE

<i>Parcel No.</i>	<i>Registered Owner</i>	<i>Area to be Acquired (Ha)</i>
L. R. No. 7385/2		6.8
L. R. No. 22771/3	Rift Valley Institute of Science and Technology	1.3333
L. R. No. 22771/6	Little Meadows Limited	0.2108
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/427	Karanja Njuguna	0.05
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/428	Samson Kamau Macharia	0.05
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/429	Karanja Njuguna	0.06
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/430	David Kihato Gachugi	0.03
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/431	John Kipkirui Barigero	0.0044
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/464		0.0267
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/459	Mungai Mwangi	0.0469
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/460	Wilfred Makori Bosire	0.045
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/461	Sammy Muigai Mwangi	0.0469
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/462	Jane Njeri Mungai	0.0469
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/465	Duncan Kabui Wainaina	0.045
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/466		0.0062

<i>Parcel No.</i>	<i>Registered Owner</i>	<i>Area to be Acquired (Ha)</i>
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/467		0.002
Kamara/ Mau Summit Block 3 (Boror C)/97	Moses Ngeno, Kipruto Birir, John Rono and Joseph Chepkwony Maina	0.1052
L. R. No. 10273	Bunda Cake & Feeds Limited	0.2776
L. R. No. 7385/5		4.4056

Plans for the affected land may be inspected during office hours at the office of the National Land Commission, Ardhi House, 1st Ngong Avenue, Room 305.

Notice of hearing of claims to compensation by persons interested in the land required by the above project will be published in the Kenya gazette as provided under section 112 (1) of the Land Act, 2012.

CORRIGENDUM

IN Gazette Notice No. 3278 of 1st April, 2010 amend as follows:

SCHEDULE

<i>Parcel No.</i>	<i>Registered Owner</i>	<i>Area to be Acquired (Ha)</i>
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/486	Florence Chepkurui Tanui, Joseph Ngetich Ruto and Elijah Gathundo Njoroge	0.061

DEGAZETEMENT

Gazette Notice No. 3278 of 1st April, 2010 degazette the following:

SCHEDULE

<i>Parcel No.</i>	<i>Registered Owner</i>	<i>Area to be Acquired (Ha)</i>
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/72	Mungai Mwangi, Justus Kipyegon Misik, Sammy Mungai Mwangi, Jane Njeri Mungai, Duncan Kabui Wainaina.	0.267
Kamara/Mau Summit Block 1 (Sinedet Kiboko)/27		0.1892
Maji Mazuri/Maji Mazuri Block 1 (Iguire)/77	Njuguna Kimemia	0.0285
L. R. No. 7018		2.1441
L. R. No. 5636/1		2.3007

Dated the 18th August, 2014.

MR/5748523

MUHAMMAD A. SWAZURI,
Chairman, National Land Commission.

GAZETTE NOTICE NO. 5805

THE NATIONAL TREASURY

STATEMENT OF ACTUAL REVENUE AND NET EXCHEQUER ISSUES AS AT 31ST JULY, 2014

<i>Receipts</i>	<i>Printed Estimate (KSh.)</i>	<i>Actual Receipts (KSh.)</i>
Opening Balances 2014/2015		89,498,942.90
Total Tax Income	1,050,907,798,049.00	64,836,119,959.00
Total Non Tax Income	36,207,961,623.00	505,321,794.55
Net Domestic Borrowing	190,813,540,042.00	-
Loans - Foreign Government and International Organization	36,185,784,722.00	-
Loan - Commercial	36,427,556,765.00	-
Loan - Budget Support (Social Safety net)	5,375,000,000.00	-
Domestic Lending and on-lending	2,034,235,457.00	-
Grants - Foreign Government and International Organization	10,018,960,247.00	-
Grants from AMISON	6,100,000,000.00	-
Total Revenue	1,374,070,836,905.00	65,430,940,696.45

Note.—The printed estimate exclude Appropriation in Aid (AIA) and direct payments

RECURRENT EXCHEQUER ISSUES

<i>Vote</i>	<i>Ministries/Departments</i>	<i>Voted Provision (KSh.)</i>	<i>Exchequer Issues (KSh.)</i>
R.101	The Presidency	3,511,023,597.00	165,000,000.00
R.104	Ministry of Defence	73,281,000,000.00	2,900,000,000.00
R.105	Ministry of Foreign Affairs	9,828,839,943.00	500,000,000.00
R.107	The national Treasury	37,796,000,000.00	1,400,000,000.00
R.108	Ministry of Health	22,199,373,000.00	360,000,000.00
R.111	Ministry of Lands Housing, and Urban Development	4,039,846,962.00	300,000,000.00
R.112	Ministry of Information and Communication and Technology	1,925,748,127.00	170,000,000.00
R.113	Ministry of Sports Culture and Arts	2,578,053,968.00	370,000,000.00
R.114	Ministry of Labour Social Security and Services	8,368,995,289.00	140,000,000.00
R.115	Ministry of Energy and Petroleum	1,748,336,641.00	25,000,000.00
R.117	Ministry of Industrialization and Enterprise Development	2,259,717,028.00	100,000,000.00
R.119	Ministry of Mining	708,227,033.00	25,000,000.00
R.120	Office of The Attorney General and Department of Justice	3,378,486,691.00	110,000,000.00
R.121	The Judiciary	11,867,000,000.00	700,000,000.00
R.122	Ethics and Anti-Corruption Commission	1,546,000,000.00	120,000,000.00
R.123	National Intelligence Service	17,440,000,000.00	940,000,000.00
R.124	Directorate of Public Prosecution	1,732,421,263.00	35,000,000.00
R.125	Commission for Implementation of the Constitution	306,000,000.00	25,000,000.00
R.126	Registrar of Political Parties	466,960,949.00	5,000,000.00

<i>Vote</i>	<i>Ministries/Departments</i>	<i>Voted Provision (KSh.)</i>	<i>Exchequer Issues (KSh.)</i>
R.127	Witness Protection Agency	249,675,000.00	8,000,000.00
R.133	State Department for Interior	78,920,337,021.00	4,850,000,000.00
R.134	State Department for Co-ordination of National Government	15,411,370,819.00	930,000,000.00
R.135	State Department for Planning	14,642,570,625.00	260,000,000.00
R.136	State Department for Devolution	2,171,015,315.00	55,000,000.00
R.139	State Department For Education	49,984,434,457.00	4,710,000,000.00
R.140	State Department for Science and Technology	37,100,091,952.00	3,000,000,000.00
R.143	State Department for Agriculture	1,441,457,939.00	100,000,000.00
R.144	State Department for Transport	1,370,480,983.00	20,000,000.00
R.145	State Department for Environment and Natural Resource	6,901,976,982.00	95,000,000.00
R.146	State Department for Water and Regional Auth	2,103,792,790.00	55,000,000.00
R.152	State Department for Agriculture	7,477,495,200.00	95,000,000.00
R.153	State Department for Livestock	1,814,430,310.00	115,000,000.00
R.154	State Department for Fisheries	971,413,217.00	25,000,000.00
R.156	State Department for East African Affairs	1,617,103,767.00	15,000,000.00
R.157	State Department for Commerce and Tourism	2,720,707,394.00	50,000,000.00
R.201	Kanya National Commission on Human Rights	356,500,000.00	15,000,000.00
R.202	National Land Commission	1,156,338,149.00	40,000,000.00
R.203	Independent Electoral and Boundaries Commission	2,993,099,681.00	170,000,000.00
R.204	Parliamentary Service Commission	19,971,000,000.00	1,000,000,000.00
R.205	Judicial Service Commission	438,000,000.00	5,000,000.00
R.206	The Commission on Revenue Allocation	283,586,889.00	10,000,000.00
R.207	Public Service Commission	874,204,313.00	40,000,000.00
R.208	Salaries and Remuneration Commission	440,549,493.00	10,000,000.00
R.209	Teachers Service Commission	165,358,978,668.00	13,800,000,000.00
R.210	National Police Service Commission	278,119,240.00	15,000,000.00
R.211	Auditor-General	2,501,020,000.00	110,000,000.00
R.212	Controller of Budget	429,962,741.00	20,000,000.00
R.213	The Commission on Administrative Justice	374,485,500.00	10,000,000.00
R.214	National Gender and Equality Commission	290,250,930.00	10,000,000.00
R.215	Independent Police Oversight Authority	205,121,165.00	10,000,000.00
	Total Recurrent	625,831,601,031.00	38,038,000,000.00
CFS 050	Public Debt	378,010,445,318.00	3,334,163,730.00
CFS 051	Pensions and Gratuities	32,356,038,229.00	1,800,000,000.00
CFS 052	Salaries and Allowances	5,212,497,513.24	-
CFS 053	Subscription to International Organization	500,000.00	-
	Total CFS	415,579,481,060.24	5,134,163,730.00

DEVELOPMENT EXCHEQUER ISSUES

<i>Ministries / Departments</i>	<i>Voted Provision (KSh.)</i>	<i>Exchequer Issues (KSh.)</i>
D.101	The Presidency	786,500,000.00
D.105	Ministry of Foreign Affairs	1,560,000,000.00
D.107	The National Treasury	24,403,751,045.00
D.108	Ministry of Health	13,907,269,126.00
D.111	Ministry of Lands Housing and Urban Development	15,429,583,948.00
D.112	Ministry of Information and Communication and Technology	4,890,612,364.00
D.113	Ministry of Sports Culture and Arts	1,310,000,000.00
D.114	Ministry of Labour Social Security and Services	11,425,663,636.00
D.115	Ministry of Energy and Petroleum	24,131,937,490.00
D.117	Ministry of Industrialization and Enterprise Development	6,921,911,200.00
D.119	Ministry of Mining	1,200,000,000.00
D.120	Office of The Attorney General and Department of Justice	231,675,000.00
D.121	The Judiciary	5,624,895,000.00
D.122	Ethics and Anti-Corruption Commission	77,600,000.00
D.124	Directorate of Public Prosecution	119,300,000.00
D.133	State Department for Interior	4,321,321,100.00
D.134	State Department for Co-ordination of National Government	657,116,200.00
D.135	State Department for Planning	50,546,531,393.00
D.136	State Department for Devolution	3,516,969,000.00
D.139	State Department for Education	20,255,055,000.00
D.140	State Department for Science and Technology	9,969,084,228.00
D.143	State Department for Infrastructure	59,020,582,647.00
D.144	State Department for Transport	7,781,469,353.00
D.145	State Department for Environment and Natural Resource	6,418,919,786.00
D.146	State Department for Water and Regional Authorities	17,833,669,037.00
D.152	State Department for Agriculture	17,566,942,775.00
D.153	State Department for Livestock	3,280,197,238.00
D.154	State Department for Fisheries	1,142,523,448.00
D.157	State Department for Commerce and Tourism	2,084,400,000.00
D.202	National Land Commission	542,000,000.00
D.203	Independent Electoral and Boundaries Commission	91,280,000.00
D.204	Parliamentary Service Commission	3,129,000,000.00
D.207	Public Service Commission	168,000,000.00
D.209	Teachers Service Commission	135,000,000.00
D.211	Auditor-General	405,000,000.00
	Total Development	320,885,760,014.00
	Grand Total Issues	1,362,296,842,105.24
	Exchequer Balances as at 31st July, 2014	21,788,646,021.45

Dated the 14th August, 2014.

GAZETTE NOTICE NO. 5806

HENRY K. ROTICH,
Cabinet Secretary, National Treasury.

THE CAPITAL MARKETS ACT

(Cap. 485A)

GRANT OF NEW LICENSES

IN EXERCISE of powers conferred by section 11 (3) (e) and (f) and pursuant to section 27 (1) (a) of the Capital Markets Act, it is notified for general information that the Capital Markets Authority has granted the following licences to the companies set out in the schedule hereto:

SCHEDULE

INVESTMENT BANK

Name	Address	License Number
EBI Investment Corporation Kenya Limited	P.O. Box 49584-00100, Nairobi	086

FUND MANAGER

Natbank Trustee and Investment Services Limited	P.O. Box 72866-00200, Nairobi	087
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REIT TRUSTEE

Housing Finance Company (K) Limited	P.O. Box 30088-00100, Nairobi	088
Co-operative Bank of Kenya Limited	P.O. Box 48231-00100, Nairobi	089

Dated the 10th July, 2014.

MR/5692292

PAUL M. MUTHAURA,
Ag. Chief Executive, Capital Markets Authority.

GAZETTE NOTICE NO. 5807

THE INSURANCE ACT

(Cap. 487)

INSURANCE BROKERS WHO HAVE FAILED TO SECURE REGISTRATION

IT IS notified for the general information of the public that insurance brokers whose names appear below have failed to secure registration under the Insurance Act.

The insurance brokers are not allowed to carry on, transact, do, or handle any new or old business with effect from 31st January, 2014.

Name	Ref. No.	Address
Meeson Insurance Brokers Limited	CONF/INS /06/475/2011	P.O. Box 787-00606, Nairobi

Dated the 15th August, 2014.

S. M. MAKOVE,
Commissioner of Insurance and Chief Executive Officer.

GAZETTE NOTICE NO. 5808

THE INSURANCE ACT

(Cap. 487)

INSURANCE SURVEYORS WHO HAVE FAILED TO SECURE REGISTRATION

IT IS notified for the general information of the public that insurance surveyors whose names appear below have failed to secure registration under the Insurance Act.

The insurance brokers are not allowed to carry on, Transact, do, or handle any new or old business with effect from 31st January, 2014.

Name	Ref. No.	Address
Allied Assessors Limited	CONF/INS/08/008/2011	P.O. Box 49984, Nairobi
Capricorn Loss Assessors Limited	CONF/INS/08/090/2011	P.O. Box 16890-0100, Nairobi

Dated the 15th August, 2014.

S. M. MAKOVE,
Commissioner of Insurance and Chief Executive Officer.

GAZETTE NOTICE NO. 5809

THE INSURANCE ACT

(Cap. 487)

LOSS ADJUSTERS WHO HAVE FAILED TO SECURE REGISTRATION

IT IS notified for the general information of the public that loss adjusters whose names appear below have failed to secure registration under the Insurance Act.

The loss adjusters are not allowed to carry on, transact, do, or handle any new or old business with effect from 31st January, 2014.

Name	Ref. No.	Address
Allied Assessors Limited	CONF/INS/09/011/2011	P.O. Box 49984, Nairobi

Dated the 15th August, 2014.

S. M. MAKOVE,
Commissioner of Insurance and Chief Executive Officer.

GAZETTE NOTICE NO. 5810

THE INSURANCE ACT

(Cap. 487)

INSURANCE INVESTIGATORS WHO HAVE FAILED TO SECURE REGISTRATION

IT IS notified for the general information of the public that insurance investigators whose names appear below have failed to secure registration under the Insurance Act.

The insurance investigators are not allowed to carry on, transact, do, or handle any new or old business with effect from 31st January, 2014.

Name	Ref. No.	Address
Abalone Insurance Investigators Seervices	CONF/INS/10/1023/2011	P.O. Box 5168-0506, Nairobi
Aradon And Associates	CONF/INS/10/493/2011	P.O. Box 4807-00200, Nairobi
Intergrity Loss Assessors and Adjusters	CONF/INS/10/835/2011	P.O. Box 6529-0100, Nairobi
Intertrace Insurance Investigators and Assessors Company	CONF/INS/10/969/2011	P.O. Box 938-00100, Nairobi
Mudkev Insurance Investigators	CONF/INS/10/1049/2011	P.O. Box 68196, Nairobi
Sareto Security and Insurance Investigators	CONF/INS/10/1048/2011	P.O. Box 5686-0506, Nairobi
Sonico Engineering	CONF/INS/10/086/2011	P.O. Box 4054-0506, Nairobi
Top Assessors and Investigators	CONF/INS/10/023/2011	P.O. Box 56088-0200, Nairobi
Wall Street Insurance Investigators	CONF/INS/10/1035/2011	P.O. Box 44873-0100, Nairobi
Warec Insurance Investigators	CONF/INS/10/921/2011	P.O. Box 54799-0200, Nairobi

Dated the 15th August, 2014.

S. M. MAKOVE,
Commissioner of Insurance and Chief Executive Officer.

GAZETTE NOTICE NO. 5811

THE INSURANCE ACT

(Cap. 487)

RISK MANAGERS WHO HAVE FAILED TO SECURE REGISTRATION

IT IS notified for the general information of the public that risk managers whose names appear below have failed to secure registration under the Insurance Act.

The risk managers are not allowed to carry on, transact, do, or handle any new or old business with effect from 31st January, 2014.

Name	Ref. No.	Address
Proactive Risk Solutions	CONF/INS/11/025/2011	P.O. Box 2271-0100, Nairobi

Dated the 15th August, 2014.

S. M. MAKOVE,
Commissioner of Insurance and Chief Executive Officer.

GAZETTE NOTICE NO. 5812

THE INSURANCE ACT

(Cap. 487)

MOTOR ASSESSORS WHO HAVE FAILED TO SECURE REGISTRATION

IT IS notified for the general information of the public that motor assessors whose names appear below have failed to secure registration under the Insurance Act.

The motor assessors are not allowed to carry on, transact, do, or handle any new or old business with effect from 31st January, 2014.

Name	Ref. No.	Address
Allied Assessors Limited	CONF/INS/13/041/2011	P.O. Box 49984-00100, Nairobi

<i>Name</i>	<i>Ref. No</i>	<i>Address</i>
Auto Solutions Valuers and Assessors	CONF/INS/13/092/2011	P.O. Box 1016, Thika
Autoscope Motor Assessors and Valuers	CONF/INS/13/094/2011	P.O. Box 32510-00600, Nairobi
M. Gohil	CONF/INS/13/064/2011	P.O. Box 46029, Nairobi
Marionette Technical Valuers and Assessors	CONF/INS/13/95/2011	P.O. BOX 8704-00300, Nairobi
Morrison and Associates Motor Assessors	CONF/INS/13/108/2012	P.O. Box 61701-00200, Nairobi
Newday Auto Assessors and Valuers	CONF/INS/13/100/2011	P.O. Box 974-60100, Embu
Telenodech Auto Valuers and Assessors	CONF/INS/13/087/2011	P.O Box 6395-00300, Nairobi
Timings Auto Assessors	CONF/INS/13/097/2011	P.O. Box 65766-00607, Nairobi
Vanguard Motor Assessors	CONF/INS/13/424/2011	P.O. Box 55808-00200, Nairobi

Dated the 15th August, 2014.

MR/5692354

S. M. MAKOVE,
Commissioner of Insurance and Chief Executive Officer.

GAZETTE NOTICE No. 5813

**THE COMMISSION FOR THE IMPLEMENTATION OF THE CONSTITUTION
QUARTERLY REPORT FOR OCTOBER-DECEMBER 2013**

MISSION AND VISION OF THE COMMISSION

VISION

A united and prosperous Kenya in which everyone respects, upholds and defends the Constitution.

MISSION

To ensure that policies, laws, structures, systems and administrative procedures developed and applied at all levels are consistent and in accord with the letter and spirit of the Constitution of Kenya.

LIST OF ABBREVIATIONS

AG	Attorney General
CIC	Commission for the Implementation of the Constitution
CIOC	Committee on the Implementation of the Constitution
CJPC	Catholic Justice and Peace Commission
CRA	Commission for Revenue Allocation
EACC	Ethics and Anti-Corruption Commission
ICPAK	Institute of Certified Public Accountants of Kenya
IEBC	Independent Electoral and Boundaries Commission
KEPSA	Kenya Private Sector Alliance
KLRC	Kenya Law Reform Commission
K-NICE	Kenya National Integrated Civic Education
MCA	Members of County Assembly
MDA	Ministries, Departments and Agencies
NCKK	National Council of Churches of Kenya
NIS	National Intelligent Service
NLC	National Land Commission
PFM	Public Finance Management
SRC	Salaries and Remuneration Commission
SUPKEM	Supreme Council of Kenya Muslims
TA	Transition Authority

FORWARD

This report presents an analysis of the progress realised in the implementation of the Constitution during the period October to December, 2013 pursuant to the Commission for the Implementation of the Constitution mandate. During this formative period of transition to a devolved system of Government, the key concern of the Commission has been to ensure that the sovereignty of the people of Kenya is protected and the rule of law and constitutionalism prevails at all times. It has been our trite principle that constitutionalism cannot be sacrificed on account of political or administrative expediency.

CIC facilitated the development of legislation for tabling in Parliament, while ensuring that the laws complied with the Constitution and reflected the will of the people of Kenya. However, it is emerging that the real threat to the implementation of the Constitution emerges from the legislature. Bills that claw back on the Constitution are tabled in Parliament. One such Bill is the County Governments (Amendment) (No.2) Bill published on 16th August, 2013 proposing to amend the County Governments Act, 2012 by inserting a new section to provide for the establishment of County Development Boards, comprising all elected persons and leaders in county government, in each county to approve development plans before implementation by the county executive. In giving Members of Parliament the coordination and implementation roles in County Governments, the Bill muddles the separation of executive and legislative powers. If passed, it would violate the principle on separation of powers.

Another affront to devolution was the move by the National Assembly to pass the Division of Revenue Bill without involving the senate in flagrant breach of the Court. The Supreme Court issued an advisory opinion and stated that the Division of Revenue Bill, 2013 touched on county

Governments thus required the Senate's contribution and the Speaker of the National Assembly was wrong to disregard the Senate's input. The emerging tussles on role sharing and differentiation call for a deeper understanding of each institutions role and respect for separation of powers and functions.

CIC also continued to engage various stakeholders to ensure the effective implementation of the Constitution. In particular, due to the crisis in the health sector occasioned by industrial action by health workers, CIC held a series of meetings with ministry of Health, health sector practitioners and the President. Among the key issues discussed included devolution of functions, restructuring of the ministry, unbundling of health functions, health care financing and human resource matters.

I urge all our stakeholders to read this report taking time to reflect on how to build on the progress realised, as well as take decisive action based on the challenges and recommendations presented in order to move the implementation agenda forward. Once more, I wish to express my gratitude to the people of Kenya, our development partners for material and technical support throughout the implementation journey, and the CIC team for continued service to the people.

CHARLES NYACHAE,
Chairperson

EXECUTIVE SUMMARY

Sections 5(6)(c) and 15(2)(d) of Sixth Schedule to the Constitution of Kenya 2010 and Section 4(a) of the Constitution for the Implementation of the Constitution (CIC) Act, 2010 require CIC to submit to the People of Kenya, Parliament and the President quarterly reports on:

- (i) the progress in the implementation of the Constitution; and
- (ii) any impediments to the implementation of the constitution;

CIC's reporting mandate is further articulated by Section 25 of the CIC Act, 2010 which requires the Commission to prepare and submit the report to the Parliamentary Select Committee and the President a progress report on:

- (iii) The progress in the implementation of the constitution;
- (iv) Any impediments to the implementation of the constitution;
- (v) Any legal and administrative measures to address specific concerns identified by the Commission; and
- (vi) Any other information relating to its function that the Commission considers necessary.

This report covers the period October to December 2013 and, in line with CIC's reporting mandate, provides highlights on:

- (i) The progress in the implementation of the Constitution;
- (ii) The preparation of the legislation required by the Constitution and any challenges in that regard;
- (iii) The process of establishing new commissions;
- (iv) The process of establishing the infrastructure and systems necessary for the proper operations of county governments;
- (v) Challenges to the process of implementing the Constitution;

During the period, the Commission continued to work with various government ministries, agencies and departments (MDAs) on review and development of policies, legislation and administrative procedures. A total of eight policies, which are at different stages of development, were reviewed. These include Kenya Health Policy, Ambulance Policy, Water Policy, Wildlife Conservation and Management Policy, National Policy on Older Persons and Ageing, Public Participation Policy and National Policy on Culture and Heritage.

Since the promulgation of the Constitution in August 2010, a total of 191 legislation have been enacted. The County Governments have also enacted, since March 2013 a cumulative of 71 laws. During the reporting period, eleven Bills were reviewed by CIC and released for publication and tabling in Parliament, while nine Bills were still under review in CIC. Annex 2 provides details of

- (a) Bills reviewed by CIC and released for publication and tabling in Parliament
- (b) Bills under review at CIC
- (c) Published Bills under Review by Parliament
- (d) Bill under review by County Assemblies
- (e) List of Legislation enacted after review by CIC (Pursuant to Art. 261 of the Constitution)
- (f) Cumulative list of laws enacted after the promulgation of the Constitution (National Assembly, Senate and County Assemblies).

During the reporting period, the Commission reviewed the Leadership and Integrity Regulations, the National Intelligence Service Regulations, Public Finance Management Act Regulations, National Police Service Commission (County Policing Authority) Guidelines 2013 and Guidelines on Conduct of Business of County Policing Authority 2013. The guidelines were thereafter submitted to the Attorney General, Kenya Law Review Commission, the National Police Service Commission, and the Inspector General and the Ministry of Interior and National Government Coordination. CIC continued the development of a publication to guide policy makers and members of the public on effective implementation of the principle of public participation as provided under Article 10 of the Constitution.

CIC is mandated to work with Constitutional Commissions and Independent Offices in monitoring, overseeing and facilitating the implementation of the Constitution. All the constitutional commissions and independent offices envisaged in Chapter 15 of the Constitution have been established according to the law and are operational except the Kenya National Commission on Human Rights, Teachers Service Commission and National Gender and Equality Commission due to unresolved pending issues on appointment of the remaining commissioners.

In monitoring the implementation of the system of devolved government, the Commission developed a comprehensive tool for tracking implementation progress of key aspects of devolution. In addition, the Commission received and analysed progress reports on implementation of the Constitution from twenty county assemblies on four key areas namely; legislative role, approval/authorization role, oversight role and the role of representation of the people.

The Commission also analysed all monthly, quarterly and annual reports submitted by the Transition Authority over the period July 2012 to June 2013. The analysis sought to evaluate the processes and activities accomplished as per Section 7 and the Fourth Schedule of the Transition to Devolved Government Act, 2012. The analysis found out that critical transition activities including auditing of assets and liabilities, functional

analysis and capacity assessment of counties were not completed as envisaged hence adversely affecting transition to the system of devolved government.

To facilitate devolution, the Commission held a number of consultations with various stakeholders on the implementation of system of devolved government, including;

- A meeting with the Ministry of Health on effective implementation of the right to health. Key issues discussed were legislation and restructuring of the ministry, to recognize the allocation of functions in the 4th schedule to the Constitution and national and public service values and principles.
- Meetings with key stakeholders on emerging issues of seconded officers to County Governments. Committees were formed and follow up meetings scheduled for the month of January 2014 to review the possible solutions. It was recommended that a Public Service Bill and regulations should be drafted to address issues during the interim period. In regards to pension, a technical team, chaired by the Retirement Benefits Authority (RBA), was formed to review various options and make recommendations for consideration.
- A meeting with the President that also discussed issues on devolved health functions and seconded staff.
- A meeting with members from the Justice and Legal Affairs committee of the county assembly of Mombasa was held to sensitize them on the role of CIC in the implementation of the system of devolved government. The meeting discussed among other things, transfer of functions without resources.
- A stakeholder forum held to review a draft County model law on public participation intended to guide the County Governments in the preparation of relevant legislation on public participation.

The Commission also visited Nyeri and Kericho county governments to assess the implementation of the system of devolved government. Discussions were held with the respective governors, county assembly members and the executive on the progress and challenges in implementation of the system of devolved government. It was noted that for the county government to deliver on its mandate, the county assemblies and the county executive have to cooperate and complement each other, and acquaint themselves with relevant Acts of Parliament relating to Devolution.

As part of its effort to promote constitutionalism and protect the sovereignty of the people, CIC issued a number of advisories and media statements, engaged stakeholders and was party to petitions on constitutional matters. The Commission issued statements on Affront to Devolution by the Senate; Kenya Information and Communications (Amendments) Bill, 2013; Adjournment/suspension of Sittings of County Assemblies; and the threat to arrest journalists over the Westgate attack. CIC was also enjoined as a respondent in three new cases and continued to pursue other pending cases as well. Finally, the Commission supported Retirement Benefits Authority and Insurance Regulatory Authority to commence the development of strategies for Change Management for constitutionalism.

The implementation of the Constitution faces challenges some of which have remained persistent, such as the delay by the national executive to complete legislation, policies and regulations. Those facing implementation of the system of devolved government include lack of common understanding of roles between the members of the county assembly and executive; unfinished functional analysis; devolution of services without adequate resources; delay in setting up of required structures; limited understanding and application of laws on devolution; limited capacity in the counties to develop county policies and legislation; inadequate legal framework to guide secondment of staff to County Governments; failure of the National Government to respect the County Governments and other independent institutions; and the delays in issuing of County Transition Implementation Plan Guidelines.

To address some of the challenges, it is recommended that;

- (a) The National Government draw a comprehensive capacity building programme on constitution implementation in general and devolution in particular.
- (b) The AG office should provide technical support to counties on drafting their legislation.
- (c) CIOC should lead to push for finalisation of policies, legislation and regulations that have remained uncompleted for a long period.
- (d) The national government should finalise, as a matter of urgency the necessary intergovernmental mechanisms provided for in the Intergovernmental Relations Act, 2012. Key to these are the intergovernmental relations technical committee, sectoral working groups/committees and joint committees, to address intergovernmental concerns.
- (e) Overall, CIC recommends the need for all institutions to respect the Constitution for its effective implementation.

PART ONE

MANDATE OF THE COMMISSION

The Commission for the Implementation of the Constitution ('the Commission') is established under Section 5(1) of the Sixth Schedule to the Constitution. The mandate of the Commission is stipulated in Sections 5(6), and 15(2)(d) of the Sixth Schedule to the Constitution, Section 4(a) of the Commission for the Implementation of the Constitution Act 2010, and Section 15 of the Transition to Devolved Government Act, 2012. The functions of the Commission include:

- (a) Monitoring, facilitating and overseeing the development of legislation and administrative procedures required to implement the Constitution;
- (b) Co-ordinating with the Attorney-General and the Kenya Law Reform Commission in preparing for tabling in Parliament, the legislation required to implement the Constitution;
- (c) Reporting every three (3) months to the Constitutional Implementation Oversight Committee on:
 - (i) Progress in the implementation of the Constitution;
 - (ii) The preparation of the legislation required by the Constitution and any challenges in that regard;
 - (iii) The process of establishing new commissions;
 - (iv) The process of establishing the infrastructure necessary for the proper operations of each county including progress on locating offices, assemblies and establishment and transfer of staff;
 - (v) Any impediments to the process of implementing the Constitution;
- (d) Working with each Constitutional Commission to ensure that the letter and spirit of the Constitution is respected;
- (e) Monitoring and overseeing the transition process to devolved government and ensure that the system of devolved government is implemented effectively.
- (f) Exercising such other functions as are provided for by the Constitution or any other written law, and;

The Commission is further obligated to observe the objects of Constitutional Commissions and Independent Offices as set out in Article 249 (1) of the Constitution, which are:

- (a) Protecting the sovereignty of the people;
- (b) Securing the observance by all State organs of democratic values and principles; and
- (c) Promoting constitutionalism.

In discharging its mandate, the Commission is obliged to observe, promote, respect and protect national values and principles of governance as stipulated in Article 10 of the Constitution.

This report is prepared and submitted pursuant to the reporting requirements of the Commission stipulated in Sections 4(a), 4(d) and 25(1) of the CIC Act.

PART TWO ACHIEVEMENTS

This part of the report covers the achievements made in realising CIC's mandate of review and development of policies, legislation and administrative procedures as well as working with Constitutional Commissions.

2.1. Review and Development of Policies

During the reporting period, the Commission engaged with various ministries and departments to facilitate, monitor and oversee review and development of the following policies:

1. Kenya Health Policy

The Kenya Health Policy 2012–2030 which sets the framework for improving the overall status of health in Kenya in line with the Constitution, global commitments and the Vision 2030. During the period, CIC enhanced stakeholder engagement in the policy making process, specifically by engaging with county governments to receive input into the draft policy. The following written comments were received from eight counties namely: Kakamega, Baringo, Garissa, Embu, Kisii, Nakuru, Kiambu and Taita Taveta.

- (a) *Service Delivery* – The service delivery packages should be clearly defined to ensure that highest standard of health is provided and no person is denied emergency service. The packages should include emergency care, definitive treatment after emergency care, elective treatment, promotive and preventive treatment and rehabilitation.
- (b) *Supplies and products* – The policy should be clear on the mechanisms that will ensure there are no stock outs of the essential drugs and supplies.
- (c) *Health information* – The policy should provide for strengthening the health sector District Health Information system (DHIS), a web based system, so that counties and national government have a shared information platform. Further, it should provide for a framework that facilitates real time information gathering and guidance on capturing relevant non-health facility data.
- (d) *Health Leadership* – The policy should provide clarity on the role of the Ministry of Health at the National Level, including establishment of an institute for training managers on health care.
- (e) *Health infrastructure* – Provisions on infrastructure should be expanded to include guidelines on standards to be maintained and equitable access across counties - every county should have a level 5 hospital and sub-county to have a level 4 hospital.
- (f) *Health Workforce* – Recognizing the importance of human resource in the health sector, counties proposed that provisions on the following be expounded: recruitment, promotion, demotion, discipline and transfers within and across counties. Additionally, provisions should be included on capacity building and career progression.
- (g) The policy should also provide clarity on other issues affecting the health sector including traditional birth attendants and complimentary medicines; diagnostic capacity of the facilities in regard to the non-communicable diseases including preventive health through lifestyle and behavior change; clear criteria for referral to national referral facilities from county referral facilities and cost implications to the patients and county governments.

The Commission shared these recommendations and held a meeting with the Ministry of Health in November 2013. It was agreed that the Ministry would revise the Policy to take into account the recommendations. Thereafter the Policy would be subjected to stakeholder consultation as a step towards finalizing it.

2. Ambulance Policy

During the July–September 2013 quarter, CIC reviewed the concept paper from the Ministry of Health on the development of an Ambulance Policy. The Commission recommended that the policy should focus on emergency services broadly, since it is a shared function. This would ensure holistic and effective realization of the right to health as provided under Article 43 of the Constitution. In the next quarter, CIC will engage key stakeholders in the development of the proposed policy.

3. Water Policy, 2013

The Commission reviewed the draft Water Policy to align it with the Constitution of Kenya. The review took into account recommendations from stakeholders of the national and county governments. Some of the key recommendations were:

- (a) The need to include administrative references in the law rather than in policy.
- (b) That principles captured in the policy be clarified.
- (c) That the inclusion of innovative financial mechanisms into the policy be explored.

4. Wildlife Conservation and Management Policy, 2013

The draft Wildlife Conservation and Management Policy provides for the protection, conservation, sustainable use and management of wildlife in Kenya. The Commission reviewed the draft policy and raised key issues including, the need for requisite, legal, and regulatory structures for the separation of functions on administration, management, and licensing within framework of devolved system; ensure the sustainable conservation and management of wildlife and their habitats in their protected and unprotected areas; and conserve and manage wildlife resources as a national endowment for sustainable development, wealth creation and employment.

5. National Policy on Culture and Heritage, 2009

The Ministry of Sports, Culture and Arts is in the process of reviewing the National Policy on Culture and Heritage (2009 version). The policy is aimed at ensuring that all persons are able to express culture and heritage in all facets of their lives as well as ensuring equal access for all cultures to art and to specific technological knowledge pursuant to Article 11 of the Constitution. CIC participated in and provided technical support to the initial stakeholder forum organized to review the policy.

During the stakeholder meeting, there was general consensus on the need to align the current policy to the Constitution of Kenya 2010. It was agreed in the meeting to constitute a smaller team to develop a draft of the revised policy which would be presented to the rest of the team by 31st March 2014.

6. National Policy on Older Persons and Ageing

The Ministry of Labour, Social Security and Services is in the process of developing a National Policy on Older Persons and Ageing. The policy seeks to ensure that older persons are treated as valuable members of the society and their rights and interests are recognized and promoted in line with Article 57 of the Constitution. The Article obligates the state to ensure the rights of older persons are observed, promoted, protected and fulfilled.

As part of the development process, the Ministry organized a one-day stakeholder forum on 6th November 2013 to discuss the draft policy to align it with the Constitution. Among the key recommendations were:

- (a) Ensure that county governments are involved in the development of the policy.
- (b) Incorporate intergenerational justice for the rights of older persons through inclusion of a thematic area in the policy on access to justice for older people.
- (c) Audit existing laws and policies as well as service charters to ensure they are sensitive to the needs and interests of older persons.
- (d) Include provisions that will ensure protection of older persons as consumers in line with Article 46 of the Constitution.
- (e) Ensure all the rights of older persons are adequately provided for in the policy. These include: protection of older persons against violence and negative cultural beliefs and practices, poverty eradication, access to information, provision for geriatrics in health programming.

The Ministry undertook to revise the policy to include the above recommendations and circulate it to stakeholders for a review, and thereafter forward to CIC for final review.

7. Sessional Paper No. 14 of 2012 on Reforming the Education and Training Sectors in Kenya

CIC began the review of Sessional Paper with purpose of establishing the following:

- (a) whether or not the policy meets the requirements of the CoK 2010;
- (b) whether or not the policy relates to the current world context;
- (c) whether the policy address current and emerging issues in the Kenyan and global education contexts;
- (d) whether or not the policy will bring about desired reforms;
- (e) whether the policy is technically sound;
- (f) identify any aspects of the policy which need review, change or improvement;
- (g) advise on how the national values and principles of the Constitution can be embedded into the system of education through the policy;
- (h) identify priorities for new legislation on education;
- (i) propose additional content for inclusion in the policy to aid reforms in the education sector in ways responsive to national goals and aspirations;
- (j) provide between two and four possible scenarios for approaching the implementation of the policy, with the possible impact of each scenario on the country, the Constitution and the people's aspirations.

The review of this sessional paper will be completed in the coming quarter.

8. Public Participation Policy

The Constitution codifies national values and principles under Article 10(2) which include the "participation of the people" in the review, formulation and implementation of public policies, administrative decisions and procedures, enactment and application of the law. Other constitutional provisions that provide for public participation include: Articles 69(1), 94, 118, 159, 174 (c), 196, 201 (a), 232, 159 of the Constitution.

The Commission is currently working with the Office of the Attorney General and Department of Justice to finalize the concept paper on the development of a public participation policy. The will guide policy makers and members of the public in ensuring effective implementation of the principle of public participation as provided under Article 10 of the Constitution.

2.2 Review and Development of Legislation

The Fifth Schedule to the Constitution identifies 48 Articles of the Constitution that require legislation within a period of five years from the promulgation of the Constitution to implement the Constitution. The Schedule also provides for "Any other legislation required by the Constitution", to be developed within five years of promulgation of the constitution. Further, Section 7(1) of Fifth Schedule provides that "All laws in force immediately before the effective date continues in force and shall be construed with the alterations, adaptations, qualifications and exceptions necessary to bring it into conformity with this Constitution". This provision calls for an audit for compliance with the Constitution, of all laws existing before the effective date. The Commission thus has continued to work with the National and County Executives and other stakeholders to facilitate the review of existing laws and development of new legislation according to the procedure in Article 261(1) and (4) of the Constitution.

Since the promulgation of the Constitution, a total of 191 legislation have been enacted. In addition, county governments have enacted a total of 71 legislation to facilitate their delivery of services to their county residents.

During the reporting period, the following laws, were reviewed for alignment with the Constitution:

1. Wildlife Conservation and Management (Amendment) Bill, 2013

The Amendment Bill provides for the protection, conservation, sustainable use and management of wildlife in Kenya. The Commission reviewed the draft (Amendment) Bill, identified gaps and made recommendations to the Parliamentary Committee on Environment and Natural Resources. The committee adopted the recommendations and the Bill was assented to by the President on 24th December, 2013.

2. Water Bill, 2013

The Bill provides for the regulation, management and development of water resources, water and sewerage services. During this reporting period, CIC worked with stakeholders from both County and National levels of Government to review the Bill. Substantive recommendations made included: the need to recognize water services as a devolved function, and to reduce the number of proposed institutions under the Bill. It was also recommended that county governments and local communities be engaged in development, provisions and management of water services and management of the water resources within the jurisdiction of each county government.

3. Community Land Bill, Evictions and Resettlement Procedure Bill, 2013, and Physical Planning Bill, 2013

The Commission received from the Attorney General's Office three Bills for review

- The Community Land Bill, which provides for the recognition, protection, management and administration of community land,

- The Evictions and Resettlement Procedure Bill, providing for procedures applicable to all forms of evictions, and providing for protection, prevention and redress against eviction for all occupiers of land, including unlawful occupiers and for matters incidental, and
- The Physical Planning Bill, which provides for the preparation and implementation of physical development plan.

The Bills will be subjected to public participation in 2014.

4. The Victim Protection Bill, 2013

The Commission received two Bills relating to the protection, rights and welfare of victims of offences, namely: the draft Victim Protection Bill, 2013 and the draft Victim of Offences Bill, 2013 from the Parliamentary Committee on Legal Affairs and the Ministry of Interior and Co-ordination of National Government respectively. The two legislative proposals were reviewed by CIC and harmonized into the Victim Protection Bill, 2013. They were submitted to Parliament for publication.

5. The Basic Education (Amendment) Bill, 2013

During the reporting period, CIC received additional views from key stakeholders including representatives of the church, parents associations, Parliament and the Ministry of Education on proposals to amend the Basic Education Act to incorporate provisions on Learners with Disabilities. The Commission worked with AG and KLRC to draft an amendment Bill to the Basic Education Act to incorporate the provisions dealing with learners with disabilities. The Amendment Bill that is currently being prepared by the AG will be subjected to stakeholder consultation sometime early 2014.

6. The Legal Aid Bill, 2013

The draft Legal Aid Bill, which seeks to give effect to Articles 19 (2), 48 and 50 (2) (g) and h) of the Constitution, was submitted to CIC from the office of the Attorney General for review. The Commission has commenced an internal review of the Bill and will subject it to stakeholder consultations early 2014.

7. Public Service Commission (Amendment) Bill, 2013

CIC convened a round table meeting to finalize the review of the Public Service Commission (Amendment) Bill, 2013, which gives effect to Articles 233 and 234 of the Constitution. The meeting was attended by the Public Service Commission, the Kenya Law Reform Commission, the Ministry of Devolution and Planning and the Ministry of Labour, Social Security and Services. The Bill was then forwarded to the Office of the Attorney-General on 30th October, 2013 for publication.

8. Work Injury Compensation Bill, 2013

The draft Bill was submitted to CIC by the Ministry of Labour Social Security and Services and is currently under internal review as the Commission awaits formal submission from the office of the Attorney General.

9. Health Bill, 2013

The Health Bill, 2013 seeks, among others to consolidate all laws relating to health and establish a unified health system. CIC received the Health Bill together with the Health Policy from the Ministry of Health and forwarded them to County Governments for comments. The Commission has so far received comments from four counties namely; Kisii, Nakuru, Kiambu and Taita Taveta. The comments are specific to the different clauses in the Bill.

During this reporting period, the Commission held a meeting with the Ministry of Health where it was agreed that the Ministry would revise the Bill based on the comments from the counties. The revised Bill will be subjected to stakeholder consultations within the next quarter.

10. Counselors, Psychologists and Psychotherapist Bill, 2013

During the reporting period, a technical team constituted to consolidate the Counsellors, Psychologists and Psychotherapist Bill 2013 and the Psychologists and Counsellors Bill 2013 held several meetings to harmonize Bills to provide for the training, registration, licensing and practice and standards of Counsellors, Psychologists and Psychotherapist. Despite these efforts, the Counsellors, Psychologists and Psychotherapist Bill, 2013 was introduced in Parliament without the proposed harmonisation and is now in the first reading. CIC continues to monitor the progress of the preparation of the harmonized Bill.

11. Family Law Bills: Marriage Bill 2013; Matrimonial Property Bill 2013 and Protection Against Domestic Violence Bill, 2013

During previous reporting periods, CIC facilitated, monitored and oversee the development of three Family Bills that were subsequently tabled in Parliament. Of the three, only one has been enacted, i.e., the Matrimonial Property Bill. The Marriage Bill has been pending since July 2013 while the Protection Against Domestic Violence Bill, 2013 has passed the first reading. CIC continues to monitor the discussions relating to the Bills.

12. Foreign Service and Diplomatic Representation Bill, 2013

CIC received the Foreign Service and Diplomatic Representation Bill, 2013 from the Ministry of Foreign Affairs. The Bill provides for the establishment, operations and functions of the Foreign and Diplomatic Services of Kenya.

The Commission audited the Bill and circulated it for further comments to key stakeholders, including the Ministry of Interior and Coordination of National Government, Public Service Commission, Salaries and Remuneration Commission, Office of the Attorney General and the Kenya Law Reform Commission for their review. During the next quarter, the Commission has scheduled a roundtable meeting to deliberate the recommendations and finalise review of the Bill.

13. National Identification and Registration Bill, 2013 and the Refugee Bill, 2013

In 2011, CIC received 5 Bills from the then Ministry of Immigration and Registration of Persons. These were:

- the Kenya Citizens and Foreign Nationals Management Services Bill, 2011
- the Kenya Citizenship and Immigration Bill, 2011
- the Identification and Registration of Citizens Bill, 2011
- the Births and Deaths Registration Bill, 2011, and
- the Refugee Bill, 2011.

The first two were enacted in August 2011. With regards to the remaining Bills, it was agreed that the Identification and Registration of Citizens Bill and the Births and Deaths Registration Bill would be merged into one Bill, i.e., the National Identification and Registration Bill, 2013.

During the reporting period, CIC facilitated consultations with the Management Service Board established under the Citizens and Foreign Nationals Management Services Act, 2011 to discuss the appointment and allocation of duties to directors and other personnel of the Service, as provided for in the Identification and Registration of Persons Bill, 2013. During the meeting, the Board identified among other key issues for consideration: (i) the need to amend the Kenya Citizens and Foreign Nationals Management Service Act, 2011 to provide for a directorate of Refugees, and (ii) the need for consultations with the Public Service Commission, in matters relating to appointment and allocation of duties to directors and personnel of the Service. Further, it was agreed that the Board would review the two Bills against the enacted legislation on citizenship and immigration.

2.3 Review and Development of Administrative Procedures and Institutional Structures

1. Leadership and Integrity Regulations

During the reporting period, the Ethics and Anti-Corruption Commission held a stakeholders forum to review the draft Leadership and Integrity Regulations. The forum was attended by a wide range of stakeholders including, CIC, Federation of Kenya Employers (FKE), Association of Professionals East Africa (APSEA), the National Intelligence Service (NIS) among others. It was agreed that EACC would consider the views given by stakeholders and forward the draft regulations to CIC for internal review.

2. National Intelligence Service Regulations

The National Intelligence Service Council is mandated by Section 33 of the Public Officers Ethics Act, 2003 to establish procedures for declaration of wealth, assets and income for disciplined forces for which NIS is responsible. The NIS Procedures for Administration of Part IV of Public Officers Ethics Act were developed in line with this delegated mandate. Draft guidelines were reviewed and are awaiting further technical input in roundtables to be convened in the first quarter of 2014.

3. Public Finance Management Act Regulations

The Public Finance Management Act, Regulations were developed by the National Treasury pursuant to Section 205 of the Act. During the reporting period, the Commission together with the National Treasury organized stakeholder consultations to get views on the Regulations. The forum brought together various institutions including, the National Treasury, CIC, Commission on Revenue Allocation, County Executive Members responsible for finance, various Non Governmental Organizations and professional organizations including, Institute of Certified Public Accountants Kenya (ICPAK) and Kenya Private Sector Alliance (KEPSA).

Subsequently, CIC reviewed the draft regulations and made recommendations to the National Treasury.

4. County Policing Authority Guidelines

CIC reviewed two sets of guidelines for county policing:

- (a) National Police Service Commission (County Policing Authority) Guidelines 2013. These provide for procedures for establishment of County Policing Authorities pursuant to Sections 41 of the National Police Service Act 2011.
- (b) Guidelines on Conduct of Business of County Policing Authority 2013. These guidelines provide procedures for the conduct of business of county policing authorities established under Section 42 of the National Police Service Act 2011.

The guidelines were then submitted to the Attorney General, Kenya Law Review Commission, the National Police Service Commission, and the Inspector General and the Ministry of Interior and National Government Co-ordination.

2.4 Working With Constitutional Commissions and Independent Offices

The Constitution, in several Articles and Chapter 15 establishes independent commissions and independent offices¹. Each constitutional commission and independent office has to discharge its specific mandate in accordance with general objects, functions and powers under Articles 248 to 254 of the Constitution.

All the constitutional commissions and independent offices envisaged in the Constitution have been fully established according to the law except the Kenya National Commission on Human Rights, Teachers Service Commission and National Gender and Equality Commission. The TSC had its nominees rejected by the National Assembly, while the Court stopped the Kenya Human Rights Commission recruitment process.

Following the adoption by the Constitutional Commissions and Independent Offices (CC&IOs) of the concept paper on the Working Modalities of CC&IOs, a technical committee was tasked with the responsibility of identifying key activities to be undertaken. The Commission drew up Terms of Reference for the Technical Committee, which was subsequently adopted at a meeting held on 4th October 2013 mandates of various CC&IOs be developed and shared.

It is envisaged that this engagement of CC&IOs at the Chairperson/Commissioners level (through the Chair's Forum), the CEO/Secretaries and the Technical teams will lead to a more harmonious working relationship between the offices as well as improved service delivery to the people of Kenya. The three-pronged approach also means that issues identified and discussed at the technical meeting will be escalated to the CEOs and subsequently to the Chairpersons' Forum.

PART THREE

IMPLEMENTATION OF THE SYSTEM OF DEVOLVED GOVERNMENT

The Constitution, under section 15(2) (d) of Sixth Schedule, mandates CIC to monitor the implementation of the system of devolved government, including monitoring the operationalization of the constitutional provisions on devolved government as provided for in Chapter Eleven of the Constitution. This also includes the review and development of policies, legislation and administrative procedures required to implement the system of devolved government. In pursuit of this mandate, the Commission tracks and reports on progress and challenges in the implementation of the system of devolved government.

During the reporting period, CIC undertook several activities to ensure that the implementation of the system of devolved government was on track and complying with the letter and spirit of the Constitution. These include:

Development of a Devolution Monitoring Tool

¹ The Kenya National Human Rights and Equity Commission, The National Land Commission, The Independent Electoral and Boundaries Commission, The Parliamentary Service Commission, The Judicial Service Commission, The Commission on Revenue Allocation, The Public Service Commission, The Salaries and Remuneration Commission, The Teachers Service Commission, and The National Police Service Commission. Independent Offices are the Auditor-General and the Controller of Budget.

The Commission analysed foundational laws for the governance of counties² and developed a comprehensive devolution monitoring tool. The tool provides a simplified template for tracking implementation of key aspects of devolution, including,

- (a) transfer of functions between both levels of Government;
- (b) policies, legislation, regulations and plans to facilitate implementation of the system of devolved government;
- (c) financial, human capacities, structures and systems to facilitate implementation of the system of devolved government;
- (d) the establishment of decentralized units, urban areas and cities; and
- (e) public participation and access to information.

Establishment of Structures and Systems of County Governments

The Constitution of Kenya requires county governments to develop institutional structures and systems necessary for the effective implementation of the Constitution. Some of the structures envisaged include the county assemblies, county executives, county public service boards and county executive committees. These key structures have been established in all the counties. The Commission continues to monitor the establishment and capacity building of these structures to ensure that they effectively discharge their respective mandates at the County Level.

3.1 Analysis of County Assembly Reports

During the reporting period the Commission received and analyzed reports from 20 County Assemblies. The analysis indicates various levels of achievements by the County Assemblies of their functions under 4 key areas namely; legislative role, approval/authorization role, oversight role and the role of representation of the people, as required by the Constitution. The results below are based on the 20 counties that submitted reports during the period.

(1) Legislative Role

Overall, 31 different pieces of legislation were processed. The most common being the County Appropriation Bill (50%), the County Finance Bill (35%), Supplementary Appropriation Bill (15%) and the Alcoholic Drinks Bill (10%). A total of 6 Bills were gazetted over the period. County executives originated 87% of the Bills while county assemblies and members of the public originated 10% and 3% of the Bills respectively.

(2) Approvals and Authorization

- (a) **Development of Policies at National Level:** As reported in section 2.1 of Part Two of this report, there are a number of sector-based policies in the process of development.
- (b) **Approval of County Policies:** Three (Kericho, Meru, Murang'a) out of twenty counties processed various policies, with two counties approving the policies and one being work in progress. This represents some improvement from the first quarter report where all the policies were work in progress. There is need to engage more in policy review/development to ensure that the Bills processed are guided by specific policies.
- (c) **Approval of County Plans:** During the reporting period, majority (95%) of the county assemblies processed at least one of the plans required in the management of the counties, totaling to approval of ten different plans. These included County Integrated Plan, County Development Plan, County Sectoral Plans, Development and Management of County Institutions, County Governments Transition Implementation Plan, Cities and Urban Areas Plans, County Spatial Plans, Management & Exploitation of County Resources and Development & Management of County Infrastructure. Most of the plans processed were reported as work in progress. This is a marked improvement from the first quarter report where most counties had not commenced development of plans.
- (d) **Approval of Nominees to County Public Offices:** Majority of the county assemblies (90%) have approved various nominees to the county public offices as provided for in the Constitution. These included county executive committee members, the chairpersons and members of the county public service boards and the county assembly representatives in the County Assembly Service Boards. The results indicate that the County Governments are in the process of establishing the necessary structures for the performance of their functions. The process however needs fast-tracking to avoid unnecessary delays in the service delivery.
- (e) **Fiduciary Approvals:** Eleven counties (out of 20 that reported) had approved the budget expenditures and the County Appropriation Bills. Two County Assemblies (Kakamega and Murang'a) had approved other budget framework requirements including a framework for county treasury to manage county public funds, and establishment of Emergency Fund. Other approval items were reported as work-in-progress in different counties including:
 - Fiscal strategy paper,
 - Borrowing for county governments,
 - Framework for county treasury to manage county public funds,
 - County public debt,
 - County wage bill (percentage of total county government revenue)
 - County Appropriation Bill,
 - Temporary deviation from county fiscal strategy paper,
 - Regulations and prescription of criteria for establishing and dissolving county corporations,
 - Establishment of emergency fund, framework and criteria by county executive,
 - Debt management strategy of the county by county treasury.
- (f) **Approval of Symbols:** Thirteen of the twenty County Assemblies have initiated processes for identification of various county symbols. Most of the processes were reported as work-in-progress with only three County Assemblies (Baringo, Elgeyo Marakwet and Turkana) having approved the County coat of arms symbol, two (Elgeyo Marakwet and Turkana) approved the county Public Seal and one (Turkana) approved the county flag. Close coordination is required to ensure non-resemblance of the respective county symbols as per Section 4(4) of the County Governments Act. The counties should also ensure appropriate legislation and public participation in development of these symbols.

² The Constitution of Kenya, 2010, The Elections Act 2011, The Transition to Devolved Government Act, 2012, The Urban Areas and Cities Act 2011, The County Government Act 2012, The Public Finance Act 2012, The County Governments Act, 2012, Intergovernmental Relations Act, 2012, and The National Government Coordination Act, 2013

- (g) **Approval of Decentralized Units:** Over 12 County Assemblies have at least engaged in the processes of approving various decentralized units, including urban areas and cities, sub-counties, wards and village units. Three of them (Bomet, Kericho and Murang'a) approved the sub-county units, and two (Bungoma and Murang'a) approved the wards and one (Bomet), approved the urban areas and cities. However, there is need to ensure that the establishment of various decentralized units are fully backed by appropriate legislation and resources to operationalize them.

(3) Oversight Roles of the County Assembly

The oversight roles performed by various county assemblies comprised mainly of summonses of public officers to respond to and provide statements over various issues in the county (100%); vetting and approval of nominations and appointments of various officers (95%), including the CSPB, requests, receipt and deliberations on reports and statements from the executive on various issues (30%), and approval of various county plans including county integrated development plans and procurement plans. Some of the statements and reports discussed include status of the Local Authority Support (LAS) projects for the year 2011/2012, progress reports from various ministries, and audit reports.

(4) Representation of the People

Over the reporting period, counties reported to have engaged the public on various issues, such as public hearings on county Bills (12 counties), motions under discussion in parliament (6 counties), hearing of petitions from the public on various issues affecting the counties (3 counties), and public hearings on the budget (3 counties). Other consultations held with the public were establishment of disaster management schemes and peace building initiatives, establishment of administrative structures including the village units, offices and county resources.

3.2. Analysis of TA Report

During the reporting period, the Commission analysed all monthly, quarterly and annual reports³ submitted by the Transition Authority over the period July, 2012 to June, 2013. The analysis evaluated the processes and activities accomplished as per Section 7 and the Fourth Schedule of the Transition to Devolved Government Act, 2012. The details of the analysis are found in the analysis report "*Analysis of Transition Authority Progress Reports and Evaluation of Performance, December 2013*".

3.2.1 Audit and Validation of Assets and Liabilities

The initial attempt to audit assets and liabilities was made in September 2012. The Fourth Schedule of Transition to Devolved Government Act, 2012 requires the Transition Authority (TA) to carry out the audit, which entails assets, debts and liabilities of the National government, public agencies and Local Authorities. Only sixteen (16) Local Authorities submitted reports to TA on their assets. The Ministry of Public Works submitted a report on public buildings and the land.

There were poor responses from the MDAs and Local Authorities, and there is no evidence that this activity has been finalised. Some county governments, such as Kiambu are undertaking independent audit of assets to create their own inventories. So far, there is no inventory of assets, debts, liabilities and infrastructure.

3.2.2 Auditing of Human Resources of National Government, Local Authorities, and other Public Entities.

The Fourth Schedule to the Transition to Devolved Government Act, 2012 stipulates that TA shall audit government staff and local authority staff in counties to establish the number of staff in each county by cadre, grades, gender, age and qualification. This is one of the priority activities for effective devolution because human resources are the driver of service delivery and development at all levels of government.

The Transition Authority reported that it had held several consultative meetings with public institutions including the Public Service Commission, Ministry of State for Public Service, Ministry of Local Government and the Office of the President. The Authority also made contacts with the State Corporations Advisory Committee and the Teachers Service Commission, and developed data collection tools and sourced information from the Integrated Personal Payroll Database.

The issue of staff is still a challenge to county governments. Some counties such as Mombasa and Nairobi started experiencing problems relating to a high wage bills and the existence of ghost workers, with Nairobi having over two thousand employees.

3.2.3 Civic Education

The Fourth Schedule of the TDG Act, 2012 requires the TA "to facilitate civic education, to ensure civic education on devolution is commenced and coordinated." The expectations are that the TA would focus on the entire population and map out an effective civic education programme on devolution and strategies to reach all Kenyans. Besides public employees, the TA should focus on the general public, school children and college students, who would be the long-term carriers of values and principles of devolved governance.

To implement civic education, TA embarked on the process of mapping out on-going civic education activities by public institutions and civil society groups to determine its entry point. The TA engaged the Kenya National Integrated Civic Education (K-NICE) to produce civic education materials, which the organization submitted to TA in October 2012. In November 2012, TA developed a manual and curriculum for sensitization of public officers on transition to devolved governments.

From the county visits conducted, it is apparent that there are gaps in awareness among the majority of Kenyans regarding devolution and transition to the system of devolved government. They are, therefore, unable to objectively interrogate the process of transition to devolved governance, and demand accountability from their County and National Government leaders. This demonstrates that civic education was not effectively carried out due to poor focus and misinterpretation of mandate. The roadmap for civic education would have highlighted the target population, the process for facilitation and stakeholder involvement, clear objectives and content, institutional framework for implementation, monitoring and evaluation.

3.2.4 Preparation of Initial County Budgets

The Fourth Schedule of the TDG Act, 2012 {section (h)} mandates the Transition Authority to "facilitate the initial preparation of county budgets, to ensure such budgets are agreed upon." The nature and timing of support provided by TA to counties in preparation of their budgets is not clear. Hence, county budgeting became one of the most contentious issues after the inauguration of County Governments, where Governors came up with incredibly lavish and spurious budgets. This is partly attributable to poor execution of initial budgetary process and related activities. The process was also undermined by politics and an unsupportive civil bureaucracy. This eroded the confidence and trust of government officials and members of the public in the Transition Authority.

³ One annual report covering the period July 2012 to June 2013; quarterly reports for October to December 2012, January to March 2013, April to June 2013; monthly reports for August 2012, September 2012, November 2012, January, February, March, April, May and June 2013. The analysis does not include monthly reports for July and December 2012, and the quarterly report for July to September 2012, which were not available.

3.2.5 Preparation of County Profiles

County profiles are important for county planning because they provide vital information such as the area and boundary of a county, population, human activity, human and natural resource endowment, infrastructure and access, education and literacy. They also consist of county socio-economic development, challenges and strategies, development priority programmes and projects.

The Transition to Devolved Government Act, 2012 requires TA to “facilitate the preparation of country profiles, to ensure that the profiles of counties are produced published and publicized.” These profiles were prepared and published by the Ministry of Planning and Vision 2030⁴ in May 2013. Currently, counties are undertaking their own planning.

3.2.6 Functional Analysis and Competency Assignment

Section (i) of the Fourth Schedule of the Transition to Devolved Government Act, 2012 requires an analysis of functions and competency assignment accompanied with a plan for distribution published and necessary Acts amended. This entailed the following:

- (a) Facilitating the analysis and phased transfer of functions provided for under the Fourth Schedule of the Constitution to the national and county governments.
- (b) Determining the resources requirements for each of the functions.
- (c) Coordinating the validation and publication of the country and national functions.
- (d) Establishing criteria that must be met before particular functions are devolved to county governments to ensure that those governments are not given functions which they cannot perform; and
- (e) Overseeing the transfer of functions from the national government to the county governments.

In this context, the TA was expected to develop a framework for comprehensive transfer of functions, ensure transfer takes place and no level of government is given functions it cannot perform, and also play an oversight role during the transfer process.

Functional analysis, unbundling of functions and competency assignment were not satisfactorily completed. This has led to unprecedented challenges in the transfer of functions to county governments, especially following a decision by the Summit to transfer at once all functions assigned to county governments.

3.2.7 Development of County Public Finance Management System

Development of county public finance management system is phase one activity with a deadline of March 4th 2013. TA identified two specific activities to be undertaken to realize the intended goal. First, setting up of county government treasuries and their operationalization, and second, implementation of the Public Finance Management Act, 2012 in all counties. The Act established a framework for the management of county treasuries; the transition county budget process; transition revenue raising measures and expenditures for county governments; and responsibilities of transition county accounting officers and receivers of revenue.

The setting up of County Treasuries has been fairly successful but with delays. Some Counties have employed staff from the National Treasury, who have technical knowhow in financial management and management systems to kick-start their functioning. There are however some notable capacity gaps and it is therefore proposed that capacity building for county financial management staff and revenue clerks should be done quickly to bridge the current deficiencies.

3.2.8 Mechanism for the Transition of National Government and Local Authorities Employees

All Local Authorities staff were retained by County governments. National government staff, who rendered services which were transferred to County governments, were also seconded. However, staff rationalization is yet to be undertaken.

3.2.9 Assessment of Capacity Needs and Capability of National and County Governments

The main purpose of this activity is to ensure that both levels of government have the capacity to effectively and efficiently perform their functions and provide services to the people of Kenya. The main activities are twofold:

- (a) Conduct capacity needs assessment of the National and County governments, and
- (b) Coordinate and facilitate provision of assistance to National and County governments in enhancing their capacity to govern and deliver services effectively.

Although some form of capacity needs assessment was done, the conceptualization of this activity was poor, as it did not focus on other areas of capacity such as human resource needs, skills, training, and remuneration. Most of the capacity needs assessment involved the staff and assets audit, which are yet to be completed, including, infrastructure, capacity assessment and capacity development, management of TA interim staff, and legal capacity building for transition.

3.3. Consultations on the Implementation of the System of Devolved Government

The Commission held a number of consultations with regard to the implementation of system of devolved government, as summarised below.

(i) Meeting with the Ministry of Health on Effective Implementation of the Right to Health

During the reporting period, CIC held a meeting with the Ministry of Health. Among the key issues discussed include:

- (a) *Legislation:* Development of a comprehensive policy and an overarching health law from which all other laws will be developed.
- (b) *Ministry restructuring:* Review of the Ministry’s administrative structure subject to the merger of the two former health ministries. The new structure must recognize the allocation of functions in the 4th schedule of the Constitution as well as the national and public service values and principles.
- (c) *Unbundling of Health Functions:* The health functions to be unbundled through the intergovernmental sector consultative forum.

⁴ This is now a State Department under the Ministry of Devolution and Planning

- (d) *Health Care Financing*: The Ministry in collaboration with CIC should sensitize county governments on national and county budget processes.
- (e) *Human Resource*: The Ministry is to commission a comprehensive analysis of human resource levels in counties to identify competency and skills gaps as well as develop standards for regulation of the health sector.
- (f) *Intergovernmental Agreements*: There is need to establish a mechanism for monitoring implementation of commitments made at the Health Sector Intergovernmental Consultative Forums.

(ii) Meetings on the secondment of staff to County Governments over the Transition Period

During the month of November and December, CIC facilitated a series of meetings with Directorate of Public Service, National Treasury, Salaries and Remuneration Commission, Transition Authority, Office of the Attorney General, Kenya Law Reform Commission, Public Service Commission, and Pensions Department. The meetings sought to address emerging issues relating to seconded officers to County Governments during the transition period. Some of the issues, which need immediate intervention included;

- (a) job security of public officers on secondment;
- (b) payment of salaries, remuneration, allowances and other benefits;
- (c) redeployment to the National Government after secondment;
- (d) disciplinary control of seconded staff;
- (e) pensions;
- (f) competency and skills audits;
- (g) appointments and recruitment by the County Public Service Board and
- (h) the absorption of staff to the county governments.

Different committees were formed to address the various emerging issues. It was agreed that a follow up meeting should be convened in the month of January 2014 to review the possible solutions. Other recommendations were that a Public Service Bill should be drafted by end of January 2014, and that regulations should also be developed to address the issues aforementioned during the interim period.

(iii) Meeting with the Transition Authority on the management of county pension schemes

The Transition Authority convened a meeting on 6th December, 2013 to address the management of the county pension schemes. The Pensions Department informed the meeting of the various options that the County Governments could opt for, and various presentations were made on the existing pension schemes and their shortcomings. A technical team, chaired by the Retirement Benefits Authority (RBA), was formed to review the options and make a recommendation in the next meeting. Given the urgency of the matter, a pension scheme should be agreed upon by January 2014 to ensure seamless transfer of pension.

(iv) Meeting on Transfer of Health Functions

The Commission met the President to discuss health functions that have been transferred to the county government. In the meeting, CIC highlighted various concerns as identified by governors, which centred on the following staffing issues:

- (a) Inconsistencies between staffing data – not all staff reportedly seconded by the National Government could be accounted for at the county governments level.
- (b) Challenges in the County Governments refunding salaries for seconded staff paid by national government due to inconsistencies in staffing data and existing deficits in funding levels.
- (c) Performance management of seconded staff - seconded staff continue to report to the National Government instead of the County Government as would be expected which complicates among other issues, ability to institute disciplinary measures where required.
- (d) Arbitrary transfer of seconded staff by the National Government without consultation with the County Public Service Boards as required by Section 73 (4) and (5) of the County Government Act.

CIC observed the need to review the Ministry of Health Performance Contract to align with Schedule 4 of the Constitution. Key among them are:

- (a) *Prevention of Alcohol and Drug Abuse*: The Ministry proposes to undertake activities aimed at reducing the prevalence of Alcohol and Drug Abuse. These are:
 - (i) Conduct sensitization on alcohol and substance abuse.
 - (ii) Finalize, launch & disseminate the Ministry's alcohol and drug abuse policy.
- (b) *Reduction of maternal mortality rate*: Though maternal healthcare falls under promotion of primary healthcare and is a function of the County Government, the Ministry proposed to reduce maternal mortality through implementation of free maternity services in counties. The Ministry commits to provide:
 - (i) Quarterly disbursement of funds to pay for all deliveries in public facilities.
 - (ii) Policy framework for implementing free maternal care programme.
 - (iii) Capacity Building.
 - (iv) Procurement of Basic Emergency Obstetric Care equipment.
 - (v) Monitoring the implementation of the free maternity services.

(v) Consultative Meeting with Mombasa County Assembly Members

The Commission held a consultative meeting with members from the Justice and Legal Affairs committee of the county assembly of Mombasa. The meeting discussed the work of the Commission in relation to the implementation of the system of devolved government and deliberated on contentious issues, including:

- (1) **Transfer of functions without resources**: The MCAs sought clarification on the transfer of functions without adequate resources. CIC had raised concern on the transfer process, which did not meet the threshold of the Constitution. The political agreement to fast track the transfer process had compromised the undertaking of key precursors to the transfer, i.e., unbundling of functions and the subsequent

costing. The current costing was based on historical costing. To ensure that this does not reoccur in the next financial year, CIC has actively participated in the intergovernmental committees, which represent both the county and national government.

- (2) **Evaluation by SRC:** In view of the standoff with SRC, the team sought clarity on the proposed evaluation. It was brought to the attention of MCAs that under Article 230 of the Constitution, they are state officers, meaning SRC has the mandate to regularly review their benefits and remuneration. It was however noted that when SRC was carrying out the review exercise, before the March 4th elections, County Assemblies were not in place to participate in the process. Following the operationalization of the county assemblies, the MCAs could now engage with the SRC as appropriate so as to seek review of their terms.
- (3) **Ministry of Devolution and Planning and Inter-Dependence of County Governments:** The MCAs raised concern on the existence of the Ministry of Devolution and Planning, and the likelihood of interference with county governments. Based on the functions of the Ministry indicated in the presidential circular, the Commission informed the meeting that in its view, the Ministry does not interfere with the functioning of the county governments. The two governments have distinct roles, are interdependent and hence work on mutual understanding.
- (4) **Minority Leader in the County Assembly:** A clarification was sought on a minority leader in a case where all MCAs are from one political party. Given the experience in Mombasa, it was proposed that statute be amended to refer to 'where it is applicable and not across board.' During the interim period, CIC proposed that the Assembly's Standing Orders be adjusted to address this issue.
- (5) **Constitutionality of the MPs Administering the CDF:** The Commission clarified its position on the unconstitutionality of the CDF Act. The roles of legislators are law making, oversight and approvals. MPs should not administer CDF funds. By doing so, they would be playing a conflicting role by implementing and overseeing the process. It also means that the MCAs cannot be mandated to take charge of bursary fund, as their roles are legislation and oversight.
- (6) **Absentee Landlords (in Mombasa):** the MCAs were advised to organize a structured meeting with the National Land Commission and make proposals to tackle historical land injustices.
- (7) **Harbors and Ferries:** The Commission clarified that this is a concurrent function as per the 4th schedule to the Constitution. Function analysis is ongoing and these issues will require discussions at the intergovernmental level. It is important for the county assembly to hold the county executive accountable on their input in the decisions arrived.
- (8) **Referendum to Increase the Minimum Allocation:** In CIC's view, an alternative solutions other than resorting to a referendum should be sought. The Commission further indicated that given the implementation of the Constitution was still in its formative stages, it was premature to seek a referendum.

3.4. Stakeholder Forum on County Model Law on Public Participation

During the reporting period, the Commission participated in the development of a proposed county model law on public participation. The Kenya Law Reform Commission organized a two days forum for stakeholders to review the draft model law. The proposed model law is intended to guide the County Governments in the preparation of relevant legislation on public participation and ensure alignment with the constitution.

3.5. Engagements with the County Governments

During the reporting period, the Commission visited Nyeri and Kericho Counties with an overall objective of discussing implementation of system of devolved government.

(1) Meeting with the Nyeri County Executive and the County Assembly

The Commission visited Nyeri County on 7th November 2013 and held a meeting with the Deputy Governor, County Executive and County Speaker. The objective of the visit was to create a platform for collaboration for the effective implementation of the Constitution and the system of devolved government. Specific objectives of the visit were to:

- (a) Establish and build relationships;
- (b) Gain a common understanding of the roles and responsibility of the different institutions in the county government;
- (c) Review the implementation status of transition to the system of devolved government;
- (d) Identify potential challenges and risks in implementing the system of devolved government;
- (e) Understand CIC's monitoring and reporting tool on devolution.

During the discussion, it was noted that the two arms of the County Government, were not familiar with the recommended reporting mechanism and required support to track activities and address challenges in the establishment of the system of devolved government.

(2) Visit to Kericho County Government

The Commission held a meeting with the Kericho County Executive to discuss how the county government and CIC could work together in monitoring the Constitution implementation process. A number of issues, including the then strike by the health workers, were discussed and the following recommendations were made:

- (a) there should be an audit of the health services by an independent body, e.g., the Ethics and Anticorruption Commission (EACC) to resolve the issue of the ghost workers in the health sector.
- (b) each county should carry out an audit of its employees (in health sector) to identify ghost workers.
- (c) county governments should inform the public the improvements that have been made in service delivery in all sectors since the transfer of the functions to County Governments, taking one sector at a time.

In a meeting with members of the County Executive Committee, County Chief Officers and County Public Service Board, various issues requiring clarification were raised. They include; human resource as relates to employment status, reporting lines, roles of officers and affirmative action measures in employment and devolution. Other areas discussed were:

- (a) County public service board relating to establishment and role of CPSB.
- (b) Relationship between CA and County Executive.
- (c) process of removal of elected officials from office.
- (d) Transfer of functions and resources.

- (e) The commission clarified issues raised.

(3) Monitoring of Siaya County Gubernatorial By-election

The March 4th 2013 election results for the gubernatorial seat were nullified by the high court citing electoral discrepancies in the polling process. Subsequently, the by-elections were held on 17th October 2013. CIC participated in monitoring the by-election, visited 8 of polling stations⁵ and made the following observations:

- (a) The election campaigns were peaceful throughout the entire period providing for a conducive environment for voting.
- (b) Assistance was given to people with special needs and disabilities in all the polling stations visited to ensure they all voted. The special people included pregnant women, elderly persons, the blind and deaf.
- (c) There was clear indication of voter education on the process of voting. There were many IEBC posters at the polling centers illustrating to voters on how to vote. At the end, this helped in reducing spoilt votes.
- (d) Security was provided for in all polling stations. There was no evidence of any violence in the entire county. There were enough security officers during the by-election.
- (e) The process was smoothly conducted with very minimal challenges. For example, the Electronic Verification Identification Device (EVID) machines could not fully identify a voter. In some instances it showed the identification details but missed out on the image or vice versa. Consultations between the county returning officer and IEBC officials allowed the presiding officers to manually identify affected voters.
- (f) There was no any noted intimidation, coercion or violence.
- (g) The observers and the media were accorded freedom and sensitized on how to conduct themselves during the by-election processes.
- (h) Given by-election experience, the voter turnout was above average and stood at 55% with majority of the voters' listed as women.
- (i) All the procedures and processes laid in the law were followed strictly especially in the opening and closing times, polling and counting procedures and sealing of the ballot boxes.

IEBC demonstrated a high level of readiness in conducting the Siaya by-election. Logistics were put in place and adequate preparations were made to ensure smooth elections.

PART FOUR

PROMOTING CONSTITUTIONALISM AND PROTECTING THE SOVEREIGNTY OF THE PEOPLE

The Principle of public participation enshrined in Article 10 of the Constitution is one of the principles that CIC applies when interpreting or applying the Constitution. The Commission endeavours to keep the people of Kenya informed on the status of implementation of the Constitution and other matters that touch on constitutionalism. Information sharing and consultation with the people entails various methodologies including stakeholder engagements, media briefings and statements through electronic and print media. In particular, the Commission issued public advisories and media statements on matters of national interest. The Commission also ensures that the rule of law prevails by seeking judicial interpretation of acts or omissions considered contrary to the Constitution.

This part discusses public advisories, stakeholder engagements and litigation undertaken by CIC in the interest of the public.

4.1 Advisories and Media Statements

During the reporting period, CIC issued the following advisories and media statements. Details are contained in annex 1

- (a) **Statement on Affront to Devolution by the Senate:** The Commission issued this statement following publication of the County Governments (Amendment) (No.2) Bill on 16th August 2013 with proposals to amend the County Governments Act, 2012 by inserting a new section to provide for the establishment of County Development Boards in each county. The Commission noted that if passed, the Bill would violate the letter and spirit of the Constitution because it violates the principle of separation of power between legislative and executive arms of government.
- (b) **Statement on the Kenya Information and Communications (Amendments) Bill, 2013:** This Bill was published and passed by the National Assembly for enactment. Noting that the Bill contained some unconstitutional provisions, CIC issued an advisory on the provisions that were unconstitutional and proposed that the President refer the Bill to Parliament for amendment. The President referred the Bill to Parliament proposing various proposals for amendment, which were adopted by the National Assembly. National Assembly thereafter passed the Bill.
- (c) **Statement on Refusal to the President Memorandum on the Kenya Information and Communications (Amendment) Bill, 2013:** CIC also issued a statement on the refusal by the President to assent to the KICA, Bill, 2013. The Commission noted that the Memorandum by the President addresses to the unconstitutional provisions in the Bill and advised that Article 34(5) of the Constitution requires Parliament to enact a legislation that provides for the establishment of a body, which shall be independent of control by government, political interests or commercial interests. It was therefore important to the proposals by the president to ensure that the proposed media regulatory body reflects the interests of all sections of the society, sets media standards and regulates and monitors compliance with those standards.

In fact, the position by some media houses wanting to be the only interests involved in regulating the media is unconstitutional given that Article 34(5) is very clear on the independence of any regulating organ from "commercial interests" and reflecting "all sections of society".

- (d) **Statement on the Adjournment/Suspension of Sittings of County Assemblies:** Following various statements in the press that members of county assemblies across the country had refused, failed and or neglected to hold sittings as a strategy of negotiating for improved terms and conditions of serve, the Commission issued a statement urging them to resume their duties. In the statement, CIC noted that the purported strike/go slow by state officers could lead to failure by county governments to discharge their mandate and trigger takeover of county government functions by the national government. CIC therefore urged MCAs to resume their duties and pursue matters of welfare and remuneration through channels that do not seek to undermine the Constitution.
- (e) **Statement on the Threat to Arrest Journalists Over the Westgate Attack:** The alleged threat to arrest journalists for exercising their rights under Article 33 of the Constitution appears to be an exercise of authority that runs counter productive to the purposes of Article 34(2)(b), which prohibits the State from penalizing any person for any opinion or view or the content of any broadcast, publication or

⁵ The polling stations were Humwend, Ukwala, primary school, Ranga'la primary school, Lifunga primary school, in Ugenya constituency; Oseno Komolo primary school and Siaya county Assembly Hall in Siaya constituency; Bondo sub-county offices in Bondo constituency and Ndori dispensary in Rarieda constituency

dissemination. The Commission noted the need to follow the dictates of the Constitution and the law that regulates broadcast when addressing alleged violation of the right to freedom of expression by the media.

- (f) **Clarification on County Boundaries:** The Constitution does not specifically address the question of boundaries of counties. The determination of ward boundaries by IEBC under article 89 and the subsequent court ruling on this determination did not provide useful guidance on how to resolve the issue. Following the dispute between Makeni and Machakos counties on their boundaries, the Commission wrote to IEBC to seek clarification. This would be reference point to counties that may have similar.

4.2 Stakeholder Engagements

In addition to consultations in the course of reviewing and developing policies, legislation or regulations, the Commission engages stakeholders on various constitutional aspects. The following section is a brief overview of stakeholder engagements undertaken by the Commission during the reporting period.

(1) Meeting with Ministry of Information, Communication and Technology

The Commission engaged with the Ministry of Information, Communication and Technology and other stakeholders on the Media Council of Kenya Bill, 2013 and the Kenya Information and Communication (Amendment) Bill, 2013. The Bills have since been enacted into law.

(2) Stakeholder Forum on Development of Legislation for Alternative and Traditional Dispute Resolution Mechanisms.

Article 159 (2) of the Constitution mandates the Judiciary to, in the exercise of its judicial authority, *inter alia* “promote traditional dispute resolution mechanism in Kenya.” The Commission participated in a meeting organized by the Judiciary on the promotion of traditional/informal dispute resolution mechanisms and the role of the council of elders in promoting access to justice. The objective of the meeting which drew participants from members of the Judiciary and relevant stakeholders in the justice sector, was to explore the viability, challenges and possibilities of interfacing, establishing and operationalization of an indigenous alternative dispute resolution systems to enhance the realization of Article 48 of the Constitution on Access to Justice.

The Commission will engage further with the Judiciary on the development of a policy and legislation on traditional dispute resolution mechanisms.

(3) Meeting of Court User Committees

The National Council on Administration of Justice, of which CIC is a co-opted member, hosted a conference of the Court User Committees (CUC) in Nairobi. The Conference was an opportunity for the various Court User Committees to share experiences, benchmark against each other as well as gain insight on how to effectively monitor and evaluate their activities. Participants at the meeting were in agreement that the establishment and effective operationalization of the CUCs is critical to the realization of the right to access to justice.

Some of the identified challenges facing CUCs include lack of standard operations, turf controls, silo approaches by individual stakeholders, lack of finances, lack of proper records as well as apathy and non commitment by stakeholders, among others. As a way forward, it was agreed that there was need for better co-ordination among the CUCs, entrenchment of professionalism in their management and increased public participation in their activities, through public forums, establishment of hotlines etc.

The Commission will engage more with CUCs to support them address these challenges and in facilitating access to justice at County level.

(4) National Conference for Children with Disabilities

The National Conference for Children with Disability organized by VSO Jitolee, in collaboration with the Disability Caucus on the Implementation of the Constitution and other sector players brought together children with disability, Government ministries, policy makers, CSOs and key sector players. The meeting focused on the intersection between the education for all policy, and the disability rights as provided in the Constitution and other existing National and International frameworks. The conference provided an opportunity for a clear understanding of the opportunities, challenges and impediments likely to be faced in the education sector, following the inclusion of the rights for persons/learners with disability in the reviewed Basic Education Act, 2013. The meeting proposed inclusion as a way forward. The identified gaps and emerging opportunities from the workshop will form a basis for further engagement between the various players in the sectors.

(5) Stakeholder Meeting on Prioritization and Audit of Legislation for Conformity with the Constitution

The Commission participated in a meeting convened by the Kenya Law Reform Commission on the audit and prioritization of existing legislation for conformity with the Constitution. A consultant presented a draft report and views sought from the participants. The meeting recommended that, in addition to the legislation identified for prioritization under the Fifth Schedule to the Constitution, the report should also identify legislation, policies and administrative documents from MDAs that may require amendment in order to conform with the Constitution. Participants at the meeting were requested to send this information to the KLRC. A final copy of the report will be shared once complete.

(6) Meeting with the Catholic Justice and Peace Commission (CJPC)

The Commission held a meeting with the Catholic Justice and Peace Commission (CJPC) on 11th December, 2013 to discuss working modalities with CIC as well as the role of the church in monitoring implementation of the Constitution, which was include:

- (a) raising awareness and civic education on the Constitution;
- (b) reviewing of legislation and policy on advocacy;
- (c) issuance of guidelines on morality and ethics; and
- (d) involvement in peace education and current affairs.

The meeting recommended that:

- (a) CIC should ensure that all key institutions like the church are involved in the implementation process. Religious organizations should be recognized as key stakeholders in the sustainable implementation of the Constitution.
- (b) Civic education on the Constitution led by CJPC, NCKC and SUPKEM should be the key agenda for Kenyans for the next five years. Among other things, there is need to continuously educate the people of Kenya on the right to petition Parliament under Article 119 of the Constitution and the right to recall their leaders under Article 104 of the Constitution.
- (c) There is need to re-think the minimum educational and other requirements provided under Articles 99 and 193 of the Constitution.

(7) Meeting with the International Republican Institute (IRI)

The Commission held a meeting with IRI to discuss areas of collaboration in the Constitutional implementation process. It was agreed that IRI would work with CIC on matters relating to women and youth, county assemblies and in facilitating the printing of various publications. CIC agreed to review materials that IRI would develop, in future to ensure that the content relayed the correct constitutional and legal information.

(8) Training of Judges on Socio-Economic Rights

The Commission was invited to a forum organized by the Judicial Training Institute, an organ of the judiciary responsible for capacity development and training of the judiciary staff. The purpose of the forum was among others, to develop common understanding among judges from the East African region on the concept of Socio-Economic Rights, its contours and outer limits and effectively respond to its philosophical and pragmatic objections as human rights as well as to determine the precise sources of laws for socio-Economic Rights in respective jurisdictions.

CIC presented on the right based approach to development and the case for social economic rights during the forum, where emphasis was drawn on the need to ensure that socio-economic rights under Article 43 of the Kenya Constitution 2010 are progressively realized as provided.

(9) Meeting with Ministry of Devolution and Planning on the Development of National Framework for Management of Donor Funds

CIC participated in the formulation of a national framework for the management of donor funds at both levels of government. This arose from the desire to synergize and have a common understanding on the utilization and application of donor funds from both a budget and development needs perspective. The Ministry of Devolution organized several meetings with attendance drawn from the county governments, constitutional commissions and the donor fraternity for purposes of sharing perspectives into how best to structure and realize the full utilization and benefit of donor funding.

(10) University of Nairobi Launch of Project on Knowledge and Implementation of the Constitution

CIC participated in the launch by the University of Nairobi of a project on knowledge and implementation of the Constitution. The project aims to assist the university to implement the Constitution and as well as act as an ambassador to the process of implementation. This in itself has helped in the process of providing civic education and enhanced public participation.

(11) Meeting with Tanzania Parliamentary Committee

CIC hosted a delegation from the Tanzania on a study tour to Kenya to learn the successes and challenges of constitution reform.

(12) Meeting with the Constitutional Implementation Oversight Committee of Parliament

Section 4 of the Sixth Schedule to the Constitution mandates CIOC to receive regular reports from CIC on the implementation of the Constitution, the legislation process, the process of establishing the commissions, infrastructure to implement devolution, challenges and impediments in the course of implementing the Constitution.

CIOC invited CIC for a meeting to discuss the CIC quarterly reports for the period January to June, 2013. In addition to discussing CIC reports, Hon. Njoroge Baiya, the chairperson of the committee indicated that the purpose of the meeting was for the two institutions to create a mechanism for proactive engagement in overseeing the implementation of the Constitution. The meeting discussed the following:

- **Status of development of legislation.** The meeting agreed on the following actions as a way forward on the review and development of laws.
 - CIC, CIOC, AG, Senate and National Assembly to agree on an inclusive procedure of developing legislation.
 - CIC to share with the National Assembly the comments earlier given to the Senate .
 - CIC to re-look at the list of laws requiring amendments and forward to CIOC.
 - CIOC to spearhead the amendments of laws identified for review in Parliament.
 - CIOC to facilitate stakeholders meeting (with CIC, CIOC, AG, Senate and the relevant committees of National Assembly) to have a common understanding of legislation to be developed, timelines, and the process of development.
 - CIC and CIOC to develop a common understanding of the laws for review before meeting in the stakeholders meeting is convened.
- **Development of Regulations:** The apparent laxity in developing regulations to implement Acts of Parliament was noted. The example being the regulations required under the National Government Coordination Act and the National Security Council. It was agreed that the different sectors required develop regulations should be identified and tasked to develop regulations.
- **Progress Reports:** CIC is constitutionally required to report to CIOC on the progress of implementation of the Constitution, challenges and impediments. The Commission has conformed to this requirement since its establishment. Reports are channelled through the Office of the Clerk of the National Assembly. While it was in line with protocol to send correspondences through the Clerk, it was agreed that additional reports should be submitted to the CIOC chairperson and a presentation made at a joint meeting between CIC and CIOC to address critical implementation issues. The meetings will be convened by CIOC once quarterly reports are submitted by CIC.
- **Devolution:** CIC presented a brief update on progress of devolution and implementation of the system of devolved government, including the transfer of functions and efforts by counties to establish structures. By June 2013, many county governments had established institutions such as executive committees and County Public Service Boards. However, none had established decentralized units, such as cities, urban areas, wards and villages. The following were noted as areas of concern derailing the system of devolved governance.
 - The delay in reclassification affects the appointment of village administrators and managers of those institutions;
 - An analysis of functions to facilitate transfer of functions had not been done by June, 2013;
 - The National Government had not developed the capacities at county level as required in the transition to Devolved Government Act;
 - There was need for civic education and sensitization at the national and county levels for those responsible for implementing devolution to understand what it is; and
 - There is no formal secretariat to support the Governors Council.

It was agreed that CIOC will spearhead the facilitation of the establishment of institutions envisaged in the Intergovernmental Relations Act, 2012.

- **Establishing Constitution Commissions.** CIC gave the following highlights on the status of establishment of constitutional commissions.
 - Most of the commissions have been set up and running save for the Teacher Service Commission and Kenya Human Rights Commission. The TSC had its nominees rejected and the Court stopped the Kenya Human Rights Commission recruitment process.
 - Commissions had indicated underfunding as a challenge, which had resulted in cutting down of activities to mere minimum. CIOC was requested to support adequate financial support for commissions.

(13) University of Nairobi Rapid Result Initiative and Tree Planting Day

CIC partnered with the UON and EACC in an RRI initiative to sensitize the university leadership, staff, faculty and students on the Constitution of Kenya. As part of the RRI programme, the chairperson participated in sensitization activities and at a tree-planting event. Addressing participants of the tree-planting event, the chairperson noted that Article 69(b) of the Constitution calls for the achievement of a tree cover of at least 10 per cent. He called upon all to plant trees and ensure that there is increased tree cover in Kenya as a prerequisite to our right to a clean environment, right to water and right to dignified life.

4.2 Litigation

In exercise of its mandate and to promote constitutionalism, CIC seeks the court's guidance through legal proceedings in cases of real or perceived misinterpretation or misapplication of the Constitution. During the October – December period, CIC was involved in the following cases;

- (i) **High Court Petition No. 71 of 2013:** The Institute for Social Accountability (TISA) vs. The Hon Attorney General & Others was filed on 6th February 2013 with CIC being enjoined as an Interested Party. The Petitioner is challenging the proposed disbursement of the Constituency Development Fund (CDF) to outgoing Members of Parliament to enable them complete various projects before the next general elections. The Petitioner however had to amend its Petition after the President assented to the CDF (Amendment) Act, 2013 on 13th September, 2013. Parties to the suit were asked to respond to the amended Petition if need be, and the matter scheduled for hearing on 23rd January 2014.
- (ii) **High Court Civil Appeal No. 280 of 2013:** Bishop Donald Kisaka Mwawasi vs. The Hon Attorney General & 2 others, filed on 14th October, 2013 with CIC as the 3rd Respondent. This is an appeal against the Judgment and Decree of the Hon. David Majanja on 28th January, 2013 that a person who holds dual citizenship is disqualified under the Constitution to contest elective office. The Appellant was dissatisfied with the same and lodged an appeal scheduled for hearing on 22nd January 2014.
- (iii) **Supreme Court Ref No. 2 of 2013 (Advisory Opinion):** The Speaker of the Senate and the Attorney General and Others, filed on 13th June 2013 with CIC as 2nd Amicus Curiae. The Senate sought an Advisory Opinion whether the National Assembly faulted in amending the Division of Revenue Bill, 2013 before submitting it for assent. The Court delivered its advisory opinion on 1st November, 2013 where six Judges were of the concurrent opinion that the Division of Revenue Bill, 2013 touched on the County Governments thus required the Senate's contribution and that the Speaker of the National Assembly was wrong to disregard the Senate's input. The court advised that the dispute resolution mechanisms ought to be invoked to settle the disagreement, but did not declare the legislative process unconstitutional.
- (iv) **High Court Petition No. 496 of 2013:** CIC vs. The National Assembly of Kenya & 2 others, filed on 11th October, 2013. The Petitioner challenged the proposed Constitution of Kenya (Amendment) Bill, 2013 which sought to amend the definition of State Offices in Article 260 of the Constitution. Judgment was delivered on 18th December 2013. The court dismissed the Petition after finding that it was premature, but ordered that the Petitioner was at liberty to apply later in the legislative process should it find it necessary.
- (v) **High Court Petition No. 560 of 2013:** Kenya Tea Development Agency Holdings Ltd vs. CIC & the Attorney General, filed on 26th November 2013 with CIC as the 1st Respondent. The Petitioner is challenging the eligibility of state officers and/or public officers holding directorship positions in its board and its shareholding companies. The Petitioner deems this as a violation of Article 77 (1) of the Constitution of Kenya on restriction of such officers from participating in any other gainful employment. The Matter is scheduled for mention on 29th January 2014.

PART FIVE

CHALLENGES AND POTENTIAL IMPEDIMENTS TO THE IMPLEMENTATION OF THE CONSTITUTION

This chapter covers, in summary, the overall challenges, potential impediments and recommendations to constitutional implementation. Most of these challenges have appeared in previous reports and have remained persistent in the implementation of the Constitution.

5.1 Delays in completion of relevant policies

Part two of this report details a list of policies under review/development. However, it has taken the national executive too long to complete some of the policies. Annex 3 contains a list of policies reported in various quarter reports of 2011, 2012 and 2013. Most of them remain uncompleted, yet relevant policies are required to anchor the legislation.

Recommendation: CIOC, CIC and AG need to appeal to ministries to finalize critical policies, most of which have remained uncompleted (see annex 3).

5.2 Undue delays in development of regulations.

There has equally been a delay in the development of implementing regulations under enacted laws generally but in particular, under National Security Council Act, 2012, National Government Coordination Act, 2013, and Power of Mercy Act, 2011. This has been coupled with lack of cooperation, for example, from Ministry of Defense when requested for information.

Recommendations: CIOC, CIC and AG need to urgently meet, discuss and resolve these delays. The national executive should put more efforts to complete the policies and regulations. The AG office should expedite the completion and tabling in parliament the outstanding legislation.

5.3 Legislation passed by the Parliament before review by CIC

Annex 2 to this report has listed the following Bills and Acts of Parliament.

- (a) Bills reviewed by CIC and released for publication and tabling in Parliament.
- (b) Bills under review at CIC.
- (c) Published Bills under Review by Parliament.

- (d) Bills under review by County Assemblies.
- (e) List of Legislation Enacted after Review by CIC (Pursuant to Art. 261).
- (f) Cumulative List of Laws Enacted after the Promulgation of the Constitution (National Assembly, Senate and County Assemblies)

Category c) contains Bills by Senate and National Assembly. Among them are those that have not passed through CIC as required by Article 261 of the Constitution, that the Attorney General should, in consultation with CIC, prepare Bills for tabling in Parliament.

Recommendation: This violation of the Constitution has persisted for long. All State Organs involved in the development of Legislation should adhere to the process laid out in the Constitution for enactment of legislation.

5.4 Operationalization of constitutional commissions

Although the Kenya National Commission for Human Rights, National Gender and Equality Commission and Teachers Service Commission have been established and perform their functions, failure to complete the appointment of commissioners derail these commissions from performing their functions effectively and therefore affecting their service delivery.

Recommendation: All constitutional commissions should be operational.

5.5 Challenges on devolution:

Since devolution took effect after March 4th 2013 elections, it has faced a number of challenges, including:

- (i) Lack of common understanding of roles between the County Assemblies and the County Executives, the Senate and Governors, Senate and the National Assembly, resulting in squabbles and derailing implementation of devolution.
- (ii) Unfinished functional analysis has seen functions transferred without accompanied resources/budgets.
- (iii) Most of the institutional structures, e.g., villages, cities and urban centres, identified in devolution related laws to be established to facilitate implementation of assigned functions have not been established at the county levels, thus affecting service delivery.
- (iv) Lack of change management strategies. The Constitution requires a fundamental change in the way to serve the public. Article 232 defines the values and principles of public service whose application will require change management strategies, which most of the institutions have not developed. National and County Governments have so far not been able to manage change effectively towards the effective transition to the system of devolved government.

Recommendation: The National Government should draw and implement a clear capacity building programme on constitution implementation in general and devolution in particular.

5.6 Delay in capacity building for implementers, especially county government.

The field visit finding that most MCAs, CECs and county government staff do not have copies of the Constitution and relevant devolution related laws. This has made it difficult for implementers to move on the different activity expected of them

Recommendation: (1) All county governments should have copies of the following documents for reference;

1. The Constitution of Kenya, 2010.
2. The Elections Act 2011.
3. The Transition to Devolved Government Act, 2012.
4. The Urban Areas and Cities Act 2011.
5. The County Government Act, 2012.
6. The Public Finance Act, 2012.
7. The County Governments Act, 2012.
8. Intergovernmental Relations Act, 2012.
9. The National Government Coordination Act, 2013.

Recommendation: (2) The national government, specifically the Ministry of Devolution and Planning should develop and implement the capacity building programme on devolution.

5.7 Limited capacity in the counties to develop county policies and legislation.

The lack of and delays in developing county policies and legislation has been attributed to lack of drafters.

Recommendation: The AG office should provide technical support to counties on drafting their legislation.

5.8 Inadequate legal framework to guide secondment of staff to County Governments.

This has led to dissenting voices by transition teams posted to counties by TA as well as county governments wanting to employ their own staff.

Recommendation: The national government, county governments and Public Service Commission should develop a legal framework to address staffing issues such as job security, salaries, remuneration, allowances and other benefits, redeployment, disciplinary, pensions, etc.

5.9 Failure of the National Government to respect the County Governments and other independent institutions.

Two key examples include:

- (i) Usurping of functions of the County Government by the National Government through the Performance Contracts.
- (ii) Review of the Ministry of Health's administrative structure following the merger of the two former ministries of health, without involving the Public Service Commission.

5.10 Lack of County Transition Implementation Plans

The guidelines for counties to prepare Transition Implementation Plans (TIPs) was one of Phase I activities TA was supposed to undertake. Despite the fact that TA issued draft guidelines through Ministries and Counties no transition plan has been received. For CIC to monitor implementation and transition activities TIPs are very critical.

Recommendation: Ministries and counties should submit TIPs to CIC as required in Section 16(2) – (3) of Transition to Devolved Government Act, 2012

5.11 Limited cooperation from government institutions implementing the Constitution

This is indicated by lack of response to various requests and non-submission of reports, which undermines constitution implementation. For example,

- Request made to IEBC on the boundaries has not been responded to.
- Some County Assemblies have not responded positively to the request for quarterly reports.
- During the reporting period, the Commission sought for a consultative meeting with the Ministry of Devolution and Planning. The ministry did not respond to the request.
- Failure by County executives to submit reports to county Assembly regularly as required affects the oversight role of the county assemblies.
- Lack of cooperation from Ministry of Defense when requested for information

Recommendation: CIC recommends the need for all institutions to respect the Constitution for its effective implementation.

PART SIX

ACTIVITIES FOR THE NEXT QUARTER (OCTOBER-DECEMBER 2013)

6.1 Legislation Review and Development

- (a) Review of the Community Land Bill.
- (b) Review of the Resettlement Bill, 2013.
- (c) Review of the Physical Planning Bill.
- (d) Review of the Legal Aid Bill, 2013.
- (e) Review the Work Injury Compensation Bill.

6.2 Review of Policies, Regulations and Administrative Procedures

- (f) Review of the Policy and legal framework on Access to Justice.
- (g) Finalize the review of the draft regulations under Leadership and Integrity Act 2012.
- (h) Finalize the review of the draft regulations under the County Governments Act, 2012.
- (i) Engage with the Directorate of Public Service Management in the Ministry of Devolution and Planning on strengthening the FY2014-15 PC guidelines to better capture implementation of the Constitution.
- (j) Engage with the different stakeholders on various laws, policies and administrative procedures.
- (k) Engage with the Ethics and Anti-Corruption Commission on the development of the regulations under the Leadership and Integrity Act, 2012.
- (l) Engagement with the office of the Attorney General on the finalization of the concept paper on the development of the public participation policy
- (m) Stakeholder consultations on the Health Bill and the Health Policy

6.3 Engagement with County Governments, Ministries and other Stakeholders

- (n) Consultative meetings and engagement with County Governments.
- (o) Field visits to Court User Committees.
- (p) Capacity building workshops with teachers in Bungoma County.
- (q) Launching of handbook for members of County Assemblies in Bungoma County.
- (r) Training the counties on county assembly roles and responsibilities.
- (s) Meetings with the Cabinet Secretaries for Education and Industrialization and Enterprise development.
- (t) Courtesy calls and meetings with Migori, Turkana, Kakamega, Marsabit, and Kilifi county governments.
- (u) County Visit to Bungoma to engage with Health teams and visit health facilities.
- (v) Engagement with ministries.

ANNEXES

Annex 1: Advisories and Press Statements

1. The Kenya Information and Communications (Amendments) Bill, 2013

The ongoing debate on the Kenya Information and Communication (amendment) Bill, 2013, which the President has returned to the National Assembly of Kenya and the President's recommendations on the Bill raises critical constitutional questions that demand sobriety and should not be the subject of alarm mongering.

When the Bill was passed by Parliament, CIC raised its objections to the Bill as it contained unconstitutional provisions. Some of the unconstitutional provisions included the recruitment process of the Board members of the Communications Authority of Kenya, a successor institution to the CCK. The appointment process in the Bill solely involved the National Executive and the National Assembly. The Bill further required vetting by the National Assembly before renewal of the term of office of the chairperson and members of the board of the Authority while also providing for the removal of the Chairperson and members of the Board of the Authority to be carried out by the National Assembly. This compromised the Authority's independence from government and political interests contrary to Article 34 of the Constitution.

The President's recommendations require the deletion of that process and provides for the non-involvement of the National Assembly in the appointment process. It proposes that the Board be appointed by an independent selection panel comprising representatives of government, media and other stakeholders. The President's memorandum also proposes that the members of the Board be removed only for cause and by an independent tribunal thus ensuring security of tenure of the members. These proposals are consistent with the spirit of Article 34 the constitution and should be supported by those who desire to respect the constitution.

The Bill in clause 17 also sets out the minimum local content for all “distributors” of radio and television programs. Such prescriptive provisions which then attract penal consequences run counter to the provisions of Art 34(2) of the Constitution which disallows penalties for “the content of any broadcast publication or dissemination”. The President’s memorandum deletes this provision and proposes that issues of local content be resolved through the licensing procedures as is currently occurring.

In clause 37 of the Bill there is established a selection panel for selecting suitable candidates for appointment as members of the Communications and Multimedia Appeals Tribunal. The Selection Panel consisted largely of government stakeholders and who in any event were all representatives of the industry sought to be regulated contrary to Article 34(3) of the Constitution that requires independence from “government and commercial interests”. The President’s proposal widens the membership of the selection panel to include representatives of the media and other stakeholders within the spirit of Article 34.

The same clause also provided for removal of members of the Communications and Multimedia Appeals Tribunal through a selection panel comprising government and media industry stakeholders which left the process for removal of a member of the tribunal indeterminate, subject to government and commercial interests and would lead to conflict of interest since only government and media interests were represented in the panel. The President memo provides for the removal of the members through an independent tribunal thus securing the tenure of the members of this important organ.

The Bill set out severe penal consequences that could be meted by the Tribunal including those relating to breach of code of conduct. The President’s memo removes breaches of the code of conduct from the severe penalties under the Act. With regard to the magnitude of the fines in this Clause, it is important to recognise that these fines, which in any event prescribe the maximum penalties, relate solely to substantive breaches of the Act and not misconduct issues. The impact of some of the breaches of the Act is heavily injurious to the industry and may require severe penalties. Considering that the process of determining the penalties will be by an independent body, the same cannot be said to be unreasonable.

There is need to remind the all stakeholders and particularly the media that Article 34 (3) and (5) of the Constitution do not provide for self regulation by the media. The provisions require the independence of the body (or bodies) that is set up to license broadcasters, set media standards and regulate the media. Article 34(3)b states that Broadcasting and other electronic media have freedom of establishment, subject only to licensing procedures that are independent of control by government, political interests or commercial interests.

Article 34(5) on the other hand requires Parliament to enact legislation that provides for the establishment of a body, which shall be independent of control by government, political interests or commercial interests. The Article requires that the body reflect the interests of all sections of the society. It is also the body that sets media standards and regulate and monitor compliance with those standards.

In essence, the position by some in the media of wanting to be the only interests involved in regulating the media is unconstitutional given that Article 34(5) is very clear on the independence of any regulating organ from “commercial interests” and reflecting “all sections of society”.

One recognises that there are genuine concerns about the media as to whether media regulations should be carried out by the Media Council or the Tribunal set up by the Bill. To the extent that the institution set up by the Bill is independent of government, this may be more an issue of form than substance. Media has also proposed the enactment of a Broadcast law that separates issues of licensing and signal distribution from other aspects of broadcasting. That is a discussion that the media and other stakeholders must continue to have so that the media sector is regulated in a manner that responds to our circumstances and is consistent with best practice everywhere. Even then, the regulatory framework would still need to respect and accord with our constitution. For now the issue at hand is to ensure that the Bill as presented meets the constitutional threshold even as we all seek a more effective regulatory framework.

In conclusion, it is important that all Kenyans recognise that adherence to the Constitution applies not just to government but every Kenyan including the media.

CHARLES NYACHAE,
CIC Chairperson.

2. Senate’s Bill an Affront to Devolution

The Senate, through the County Governments (Amendment)(No.2) Bill, 2013 published on 16th August 2013 proposes to amend the County Governments Act, 2012 by inserting a new section to provide for the establishment of County Development Boards in each county. These Boards, which are chaired by the Local Senator “approve” all development plans and budgets before they are presented to the County Assemblies. The Bill if passed, would violate the letter and spirit of the Constitution. The Bill also contradicts recently passed devolution legislation such as the County Government Act, the Intergovernmental Relations Act and the Public Finance Management (PFM) Act, 2012 which were passed after extensive public consultation. To our knowledge no public consultations have occurred in relation to this latest Bill despite its far-reaching implications.

The principle role of any legislative assembly is that of enactment of legislation and oversight over public finances and state organs, while that of the Executive is implementation, coordination, management and administration of policies and legislation. The import of this is that the Parliament at the National level and County Assemblies at the County level have the oversight responsibility of scrutinizing and approving plans and budgets for the National government and County governments respectively, while the National Executive and County Executive have the responsibility of implementing projects in line with approved plans and budgetary allocations and reporting back to the legislative arms of the respective governments. In giving Senators and MPs coordination and implementation roles in the County Governments, the Bill mixes these two responsibilities and muddles the separation of powers so clearly stated as one of the principles of devolution.

Secondly the National and County governments are distinct governments, and their roles and functions are clearly defined in the constitution. The County government comprises the County Executive and the County Assembly solely. The Constitution does not contemplate another superintendent body of a “national nature” that plans alongside the County government, and prefects the County governments, so as to ensure that the County governments are planning and budgeting well. Where the County Executive plans and budgets badly, only the County Assembly can provide oversight over the County Executive, the Senators and MPs role is to enact legislation at the National level and provide corporate oversight over the finances of the Counties. This role is given to Senate corporately and does not grant individual Senators specific oversight responsibility over the Counties that elected them. Indeed the exact boundaries of the corporate Senate oversight role needs to be defined urgently but whichever way it is defined, it must not usurp the oversight role of the County Assemblies.

As for intergovernmental consultation, where the County government needs to consult the national government, the mechanisms of such consultation, which respect the institutional integrity of each level of government, are already provided for in the Intergovernmental Relations Act. For the Bill Senate to purport to create an extra supervisory organ outside of these two levels of government and which the local Senators, MPs and national government functionaries oversee individual Counties defeats this principle of distinctiveness. The Bill also fails to promote the institutional integrity of each level of government as required by the Constitution. In one of the provisions of the Bill, the Chief Executive of the County, the Governor, is made the Secretary of the Board, which clearly betrays the view that the mover of the Bill has on the status of the County’s Chief Executive. Would the Senate imagine a situation where at the National level the National Chief Executive’s role was to serve as Secretary of some forum?

Recognising that the object of devolution is to enhance the participation of the people in the exercise of the powers of the State and in making decisions affecting them, the Public Finance Management (PFM) Act, 2012, and the County Government Act setup elaborate citizen centred forums to inform the planning and budget making processes at the County level. These Acts recognise that it is the County government that consults its citizens and therefore the role of constituting and overseeing these forums is granted to the County government. The Board proposed by the Bill would be a duplication of the functions of these already established forums and would in any event compromise the wider and more representative structures set out in the existing legislation.

An unstated reality is that these Boards will also cost money in sitting allowances and costs incurred in the administration and possible employment of staff of the Board in each county. It is not even clear who would be responsible for such expenditure since the Boards comprise persons from the national and county governments.

The Senate is given the responsibility of protecting the constitution, and specifically to protect the interest of Counties. The intent of the Constitution was not that the Senate usurp the constitutional responsibilities of any organ of the County government as this Bill seeks to do. I urge the Senate to protect the Constitution and County Governments by rejecting this Bill.

CHARLES NYACHAE,
CIC Chairperson.

3. Press Statement on the Threat to Arrest Journalists Over the Westgate Terrorist Attack Coverage.

The Commission for the Implementation of the Constitution (CIC) wishes to recognize the valiant efforts made by civilians and members of the disciplined services to rescue our brothers and sisters who were trapped in the Westgate Mall during the terrorist attack. These courageous individuals put their lives at risk to save the lives of men, women and children on that fateful day and their acts reflect the ethos of the preamble to our Constitution with respect to *“our pride in our ethnic, cultural and religious diversity, and determination to live in peace and unity as one indivisible sovereign nation.”* We salute you.

CIC must however express its concern regarding the alleged threat to arrest journalists for their coverage of the Westgate terrorist attack. The Bill of Rights in Chapter 4 of the Constitution is an integral part of Kenya’s democratic state and the rights enshrined therein belong to each individual and are not a favour granted by the state, which can be arbitrarily taken away. Such rights can only be subject to limitations contemplated in the Constitution.

The freedom of expression enshrined in article 33 of the Constitution provides for the right of every person including journalists, the freedom to seek, receive and impart information or ideas; freedom of artistic creativity and academic freedom and freedom of scientific research. This right is limited by the Constitution to the extent that it does not extend to propaganda for war, incitement to violence; hate speech; or advocacy of hatred that constitutes ethnic incitement, vilification of others or incitement to cause harm; or is based on any ground of discrimination. Further, in the exercise of the right to freedom of expression, every person must respect the rights and reputations of others. These are the only constitutional limitations on the freedom of expression.

The Constitution and the law vest the power to arrest in the Inspector General. However such exercise of authority must comply with the Constitution and not violate it. The power to arrest is exercised in cases relating to perpetration of crimes and not in civil matters unless a court has ordered arrest in a civil case. It is not clear whether, the alleged threat to arrest relates to a criminal offence or whether it relates to an allegation of harm to the reputation of a disciplined service. Matters relating to the reputation, good or ill of others is a civil matter that does not lend itself at the first instance to arrest by the police service.

Communication to the public through electronic media is not a crime as it is clearly permitted by article 33 of COK unless it is proven to extend to the matters that are prohibited by the Constitution.

Indeed Kenyans have come to depend on investigative journalism to learn about crucial matters affecting their social, economic and political environment. On a number of occasions, broadcasts have revealed commission of crimes by public officers including members of the police service e.g. taking of bribes by traffic police. Yet at no time has the inspector general threatened to arrest the journalists who share such information with the public. Further, the alleged offensive clips were broadcast in foreign media extensively. The threat to arrest only local journalists and in relation to one broadcast content appears to be discriminatory and a selective exercise of the power of arrest. The Constitution expressly prohibits discrimination and provides for the national values and principles of equity and equality. The values and principles of the Constitution are binding on all state officers in the exercise of their authority including the Inspector General.

The Commission notes that there exist laws relating to the regulation of media and broadcasting standards. In the event, that the broadcast was in any way in violation of the law, the mechanisms established by law to resolve disputes or to hold accountable those that violate the law should be used. We urge the Inspector General to report the alleged violation to the Media Council and/or the Broadcasting Standards Committee. As the office charged with enforcing the law against those who violate it, his office must itself respect the law and comply with both the Constitution and the law.

The full and faithful implementation of the Constitution is dependent on the exercise of authority in accordance with the Constitution by all state offices and state organs. Indeed, the Constitution places greater responsibility on state officers in Chapter Six of the Constitution in view of the powers granted by the Constitution to them. Article 73 expressly states that authority assigned to a state officer is a public trust to be exercised in a manner that is consistent with the purposes and objects of the Constitution; demonstrates respect for the people; promotes public confidence in the integrity of the office; and vests in the state officer the responsibility to serve the people rather than to rule them. The alleged threat to arrest journalists for exercising their rights under article 33 of the Constitution appears to be an exercise of authority that runs counter to the purposes of article 34(2)(b) of COK which prohibits the State from penalizing any person for any opinion or view or the content of any broadcast, publication or dissemination.

The Inspector General is a state officer under article 260 of COK. The Commission urges him to reconsider the pursuit of arrest of journalists and instead use other mechanisms established in law to address the concerns he may have and that may be legitimate.

Finally, CIC urges Kenyans to remain vigilant in safeguarding the implementation of the Constitution in letter and spirit and in particular the full implementation of the Bill of Rights in Chapter 4 of COK, 2010.

CHARLES NYACHAE,
Chairman.

Annex 2: Processed Bills/Acts of Parliament

- (a) Bills reviewed by CIC and released for publication and tabling in Parliament.
- (b) Bills under review at CIC.
- (c) Published Bills under Review by Parliament.
- (d) Bills under review by County Assemblies.
- (e) List of Legislation Enacted after Review by CIC (Pursuant to Art. 261).

(f) Cumulative List of Laws Enacted after the Promulgation of the Constitution (National Assembly, Senate and County Assemblies).

(1) Bills Reviewed by CIC and Released for Publication and Tabling in Parliament (Oct–Dec, 2013)

1. Access to Information Bill	7. Legal Aid Bill
2. Contempt of Court Bill	8. Mining Bill
3. Controller of Budget Bill	9. National Coroners Service Bill
4. Data Protection Bill	10. Private Security Industries Regulation Bill
5. Magistrates Court (Amendment) Bill	11. Public Service Commission (Amendment) Bill
6. Victims Of Offences Protection Bill	

(2) Bills Under Review at CIC (Oct-Dec, 2013)

1. National Registration and Identification of Persons Bill 2012	6. Water Bill
2. Refugee Bill	7. Community Land Bill
3. Kenya Food and Drugs Administration Bill	8. Petroleum Bill
4. Persons with Disability Bill	9. Basic Education Act (Amendment) Bill
5. Pharmacies Bill	

(3) Published Bills Under Review by Parliament

1. Senate Bills

Bill	Date of Publication	Reviewed By CIC?	Status
1. The National Flag, Emblems and Names (Amendment) Bill, 2013	5th July, 2013	No	Forwarded to the National Assembly on 4th December 2013. Awaiting Second Reading in National Assembly
2. The County Governments Amendment Bill, 2013	26th July, 2013	Yes	Forwarded to the National Assembly on 4th December 2013. Awaiting Second Reading in National Assembly
3. The County Government Amendment Bill (No 2), 2013	7th August, 2013	Yes	Forwarded to the National Assembly on 4th December 2013. Awaiting Second Reading in National Assembly
4. The County Governments Public Finance Management Transition (Amendment) Bill	4th October, 2013	No	Awaiting Third Reading
5. The County Industrial Development Bill, 2013	11th October, 2013	No	Awaiting First Reading
6. The Wildlife (Conservation and Management Amendment Bill, 2013	11th October, 2013	No	Awaiting Second Reading
7. The Statute Law Misc Amendment Bill, 2013	22nd October, 2013	Yes	Awaiting Second Reading

2. National Assembly Bills

Bill	Date of Publication	Reviewed by CIC	Status
1. The Marriage Bill, 2013	5 July, 2013	Yes	Awaiting Second Reading
2. The Constitution of Kenya (Amendment Bill), 2013	12th July, 2013	Yes	Awaiting Second Reading
3. The National Police Service (Amendment), Bill, 2013	16th July, 2013	Yes	Awaiting Second Reading
4. The National Flag, Emblems and Names (Amendment), Bill 2013	26th July, 2013	No	Awaiting Second Reading
5. The Law Society of Kenya Bill, 2013	6th August, 2013	No	Awaiting Second Reading
6. The Constitution of Kenya (Amendment) Bill, 2013	6th August 2013	Yes	Awaiting Second Reading. (CIC moved to court to challenge constitutionality of the Bill)
7. The Protection Against Domestic Violence Bill, 2013	11th October, 2013	Yes	Awaiting Second Reading
8. The Kenya Qualifications Framework Bill, 2013	11th October, 2013	No	Awaiting Second Reading
9. Statute Law (Miscellaneous Amendment Bill), 2013	30th October, 2013	Yes	Motion lost
10. Statute Law (Miscellaneous Amendment Bill)(No. 2)	30th October, 2013	Yes	Awaiting Second Reading
11. The Military Veterans Bill, 2013	1st November, 2013	No	Awaiting Second Reading
12. The Public Procurement and Disposal (Amendment Act), 2013	18th October, 2013	No	Awaiting Second Reading
13. The Fertilizers and Animal Foodstuff (Amendment), Bill	1st November, 2013	No	Awaiting Second Reading
14. The Parliamentary Society of Kenya Bill, 2013	1st November, 2013	No	Awaiting Second Reading
15. The Value Added Tax (Amendment) Bill,	8th November, 2013	No	Awaiting Second Reading

Bill	Date of Publication	Reviewed by CIC	Status
2013			
16. The Retirement Benefits (Deputy President and Designated State Officers), Bill, 2013	8th November, 2013	No	Awaiting Second Reading
17. The Counsellors, Psychologists and Psychotherapists Bill, 2013	8th November, 2013	Yes	Awaiting Second Reading. (Add comment on CIC position)
18. The Persons with Disabilities (Amendment) Bill, 2013	22nd November, 2013	No	Awaiting First Reading

(4) Legislation Enacted After Review By CIC

2011	
1. Commission of Administrative Justice Act (No. 23 of 2011)	13. Kenya National Commission on Human Rights Act (No. 14 of 2011)
2. Commission on Revenue Allocation Act (No. 16 of 2011)	14. National Gender and Equality Commission Act (No. 15 of 2011)
3. Elections Acts Act (No. 24 of 2011)	15. National Police Service Commission Act (No. 30 of 2011)
4. Environment and Land Court Act (No. 19 of 2011)	16. National Police Service Act (No. 11A of 2011)
5. Ethics and Anti-Corruption Commission Act (No. 22 of 2011)	17. Political Parties Act (No. 11 of 2011)
6. Independent Electoral and Boundaries Commission (No. 9 of 2011)	18. Power of Mercy Act (No. 21 of 2011)
7. Independent Offices Appointment Act (No. 8 of 2011)	19. Salaries and Remuneration Commission Act (No. 10 of 2011)
8. Independent Policing Oversight Authority Act (No. 35 of 2011)	20. Urban Areas and Cities Act (No. 13 of 2011)
9. Industrial Court Act (No. 20 of 2011)	21. Vetting of Judges and Magistrates Act (No. 2 of 2011)
10. Judicial Service Act (No. 1 of 2011)	22. Vetting of Judges and Magistrates (Amendment) Act, (No. 6 of 2011)
11. Kenya Citizenship and Immigration Act (No. 12 of 2011)	
12. Kenya Citizens and Foreign Nationals Management Service Act (No. 31 of 2011)	
2012	
23. Assumption of the Office of the President Act (No. 21 of 2012)	37. Statute Law Miscellaneous Act (No. 12 of 2012)
24. County Governments Act (No. 17 of 2012)	38. Teachers Service Commission Act (No. 20 of 2012)
25. Intergovernmental Relations Act (No. 2 of 2012)	39. Transition to Devolved Government Act (No. 1 of 2012)
26. Kenya Defense Forces Act (No. 25 of 2012)	40. Treaty Making and Ratification Act (No. 45 of 2012)
27. Land Act (No. 6 of 2012)	41. Statute Law Miscellaneous (Amendment) Act, (No. 2 of 2012)
28. Land Registration Act (No. 3 of 2012)	42. Vetting of Judges and Magistrates (Amendment) Act, (No 43 of 2012)
29. Leadership and Integrity Act (No. 19 of 2012)	43. Elections (Amendment) Act, (No. 31 of 2012)
30. National Intelligence Service Act (No. 28 of 2012)	44. Elections (Amendment) No. 2 Act, (No. 32 of 2012)
31. National Land Commission Act (No. 5 of 2012)	45. Elections (Amendment) No. 3 Act, (No. 48 of 2012)
32. National Security Council Act (No. 23 of 2012)	46. Judicature (Amendment) Act, (No. 10A of 2012)
33. Office of the Attorney-General Act (No. 49 of 2012)	47. Political Parties (Amendment) Act, (No. 50 of 2012)
34. Petitions to the Parliament (Procedure) Act (No. 22 of 2012)	
35. Public Finance Management Act, 2012 (18 of 2012)	
36. Public Service Commission Act (No. 13 of 2012)	
2013	
48. County Governments Public Finance Management Transition Act (No. 8 of 2013)	55. The Kenya Information and Communications (Amendment) Act 2013
49. National Government Co-ordination Act (No. 1 of 2013)	56. The Media Council Act, (No 46 of 2013)
50. Transition County Allocation of Revenue Act (No. 5 of 2013)	57. The Agriculture, Fisheries and Food (Amendment) Act, (No 13 of 2013)
51. Transition County Appropriation Act (No. 6 of 2013)	58. The Wildlife Conservation and Management Act, (No 47 of 2013)
52. Division of Revenue Act, 2013	59. The County Allocation of Revenue Act, (No 34 of 2013)
53. The Election Campaign Financing Act (No 42 of 2013)	60. The Vetting of Judges and magistrates (Amendment) Act 2013
54. The Matrimonial Property Act 2013	

(5) Cumulative List of All Laws Enacted After Promulgation of the Constitution of Kenya 2010**(a) Legislation Enacted by Parliament**

2010	
1. Commission for the Implementation of the Constitution Act (No. 9 of 2010)	
2. Finance Act, (No. 10 of 2010)	
3. Animal Technicians Act (No. 11 of 2010)	
4. Competition Act (No.12 of 2010)	
2011	
5. Commission of Administrative Justice Act (No. 23 of 2011)	26. National Police Service Act (No. 11A of 2011)
6. Commission on Revenue Allocation Act (No. 16 of 2011)	27. Political Parties Act (No. 11 of 2011)
7. Elections Acts Act (No. 24 of 2011)	28. Power of Mercy Act (No. 21 of 2011)

8. Engineers Act (No. 43 of 2011)	29. Price Control (Essential Goods) Act (No. 26 of 2011)
9. Environment and Land Court Act (No. 19 of 2011)	30. Prohibition of Female Genital Mutilation Act (No. 32 of 2011)
10. Ethics and Anti-Corruption Commission Act (No. 22 of 2011)	31. Public Appointments (Parliamentary Approval) Act, 2011 (No. 33 of 2011)
11. Independent Electoral and Boundaries Commission (No. 9 of 2011)	32. Salaries and Remuneration Commission Act (No. 10 of 2011)
12. Independent Offices Appointment Act (No. 8 of 2011)	33. Tourism Act (No. 28 of 2011)
13. Independent Policing Oversight Authority Act (No. 35 of 2011)	34. Unclaimed Financial Assets Act (No. 40 of 2011)
14. Industrial Court Act (No. 20 of 2011)	35. Urban Areas and Cities Act (No. 13 of 2011)
15. Judicial Service Act (No. 1 of 2011)	36. Vetting of Judges and Magistrates Act (No. 2 of 2011)
16. Kenya Citizenship and Immigration Act (No. 12 of 2011)	37. Veterinary Surgeons and Veterinary Para-Professionals Act (No. 29 of 2011)
17. Kenya Citizens and Foreign Nationals Management Service Act (No. 31 of 2011)	38. Capital Markets (Amendment) Act, (No. 37 of 2011)
18. Kenya National Commission on Human Rights Act (No. 14 of 2011)	39. Central Depositories (Amendment) Act, (No. 38 of 2011)
19. Limited Liability Partnership Act (No. 42 of 2011)	40. Industrial Training (Amendment) Act, (No. 34 of 2011)
20. Mutual Legal Assistance Act (No. 36 of 2011)	41. Nurses (Amendment) Act, (No. 27 of 2011)
21. National Construction Authority Act (No. 41 of 2011)	42. Tea (Amendment) Act, (No. 4 of 2011)
22. National Gender and Equality Commission Act (No. 15 of 2011)	43. Traffic (Amendment) Act, (No. 3 of 2011)
23. National Government Loans Guarantee Act (No. 18 of 2011)	44. Vetting of Judges and Magistrates (Amendment) Act, (No. 6 of 2011)
24. National Payment System Act (No. 39 of 2011)	
25. National Police Service Commission Act (No. 30 of 2011)	
2012	
45. Appropriation Act, 2012 (No. 11 of 2012)	73. Prevention of Terrorism Act (No 30 of 2012)
46. Assumption of the Office of the President Act (No. 21 of 2012)	74. Public Finance Management Act, 2012 (18 of 2012)
47. Breast Milk Substitutes (Regulation and Control) Act (No. 34 of 2012)	75. Public Service Commission Act (No. 13 of 2012)
48. Cancer Prevention and Control Act (No. 15 of 2012)	76. Public Service Superannuation Scheme Act (No. 8 of 2012)
49. Consumer Protection Act (No. 46 of 2012)	77. Publication of Electoral Opinion Polls Act (No. 39 of 2012)
50. County Governments Act (No. 17 of 2012)	78. Statute Law Miscellaneous Act (No. 12 of 2012)
51. Finance Act (No. 4 of 2012)	79. Supplementary Appropriation Act (No. 7 of 2012)
52. Finance Act (No. 57 of 2012)	80. Teachers Service Commission Act (No. 20 of 2012)
53. Intergovernmental Relations Act (No. 2 of 2012)	81. Transition to Devolved Government Act (No. 1 of 2012)
54. Kenya Defense Forces Act (No. 25 of 2012)	82. Treaty Making and Ratification Act (No. 45 of 2012)
55. Kenya Deposit Insurance Act (No. 10 of 2012)	83. Universities Act (No. 42 of 2012)
56. Kenya Examinations Council Act (No. 29 of 2012)	84. Proceeds of Crime and Anti-Money Laundering (Amendment) Act, (No. 51 of 2012)
57. Kenya Plant Health Inspectorate Service Act (No. 54 of 2012)	85. Seed and Plant Varieties (Amendment) Act, 2012 (No. 53 of 2012)
58. Kenya School of Government Act (No. 9 of 2012)	86. Statute Law Miscellaneous (Amendment) Act, (No. 2 of 2012)
59. Kenya School of Law Act (No. 26 of 2012)	87. Traffic (Amendment) Act, (No. 37 of 2012)
60. Land Act (No. 6 of 2012)	88. Traffic (Amendment) No. 2 Act, (No. 38 of 2012)
61. Land Registration Act (No. 3 of 2012)	89. Truth, Justice and Reconciliation (Amendment) Act, (No. 44 of 2012)
62. Leadership and Integrity Act (No. 19 of 2012)	90. Vetting of Judges and Magistrates (Amendment) Act, (No 43 of 2012)
63. Legal Education Act (No. 27 of 2012)	91. Capital Markets (Amendment) Act, (No. 35 of 2012)
64. National Authority for the Campaign against Alcohol and Drug Abuse Act (No. 14 of 2012)	92. Central Bank of Kenya (Amendment) Act, (No. 36 of 2012)
65. National Intelligence Service Act (No. 28 of 2012)	93. Elections (Amendment) Act, (No. 31 of 2012)
66. National Land Commission Act (No. 5 of 2012)	94. Elections (Amendment) No. 2 Act, (No. 32 of 2012)
67. National Security Council Act (No. 23 of 2012)	95. Elections (Amendment) No. 3 Act, (No. 48 of 2012)
68. National Transport and Safety Authority Act (No. 33 of 2012)	96. Judicature (Amendment) Act, (No. 10A of 2012)
69. Office of the Attorney-General Act (No. 49 of 2012)	97. Political Parties (Amendment) Act, (No. 50 of 2012)
70. Partnerships Act, 2012 (No. 16 of 2012)	
71. Petitions to the Parliament (Procedure) Act (No. 22 of 2012)	
72. Prevention, Protection and Assistance to Internally Displaced Persons and Affected Communities Act, 2012 (No. 56 of 2012)	
2013	
98. County Governments Public Finance Management Transition Act (No. 8 of 2013)	114. The Microfinance (Amendment) Act 2013
99. Kenya Institute of Curriculum Development Act (No. 4 of 2013)	115. The Kenya Deposit Insurance (Amendment) Act 2013
100. The National Commission of for UNESCO Act (No. 5 of 2013)	116. The Insurance (Amendment) Act 2013
101. National Honours Act (No 11 of 2013)	117. The (Motor Vehicle Third Party Risks) (Amendment) Act 201
102. National Government Co-ordination Act (No. 1 of 2013)	118. The Tax Appeals Act 2013
103. Office of the Director of Public Prosecution Act (No. 2 of 2013)	119. The Capital Markets (Amendment) Act
104. Public Health Officers Act (No. 12 of 2013)	120. The Value Added Tax Act, (No 35 of 2013)
105. Supplementary Appropriation Act (No. 3 of 2013)	121. The Election Campaign Financing Act , (No 42 of 2013)
106. Transition County Allocation of Revenue Act (No. 5 of 2013)	122. The Matrimonial Property Act 2013
107. Transition County Appropriation Act (No. 6 of 2013)	123. The Kenya Information and Communications (Amendment) Act 2013
108. Division of Revenue Act, 2013	124. The Media Council Act, (No 46 of 2013)

109. Customs and Excise (Amendment) Act, (No. 10 of 2013)	125. The Agriculture, Fisheries and Food (Amendment) Act, (No 13 of 2013)
110. Presidential Retirement Benefits (Amendment) Act, (No. 9 of 2013)	126. The Wildlife Conservation and Management Act, (No 47 of 2013)
111. The Appropriation Act, 2013	127. The Truth Justice and Reconciliation (Amendment) Act 2013
112. The Constituency Development Fund (Amendment) Act, 2013	128. The County Allocation of Revenue Act, (No 34 of 2013)
113. The Finance Act, (No 38 f 2013)	129. The Constituencies Development Fund (Amendment) 2013
	130. The National Social Security Act, (No 45 of 2013)
	131. The Vetting of Judges and magistrates (Amendment) Act 2013

8. Legislation Enacted by County Assemblies*

2013	
1. Baringo County Appropriation Act, 2013	39. Mandera County Supplementary Appropriation Act (No. 1 of 2013)
2. Baringo County Public Finance Act, 2013	40. Marsabit County Appropriation Act, 2013
3. Bomet County Appropriation Act, 2013	41. Meru County Appropriation Act (No. 1 of 2013)
4. Bungoma County Appropriation Act (No 1 of 2013)	42. Meru County Appropriation (Amendment) Act (No. 3 of 2013)
5. Bungoma County Finance Act, 2013	43. Migori County Appropriation Act, 2013
6. Bungoma County Supplementary Appropriation Act, 2013	44. Mombasa County Appropriation Act, 2013
7. Busia County Appropriation Act, 2013	45. Mombasa County Finance Act, 2013
8. Busia County Supplementary Appropriation (Amendment) Act, 2013	46. Murang'a County Appropriation Act, 2013
9. Elgeyo Marakwet County Appropriation Act, 2013	47. Nairobi City County Appropriation Act (No. 1 of 2013)
10. Embu County Appropriation Act, 2013	48. Nairobi City County Finance Act (No. 2 of 2013)
11. Garissa County Appropriation Act, 2013	49. Nairobi City County Provisional Collection of Revenue Act (No. 3 of 2013)
12. Homa Bay County Appropriation Act, (No. 1 of 2013)	50. Nairobi City County Flag and Other Symbols Act (No. 5 of 2013)
13. Isiolo County Appropriation Act (No. 1 of 2013)	51. Nandi County Appropriation Act, 2013
14. Kajiado County Appropriation Act, 2013	52. Nakuru County Finance Act, 2013
15. Kakamega County Appropriation Act (No. 1 of 2013)	53. Nakuru County Appropriation Act, 2013
16. Kakamega County Finance Act, 2013	54. Narok County Appropriation Act, 2013
17. Kericho County Appropriation Act, 2013	55. Narok County Supplementary Appropriation Act, 2013
18. Kiambu County Finance Act (No. 3 of 2013)	56. Nyamira County Appropriation Act, 2013
19. Kiambu County Emergency Fund Act (No. 4 of 2013)	57. Nyamira County Appropriation (Amendment) Act (No. 2 of 2013)
20. Kiambu County Supplementary Appropriation Act (No. 5 of 2013)	58. Nyandarua County Appropriation Act (No. 1 of 2013)
21. Kiambu County Appropriation Act, 2013	59. Nyeri County Appropriation Act (No. 1 of 2013)
22. Kiambu County Supplementary Appropriation Act, 2013	60. Samburu County Appropriation Act (No. 1 of 2013)
23. Kiambu County Alcoholic Drinks Control Act, 2013	61. Samburu County Supplementary Appropriation Act, 2013
24. Kilifi County Appropriation Act, 2013	62. Siaya County Appropriation Act, 2013
25. Kirinyaga County Appropriation Act (No. 1 of 2013)	63. Taita Taveta Appropriation Act, 2013
26. Kisii County Appropriation Act, 2013	64. Tana River County Appropriation Act, 2013
27. Kisumu County Appropriation Act (No. 1 of 2013)	65. Tharaka Nithi County Appropriation Act, 2013
28. Kisumu County Finance Act, 2013	66. Trans Nzoia County Appropriation Act, 2013
29. Kisumu County Supplementary Appropriation Act, 2013	67. Turkana County Appropriation Act, 2013
30. Kisumu County Provisional Collection of Revenue Act, 2013	68. Uasin Gishu County Appropriation Act, 2013
31. Kitui County Appropriation Act (No. 1 of 2013)	69. Vihiga County Appropriation Act (No. 1 of 2013)
32. Kirinyaga County Appropriation Act, (No. 1 of) 2013	70. Wajir County Appropriation Act, 2013
33. Kwale County Appropriation Act, 2013	71. West Pokot County Appropriation Act (No. 1 of 2013)
34. Laikipia County Appropriation Act (No. 1 of 2013)	
35. Lamu County Appropriation Act, 2013	
36. Machakos County Appropriation Act, 2013	
37. Makueni County Appropriation Act, 2013	
38. Mandera County Appropriation Act (No. 1 of 2013)	

* Information on enacted laws collected from www.kenyalaw.org, www.parliament.go.ke and reports submitted to CIC by County Assemblies.

9. Bills Under Review/Development by County Assemblies*

2013	
1. Bomet County Finance Bill, 2013	20. Muranga County Youth Technical Training Center Bill, 2013
2. Kakamega Ward Development Fund Bill, 2013	21. Narok County Bursaries Bill, 2013
3. Kirinyaga County Alcohol Bill, 2013	22. Narok County Supplementary Appropriation Bill, 2013
4. Kirinyaga County Village Units Bill, 2013	23. Nyamira County Finance Bill, 2013
5. Kisii County Agricultural Co-operatives Bill, 2013	24. Nyandarua County Assembly Service Bill, 2013
6. Kisii County Finance Bill, 2013	25. Nyandarua County Finance Bill, 2013
7. Kisii County Pre-primary Education Bill, 2013	26. Nyandarua County Supplementary Appropriation Bill, 2013
8. Kisii County Quarries Bill, 2013	27. Nyeri County Alcoholic Drinks Control and Management Bill, 2013
9. Kwale County Supplementary Appropriation Bill, 2013	28. Nyeri County Finance Bill, 2013
10. Mandera County Finance Bill, 2013	

11. Meru County Alcoholic Drinks Bill, 2013	29. Siaya County Flags & symbols Bill,2013
12. Meru County Finance Bill, 2013	30. Siaya County Tax waivers Administration Bill,2013
13. Meru County Symbols and Emblems Bill, 2013	31. Tana River County Finance Bill,2013
14. Migori County Supplementary Appropriation Bill, 2013	32. Turkana County Assembly Board Bill,2013
15. Mombasa County Flag & Emblems Bill,2013	33. Turkana County Finance Bill,2013
16. Mombasa County Rating Bill,2013	34. Turkana County Flag, Emblems , Names Bill,2013
17. Mombasa County Tax Waiver Administration Bill,2013	35. Turkana County Skill Development Support Fund Regulation Bill,2013
18. Murang'a County Alcoholic Drinks Control and Management Bill,2013	36. Vihiga County Education Fund (Amendment) Bill, 2013
19. Murang'a County Ward Development Fund Bill,2013	37. West Pokot County Supplementary Appropriation Bill, 2013

Annex 3: Policies Reported in the Various Quarterly Reports

	Policy Name	2011				2012				2013			
		Jan-Mar	Apr-Jun	Jul-Sep	Oct-Dec	Jan-Mar	Apr-Jun	Jul-Sep	Oct-Dec	Jan-Mar	Apr-Jun	Jul-Sep	Oct-Dec
1.	National Registration, Identification and Refugees Policy						x			x	x		
2.	National Anti-Corruption Policy						x			x			
3.	National Security Policy						x			x			
4.	National Policing Policy						x			x			
5.	National Intelligence Policy						x			x			
6.	Defence Policy									x			
7.	Correctional Policy									x			
8.	National Policy on Access to Justice Policy								x	x			
9.	National Policy on Human Rights			x	x		x			x			
10.	National Health Policy			x			x					x	x
11.	Internally Displaced Persons Policy						x						
12.	Disaster Management Policy						x						
13.	Fire Management Policy						x						
14.	Gender Mainstreaming Policy						x						
15.	Disability Mainstreaming Policy						x						
16.	Legal Aid						x						
17.	National Values Policy						x						
18.	Foreign Policy						x						
19.	Gender Policy						x						
20.	Consular Policy						x						
21.	Evacuation Policy						x						
22.	Administration of Voting Rights for Diaspora Policy						x						
23.	Youth Polytechnics and Vocational Sector Policy						x						
24.	Youth Volunteerism and Community Service Policy						x						
25.	Youth Internship and Employment Policy						x						
26.	Libraries Policy						x						
27.	Language of Kenya Policy						x				x		
28.	Records Management Policy						x						
29.	Music Policy						x						

	Policy Name	2011				2012				2013			
		Jan-Mar	Apr-Jun	Jul-Sep	Oct-Dec	Jan-Mar	Apr-Jun	Jul-Sep	Oct-Dec	Jan-Mar	Apr-Jun	Jul-Sep	Oct-Dec
30.	National Culture and Heritage Policy/ National Policy on Culture and Heritage, 2009						x						x
31.	Community Development Policy						x						
32.	National Social Protection Policy						x				x		
33.	National Gender and Development Policy						x						
34.	National Policy on Persons with Disabilities						x						
35.	National Policy on Older Persons and Ageing						x						x
36.	National Policy on Children						x						
37.	National Prosecutions Policy						x						
38.	Military and Defence Policy						x						
39.	National Land Policy				x								
40.	Universal Health Coverage Policy								x				
41.	Industrial Training Policy										x		
42.	Occupational Safety and Health Policy										x		
43.	Productivity Policy										x		
44.	Employment Policy										x		
45.	Child Labour Policy										x		
46.	Medium Term Plan II (2013-2017)										x	x	
47.	Ambulance Policy											x	x
48.	Public Participation Policy											x	x
49.	Water Policy											x	x
50.	Wildlife Conservation and Management Policy											x	x
51.	Sessional Paper No. 14 of 2012 on Reforming the Education and Training Sectors in Kenya												x

Cells marked "yellow" are policies in which it was mentioned the follow up would be done next quarter, then in nothing get mentioned in that (next) quarter.

Annex 4: Chairperson and Commissioners of the Commission

Mr. Charles Nyachae

Chairperson

Dr. Elizabeth Muli

Vice-Chairperson. Convener of the Executive and Security Thematic Team

Dr. Imaana Kibaaya Laibuta

Convener of the Judiciary and Constitutional Commissions Thematic Team

Prof. Peter Wanyande

Convener of the Devolved Government Thematic Team

Mr. Kamotho Waiganjo

Convener of the Public Finance Thematic Team

Ms. Catherine M. Mumma

Convener of the Bill of Rights and Citizenship Thematic Team

Dr. Ibrahim M. Ali

Convener of the Land and Environment Thematic Team

Dr. Florence Omosa

Convener of the Representation of the People & the Legislature Team

Annex 5: Senior Management Team

Ms. Lily Koros

Ag. CEO/Director Management Services

Esther Kodhek

Director of Programmes

Mugita Gesongo

Head of Monitoring and Evaluation

Mr. Kennedy Malinda

Head of Supply Chain Management

Mr. Khalid Salim

Head of Communications

Mr. Bernard Cherutich

Head of Accounts

Mr. Howard Olume

Head of Human Resource

Ms. Doreen Muthaura

Principal Programme Officer, Legislative Drafting

Mrs. Elizabeth K. Obiero

Principal Programme Officer, Organisational Development & Institutional Strengthening

Mr. James Wagala

Principal Programme Officer, Organisational Development & Institutional Strengthening

Ms. Sophia Sitati

Senior Programmes Officer, General Thematic Area Support

Mr. Fredrick Oromo

Senior Supply Chain Management Officer

Mrs. Christine Njeru Kuria

Senior Programmes Officer-Citizenship and Bill of Rights Thematic Area

Ms. Caroline Gaita

Senior Programmes Officer, Judiciary and Constitutional Commissions Thematic Area

Ms. Edith C. Cheramboss

Senior Programmes Officers, Public Service and Leadership Thematic Area

Ms. Mary Goretti Orwa

The Representation of the People and The Legislature Thematic Area

Ms. Ruth Muthui

Senior Programme Officer, Judiciary and Constitutional Commissions Thematic Area

Mr. Abdirazak Abdi,

Senior Programmes Officer, Land and Environment Thematic Area

Ms. Valerie Nangidi

Senior Programmes Officer, Devolved Government Thematic Area

Lucy Gaiithi,

Senior Programme Officer, M&E

Kephas Okach,

Senior Programme Officer, M&E

Mr. Timothy Kariuki

Senior Programmes Officer.

GAZETTE NOTICE No. 5814

THE RECORDS DISPOSAL (COURTS) RULES

(Cap. 14, Sub. Leg.)

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT
AT KERUGOYA

INTENDED DESTRUCTION OF COURT RECORDS

IN ACCORDANCE with the Records Disposal (Courts) Rules, notice is given that three (3) months after the date of publication of this notice, the Principal Magistrates Court at Kerugoya, intends to apply to the Chief Justice/President of Supreme Court, for leave to destroy the records, books and papers of the Senior Principal Magistrate's Court at Kerugoya as set out below:

Criminal cases	2001–2006
Traffic Cases	2001–2006
Miscellaneous cases	2001–2006

A comprehensive list of all the condemned records that qualify to be disposed under the Act can be obtained and perused at the Senior Principal Magistrate's Registry, Kerugoya.

Any person desiring the return of any exhibit in any of the above cases must make his/her claim within the time stipulated in this publication should do so before the expiry of the notice.

All exhibits to which no claim is substantiated before the destruction of the records shall under section 4 be deemed to be part of the records for the purposes of destruction.

Dated the 31st July, 2014.

W. F. ANDAYI,
Senior Principal Magistrate, Kerugoya.

GAZETTE NOTICE No. 5815

THE RECORDS DISPOSAL (COURTS) RULES

(Cap. 14, Sub. Leg.)

IN THE CHIEF MAGISTRATE'S COURT AT KIBERA

INTENDED DESTRUCTION OF COURT RECORDS

IN ACCORDANCE with the Records Disposal (Courts) Rules, notice is given that three (3) months after the date of publication of this notice, the Chief Magistrates Court at Kibera, intends to apply to the Chief Justice/President of Supreme Court, for leave to destroy the records, books and papers of the Chief Magistrate's Court at Kibera as set out below:

Criminal cases	2006–2010
Traffic Cases	2006–2010
Miscellaneous cases	2006–2010
Inquest Cases	2006–2010

A comprehensive list of all condemned records that qualify to be disposed under the Act can be obtained and perused at the Chief Magistrate's Registry, Kibera.

Any person desiring the return of any exhibit in any of the above cases must make his/her claim within the time stipulated in this publication should do so before the expiry of the notice.

All exhibits to which no claim is substantiated before the destruction of the records shall under section 4 be deemed to be part of the records for the purposes of destruction.

Dated the 6th July, 2014.

ONGINJO,
Chief Magistrate, Kibera.

GAZETTE NOTICE No. 5816

THE KENYA SCHOOL OF LAW

(No. 26 of 2012)

PUPILAGE AND PASSING OF EXAMINATIONS

PURSUANT to section 19 and 20 of the Kenya School of Law Act, 2012 of the laws of Kenya, it is notified that the following 10 (ten) persons:

Adm. No.	Name
2008245	Mmwirichia Gaylene Makena,
2009589	Ooga Ascar Kwamboka,
20120066	Barasah Glorah Nasimiyu,
20120089	Chege Watson Karagathu,
20120623	Musembi Elizabeth Mwelu,
20120676	Mwangi Joseph Muraya,
20120801	Nyabuti Clare Nyaboke,
20121101	Waititu Mary Wangui,
2012161	Muigai Githu,
2010673	Ochieng David Ouma,

have complied with the provisions of section 13 of the Advocates Act as to pupillage and passing of examinations subject to such exemptions as may have been granted under subsection (2) of the section.

Dated the 8th August, 2014.

P. L. O. LUMUMBA,
Director/Chief Executive and
Secretary, Kenya School of Law Board.

GAZETTE NOTICE No. 5817

THE CO-OPERATIVE SOCIETIES ACT

(Cap. 490)

CANCELLATION ORDER

WHEREAS I am of the opinion that Burutu Farmers Co-operative Society Limited (CS/16380) should be dissolved, now pursuant to section 62 (1) of the Co-operative Societies Act, I order the cancellation of the said society.

Any member of the Society may within thirty (30) days from the date of this order appeal to the Cabinet Secretary responsible for Co-operative against the order.

Dated the 11th August, 2014.

MR/5692138 P. L. M. MUSYIMI,
Commissioner for Co-operative Development.

GAZETTE NOTICE No. 5818

THE CO-OPERATIVE SOCIETIES ACT

(Cap. 490)

APPOINTMENT OF LIQUIDATOR

(Extension Order)

WHEREAS by liquidation appointment order dated 6th August, 2013, I appointed Stanley W. Ongeti, Senior Assistant Commissioner for Co-operative Development, P.O. Box 40811, Nairobi, to be liquidator of Keekonyokie FCS Limited (in liquidation) (CS/1721) for a period not exceeding one year and whereas the said Stanley W. Ongeti has not completed the exercise.

Now therefore, I extend the period of the liquidation with effect from the 6th August, 2014 for another period not exceeding one year for the said Stanley W. Ongeti, to act as liquidator in the matter of the said Co-operative Society.

Dated the 12th August, 2014.

MR/5692138 P. L. M. MUSYIMI,
Commissioner for Co-operative Development.

GAZETTE NOTICE No. 5819

THE PHYSICAL PLANNING ACT

(Cap. 286)

COMPLETION OF PART DEVELOPMENT PLAN

(PDP No. 321/014/01 for Existing Site for Kenya Scouts Association, Alego Usonga Sub-County, Siaya County)

NOTICE is given that the above-mentioned part development plan was on February, 2014, completed.

The development plan relates to land situated within Siaya Town.

Copies of the part development plan have been deposited for public inspection at the offices of the County Physical Planning Officer, Siaya County, County Commissioner, Siaya County and Alego Usonga Sub-County Administrator's office.

The copies so deposited are available for inspection free of charge by all persons interested at offices of the County Physical Planning Officer, Siaya County, County Commissioner, Siaya County and Alego Usonga Sub-County Administrator's office, between the hours of 8.00 a.m. to 5.00 p.m. Monday to Friday.

Any interested person who wishes to make any representation in connection with or objection to the above-named part development plan may send such representations or objections in writing to be received by the County Physical Planning Officer, P.O. Box 925-40600, Siaya, within sixty (60) days from the date of publication of this notice and such representation or objection shall state the grounds on which it is made.

Dated the 28th April, 2014.

MR/5692199 CAROLINE W. MATHENGE,
for Director of Physical Planning.

GAZETTE NOTICE No. 5820

THE ANTI-CORRUPTION AND ECONOMIC CRIMES ACT

(Cap. 65)

THE ETHICS AND ANTI-CORRUPTION COMMISSION ACT

(Cap. 65A)

THE ETHICS AND ANTI-CORRUPTION COMMISSION

THE SECOND QUARTERLY REPORT FOR THE YEAR 2014 COVERING THE PERIOD 1ST APRIL, 2014 TO 30TH JUNE, 2014

Preamble

The Ethics and Anti-Corruption Commission is required under section 36 of the Anti-Corruption and Economic Crimes Act, 2003, to prepare quarterly reports setting out the number of reports made to the Director of Public Prosecutions under Section 35 of the Anti-Corruption and Economic Crimes Act, 2003 as read with Section 11(1) (d) of the Ethics and Anti-Corruption Commission Act, 2011.

Section 36 provides that:

1. The Commission shall prepare quarterly reports setting out the number of reports made to the Director of Public Prosecutions under section 35 and such other statistical information relating to those reports, as the Commission considers appropriate.
2. A quarterly report shall indicate if a recommendation of the Commission to prosecute a person for corruption or economic crime was not accepted.
3. The Commission shall give a copy of each quarterly report to the Attorney-General.
4. The Attorney-General shall lay a copy of each quarterly report before the National Assembly.
5. The Commission shall cause each quarterly report to be published in the Gazette.

This report is therefore made pursuant to section 36 of the Anti-Corruption and Economic Crimes Act, 2003. The report covers the Second Quarter of the year 2014, and is for the period commencing 1st April, 2014 to 30th June, 2014.

INVESTIGATION REPORTS COVERING THE PERIOD 1ST APRIL TO 30TH JUNE, 2014

EACC/ KSM/ INQ /FI/04/2012

Inquiry into allegations of embezzlement of public funds and corruption in the award of the contract for the reconstruction of the Moi Kisumu Stadium

Investigations established that during the 2011-2012 financial year, the Ministry of Youth and Sports allocated funds for the renovation of the Moi Stadium, Kisumu. The Ministry thereafter entered into a Memorandum of Understanding with the stadium owners, the Municipal Council of Kisumu to undertake the renovations.

Investigations established that the tender for the renovation was advertised and the evaluation process commenced. Contrary to the requirement that an evaluation committee should be appointed for purposes of evaluation of bids, in this particular case, the bids were evaluated by a single person. Nonetheless, an Evaluation report was compiled and signed by persons who did not participate in the evaluation. Investigations also established that the bidder who was awarded the contract for the renovation was not qualified since they did not meet the mandatory requirements in the tender documents and had used false documents while submitting their bids. The award was therefore irregular. The evidence obtained further revealed that the company awarded the tender received payment of a sum of Kshs. 8.5 million for services that were not adequately rendered.

A report was compiled and forwarded to the Director of Public Prosecutions on 24th June, 2014 with recommendations that all the suspects involved in the irregular procurement and payment be charged with various offences as follows; the District accountant and Provincial Director of Sports, Kisumu be charged with the offences of fraudulently making payment from public revenue contrary to section 45(2)(a) (iii), fraudulent disposal of public property contrary to section 45(1) (b), abuse of office contrary to section 46 and wilful failure to comply with the law relating to management of public funds contrary to section 45 (1) (b) of the Anti- Corruption and Economic Crimes Act, 2003; the Kisumu East District Procurement Officer be charged with the offences of wilful failure to comply with the law relating to procurement contrary to section 45 (1) (b) of the Anti- Corruption and Economic Crimes Act, 2003; The Kisumu East District Works Officer be charged with failure to comply with the law relating to procurement contrary to section 45 (2) (b) and abuse of office contrary to section 46 of the Anti- Corruption and Economic Crimes Act, 2003; The Kisumu County Quantity Surveyor be charged with abuse of office contrary to section 46 of the Anti- Corruption and Economic Crimes Act, 2003; the

partners of the contractor awarded the contract together with his agent be charged with fraudulent acquisition of public property contrary to section 45(2) (a) of the Anti- Corruption and Economic Crimes Act, 2003 and making a false document contrary to section 347 of the Penal Code. The contractor be charged with uttering a false document contrary to section 353 of the Penal Code and the Provincial Auditor Kisumu and the Kisumu East District Agricultural Officer be charged with the offence of fraudulent acquisition of public property contrary to section 45 (1) (a) of the Anti- Corruption and Economic Crimes Act, 2003.

On 2nd July, 2014, the DPP accepted the recommendation for prosecution.

KACC/FI/INQ/44/2007

Inquiry into allegations of misappropriation of funds from the National Aids Control Council (NACC) by officials of a Community Based Organization (CBO) in Eldoret North

Investigations established that the CBO which is engaged in AIDS awareness campaign and helping of orphans in Eldoret North received a grant of Kshs. 200,000 from NACC. Two officials of the group who were signatories to the group's bank account withdrew the said money but did not inform the other group members. Investigations also established that whereas the money was to be used for the group's activities, the two suspects diverted it to their own use and could not account for it. They also prepared false vouchers purporting that the money had been expended for the intended purpose of the group. The evidence obtained showed that they were culpable for the embezzlement of the money.

A report was compiled and forwarded to the Director of Public Prosecutions on 4th April, 2014 with recommendations that the two officials of the CBO be charged with the offences of fraudulent acquisition of public property contrary to section 45 (1) (a) of the Anti-Corruption and Economic Crimes Act, 2003, Deceiving principal contrary to section 41 (2) of the Anti- Corruption and Economic Crimes Act, 2003; forgery contrary to section 349 of the Penal code and uttering false documents contrary to section 353 of the Penal Code.

On 13th May, 2014, the DPP accepted the recommendation for prosecution.

EACC/INQ/13/2013

Inquiry into allegations of corruption against Public Health Officers attached to Huruma, Nairobi County

The investigations established that the suspects, who were all Public Health Officers, Huruma, Nairobi County corruptly solicited for a benefit of Kshs. 60,000 from the complainant as an inducement to forbear charging him with offences under the Public Health Act. The investigations further established that whereas the complainant reported that the three officers had solicited for a benefit, the taped conversation did not establish this solicitation. In addition, the money that one of the officers who is said to have received it from the complainant was not recovered from him. The Commission was of the opinion that the evidence obtained would not meet the threshold to sustain charges of corruption against the suspects. This notwithstanding, the Commission was of the opinion that the conduct of the three suspects was one that brought their position as public officers in disrepute, and their integrity was put into question.

A report was compiled and forwarded to the Director of Public Prosecutions on 21st May, 2014 with recommendations that administrative action be taken against the three suspects.

On 23rd June, 2014, the DPP accepted the recommendation for administrative action.

CR. 434/13/2014

Inquiry into allegations of corruption against the Principal of Wakaela Secondary School, Machakos

The investigations established that the suspect, who is the Principal of Wakaela Secondary School solicited for a benefit of Kshs. 30,000 from the complainant as an inducement to release the payment of money to the complainant in respect of a tender for the supply of computers, computer accessories and stationery to the school. The suspect also received a benefit of Kshs. 10,000.

A report was compiled and forwarded to the Director of Public Prosecutions on 21st May, 2014 with recommendations that the suspect

be charged with the offences of corruptly soliciting for and receiving a benefit contrary to section 39 (3) (a) as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003.

On 2nd July, 2014, the DPP accepted the recommendation for prosecution.

CR. 123/105/2014 CF. NAIROBI ACC. NO. 1/2014

Inquiry into allegations of corruption against the District Registration Officer Kasarani

The investigations established that the suspect, who is the District Registration Officer, Kasarani corruptly solicited for and received a benefit of Kshs. 5,000 from the complainant as an inducement to process identity card application forms in respect of the complainant. The suspect also received a benefit of Kshs. 5,000.

A report was compiled and forwarded to the Director of Public Prosecutions on 19th May, 2014 with recommendations that the suspect be charged with the offences of corruptly soliciting for and receiving a benefit contrary to section 39 (3) (a) as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003.

On 23rd June, 2014, the DPP accepted the recommendation for prosecution.

CR.255/255/91/2014

Inquiry into allegations of corruption against Police Officers attached to Kenya Power and Lighting Nyeri Office and the Nyeri Police Station

Investigations by the Commission established that the suspects corruptly solicited for a benefit of Kshs. 100,000 from the complainant as an inducement to exonerate him from allegations implicating him in connection with the vandalism of electrical transformers in Nyeri Town. However, the suspects did not receive the benefit from the complainant but one of the suspects was arrested after demonstrating his willingness to receive Kshs. 50,000 from the complainant.

A report was compiled and forwarded to the Director of Public Prosecutions on 11th June, 2014 with recommendations that the suspects be charged with the offences of corruptly soliciting for and agreeing to receive a benefit contrary to section 39 (3) (a) as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003.

On 30th June, 2014, the DPP accepted the recommendation for prosecution.

EACC/FI/INQ/74/2013

Inquiry into allegations of theft of USD 8500 by the Chief Executive Officer, Football Kenya Federation (FKF)

The investigations established that sometime in November, 2011, the National Football team, Harambee Stars travelled to Dar-es salaam for a CECAFA Senior Challenge tournament. At the time of the travel, CECAFA had not released the money for the air tickets for the players, and they requested the Football Kenya Federation (FKF) to meet the travel costs. This was on the understanding that CECAFA would refund the said money to FKF. Investigations further established that CECAFA refunded the sum of USD 8500 to the FKF through its Chief Executive Officer (CEO). Investigations established that the CEO did not account for the said money and he was therefore accountable for its loss.

The Commission was of the opinion that failure to account for this money amounted to an offence. However, since the funds received were not public funds within the meaning of public property as defined in the Anti- Corruption and Economic Crimes Act, the Commission was satisfied that an offence under the Act would not be sustained.

A report was compiled and forwarded to the Director of Public Prosecutions on 19th May, 2014 with recommendations that the Inquiry file together with the result of investigation be submitted to the Criminal Investigations Department (CID) to charge the suspect with appropriate charges.

On 2nd July, 2014, the DPP accepted the recommendation for referral of the matter to the CID.

EACC/FI/INQ/38/2013

Inquiry into allegations that a parcel of land measuring 100 acres in Liyavo Settlement Scheme, Trans Zoia was irregularly acquired by

a former Ambassador to the detriment of squatters living on the said Scheme

The investigations established that the Liyavo Scheme was initially part of land parcel known as Number 5751 within Trans zoi District owned by white settlers. The Settlement Fund Trustee (SFT) later purchased this land and squatters were allowed to reside and work on the said land and issued with Temporary Occupational Certificates. They were later allocated 5 acres for subsistence farming. Investigations further established that a policy was adopted to dispose of the expensive farms and houses in the scheme which were offered to persons who were able to comply with the SFT loaning conditions.

The former ambassador applied for allocation of 100 acres on which stood a farm house in the scheme. He was allocated the said land in 1983 and he subsequently cleared the SFT loan and was later issued with a Clearance Certificate and subsequently a Title deed. The investigation did not reveal sufficient evidence to conclusively prove that the former ambassador illegally acquired 100 acres from Liyavo Settlement Scheme.

A report was compiled and forwarded to the Director of Public Prosecutions on 30th May, 2014 with recommendations that the inquiry file be closed.

On 30th June, 2014, the DPP accepted the recommendation for closure.

EACC/FI/INQ/1/2012

Inquiry into allegations that the Multi Media University (MMU) irregularly awarded the contract for the renovation of a communication laboratory building at a cost of KSh. 7,055,560 without following the Public Procurement and Disposal Regulations

Investigations established that sometime in 2010, the management of the MMU decided to renovate the communication laboratory building which was in a bad state. Estimates were prepared and tenders invited. Investigations established that pre-qualified contractors were invited and after the submitted bids were evaluated, the tender was awarded to the lowest responsive bidder. However, before the renovations could commence, it was discovered that the contractor awarded the contract had not been eligible since they were not registered with the Ministry of Public Works which was a mandatory requirement, and had submitted a false registration certificate. The contract to the said contractor was thus cancelled and the tender re-awarded to the second lowest evaluated bidder.

The investigations established that the MMU used restricted tendering in regard to the tender for the renovation. This was approved by its tender committee. The investigation also established that as a matter of fact, the entity largely adhered to the public procurement and disposal Act and Regulations. The only error made was with regard to inviting some of the bidders who were not in the pre-qualified list. However, a justification for this was given to the effect that these additional bidders outside the pre-qualified list had been evaluated by the entity in similar other projects being undertaken at the University and for which they had been found to be technically competent. Before they were so invited, the Tender Committee also gave its approval after being satisfied with the justification given.

The Commission did not find sufficient evidence to prove culpability on the part of the officers at the MMU involved in the particular procurement.

A report was compiled and forwarded to the Director of Public Prosecutions on 11th June, 2014 with recommendations for closure of the inquiry file.

On 1st July, 2014, the DPP accepted the recommendation for closure of the inquiry file.

EACC/SA/FI/INQ/7/2013

Inquiry into allegations that the former Member of Parliament for Kaloleni Constituency abused his office to irregularly benefit contractors and himself by awarding them CDF projects and in return received kickbacks from them

The investigations established that several CDF project were initiated in Kaloleni Constituency. These included construction of classrooms in various secondary schools in the Constituency. Whereas it was alleged that the former MP influenced the award of the CDF

projects to various contractors, investigations did not reveal any such influence. Investigations further established that due process was followed in the award of the contracts and the authenticity of the documents submitted to the Commission purporting the influence by the former MP were found to be questionable. Investigations did not reveal that the MP received any kickbacks as alleged. There was no evidence of wrongdoing on the part of the MP to warrant any action to be taken against him.

A report was compiled and forwarded to the Director of Public Prosecutions on 24th April, 2014 with recommendations that the inquiry file be closed.

On 23rd May, 2014, the DPP returned the file for further investigations.

EACC/FI/INQ/49/2013

Inquiry into allegations that the Eldoret South Constituency Development Fund Tender Committee irregularly awarded a tender for the construction of the Bindura-Chepkoiyo Road project to a private company

Investigations established that in the financial year 2010/2011, the Eldoret South Constituency Development Committee (CDFC) prioritized the rehabilitation of several roads including the Bindura-Chepkoiyo road. The National CDF Board approved the project and allocated a sum of KSh. 2.5 million. The Eldoret South Constituency Development Fund Committee invited bids from pre-qualified contractors. After the evaluation of the bids process, the contract for the construction of the road was awarded to a private company.

Investigations revealed that the tendering process was done in accordance with the provisions of the Public Procurement and Disposal Act, 2005. No culpability was established on the part of the officials of the CDFC. However, it was established that the final inspection of the road project was not done by the Project Implementation Committee. In this regard, the Commission was of the opinion that before the contractor can be paid for work done, which payment had been suspended pending this investigation, then the Project Implementation Committee should inspect the works and prepare a final inspection certificate. Nonetheless, no culpability was established in regard to the procurement process.

A report was compiled and forward to the Director of Public Prosecutions on 24th June, 2014 with recommendations for closure of the inquiry file.

On 1st July, 2014, the DPP accepted the recommendation for closure.

CR. 735/259/2013

Inquiry into allegations of corruption against the Member of the County Assembly (MCA) representing Ngong Ward

Investigations established that the MCA corruptly solicited for a benefit of KShs. 40,000 from the complainant as an inducement to facilitate the allocation of a plot to the complainant for the purpose of starting a car wash business within Ngong Town. The suspect also received a benefit of KSh. 38, 000 through an agent.

A report was compiled and forwarded to the Director of Public Prosecutions on 11th April, 2014 with recommendations that the suspect be charged with the offences of corruptly soliciting for and receiving a benefit contrary to section 39 (3) (a) as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003.

On 23rd June, 2014, the DPP accepted the recommendation for prosecution.

EACC/FI/INQ/07/2012

Inquiry into allegations of false mileage claim against the former Director of Legal Services at the Truth Justice and Reconciliation Commission (TJRC)

Investigations established that sometime in 2011, the TJRC organized a Civic Education drive as a precursor to the public hearings in the North Eastern Province. One of the TJRC officers involved in the civic education was the Director of Legal Services at the Commission. Investigations established that he received an imprest of KSh. 205,000 to cater for per diem, fuel, security and contingencies.

Investigations established that the TJRC officials travelled to North Eastern for the exercise. Investigations further revealed that during the time of the surrender of the imprest, the officer used false fuel receipts to account for the imprest received. The questioned receipts were submitted to the Document Examiner to establish the author. The report of the Document Examiner revealed that the false receipts were made by the officer who received the imprest and two others. However, a second examination of the same receipts was requested by the said officer, and the subsequent report from the Document Examiner revealed that they were not authored by the suspects. There was therefore no conclusive evidence that the officer who surrendered the imprest made the false documents.

A report was compiled and forwarded to the Director of Public Prosecutions on 8th April, 2014, with recommendations that the inquiry file be closed.

On 1st July, 2014, the DPP returned the file for further investigations.

CR. 511/473/2013

Inquiry into allegations of corruption against a Revenue Officer, Kenya Revenue Authority Garissa.

The investigations established that the suspect, who is an employee of the Kenya Revenue Authority solicited for a benefit of KSh. 500 from the complainant as an inducement to facilitate the processing of a Tax Compliance Certificate. The suspect also received a benefit.

A report was compiled and forwarded to the Director of Public Prosecutions on 19th May, 2014 with recommendations that the suspect be charged with the offences of corruptly soliciting for and receiving a benefit contrary to section 39 (3) (a) as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003.

On 27th May, 2014, the DPP accepted the recommendation for prosecution.

CR.831/871/2013

Inquiry into allegations of corruption against a Parking Attendant, Uasin Gishu County Government

The investigations established that the suspect, who is a Parking Attendant in Eldoret, Uasin Gishu County corruptly solicited for a benefit of KSh. 1,000 from the complainant as an inducement to forbear the enforcement of the payment of KSh. 2,500 as a penalty for wrongful parking. The suspect also received a benefit.

A report was compiled and forwarded to the Director of Public Prosecutions on 19th May, 2014 with recommendations that the suspect be charged with the offences of corruptly soliciting for and receiving a benefit contrary to section 39 (3) (a) as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003.

On 1st July, 2014, the DPP accepted the recommendation for prosecution.

EACC. NO. 12 Of 2013

Inquiry into allegations of corruption against officers of the Kenya Power and Lighting Company based in Molo

The investigations established that three of the suspects were employees of KPLC whereas a fourth suspect was a private electrician. Investigations established that two of the suspects asked for 'chai ya wazee' but did not elaborate, whereas the private electrician solicited for a benefit of KSh. 2,000 in order to connect electricity to the complainant's premises. Investigations further established that none of the suspects received a benefit from the complainant and the private electrician who had specifically demanded for a benefit disappeared and has not been traced. It was further established that when the private electrician asked for money, he was not acting on behalf of another person. Therefore the elements of the offence of corruption could not be proved. The Commission was of the opinion that the evidence obtained was not sufficient to sustain any charges against all the suspects.

A report was compiled and forwarded to the Director of Public Prosecutions on 8th May, 2014 with recommendations that administrative action be taken against the three public officers.

On 19th June, 2014, the DPP accepted the recommendation that administrative action be taken against the three public officers who are employees of Kenya Power and Lighting Company Limited, Molo.

CR. 123/105/2014 CF. NAIROBI ACC. NO. 1/2014

Inquiry into allegations of corruption against three private individuals in Kilungu

The investigations established that the suspects corruptly offered a benefit of Kshs. 50,000 to the complainant in exchange for an acquittal of the accused persons in a criminal case pending before the Kilungu Magistrates Court. The investigations established that the suspects wanted to influence the complainant to give a favourable judgment in a case involving their relatives. The suspects were arrested before they could give the benefit offered but the sum of KSh. 50,000 was recovered from one of them.

A report was compiled and forwarded to the Director of Public Prosecutions on 25th April, 2014 with recommendations that the suspects be charged with the offence of corruptly offering a benefit contrary to section 39 (3) (b) of the Anti- Corruption and Economic Crimes Act, 2003.

On 19th May, 2014, the DPP accepted the recommendation for prosecution.

EACC/INQ/15/2014

Inquiry into allegations of corruption against an Enforcement Officer, County Government of Nakuru

The investigations established that the suspect corruptly solicited for a benefit of KSh. 5,000 from the complainant as an inducement to allow him to construct a shade outside his kiosk. The suspect also received a benefit of Kshs. 3,000 from the complainant. He was arrested and arraigned before the Nakuru Anti- Corruption Court and charged with the offences of corruptly soliciting for and receiving a benefit contrary to section 39 (3) (a) of the Anti- Corruption and Economic Crimes Act, 2003.

A report was compiled and forwarded to the Director of Public Prosecutions on 3rd April, 2014 with recommendations that the case against the suspect proceed to its logical conclusion.

On 19th May, 2014, the DPP accepted the recommendation for prosecution.

CR.145/73/2014

Inquiry into allegations of corruption against a Traffic Police Officer attached to Langata Police Traffic Department

The investigations established that the suspect, who is a traffic police officer attached to Langata Police Station corruptly solicited for a benefit of KSh. 3,000 from the complainant as an inducement to forbear charging the complainant with a traffic offence. The suspect also received a benefit of KSh. 2,000.

A report was compiled and forwarded to the Director of Public Prosecutions on 27th May, 2014 with recommendations that the suspect be charged with the offences of corruptly soliciting for and receiving a benefit contrary to section 39 (3) (a) as read with Section 48 (1) of the Anti-Corruption and Economic Crimes Act, 2003.

On 23rd June, 2014, the DPP accepted the recommendation for prosecution.

STATISTICAL SUMMARY OF FILES FORWARDED TO THE DIRECTOR OF PUBLIC PROSECUTIONS

Total No. of files forwarded to the Director of Public Prosecutions	19
No. of files recommended for prosecution	11
No. of files recommended for administrative or other action	3
No. of files recommended for closure	5
No. of files recommended for prosecution and the cases are already lodged before Court	9
No. of files where recommendation to prosecute accepted	11
No. of files where recommendation for administrative or other action accepted	3
No. of files where recommendation for closure accepted	3
No. of files returned for further investigations	2
No. of files where recommendation to prosecute not accepted	0

No. of files where recommendation for administrative or other action not accepted	0
No. of files where closure not accepted	0
No. of files awaiting Director of Public Prosecution's action	0

Dated the 11th August, 2014.

HALAKHE D. WAQO,
Secretary/Chief Executive Officer.

GAZETTE NOTICE NO. 5687

THE ENVIRONMENTAL MANAGEMENT AND
CO-ORDINATION ACT

(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY

ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT
FOR THE PROPOSED CEMTECH LIMITED STAFF HOUSING
ESATE PROJECT SEBIT, WEST POKOT COUNTY, KENYA

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The Proponent (Cemtech Limited) is proposing to construct 300 Staff Housing Estate project at Sebit/Chepchoi sites in Pokot County.

The proponent proposes to construct 300 Staff Housing units categorized as types A to D for staff in descending level of cadre or seniority. Type A will have two bedrooms and a guest room each, type B will be smaller and two bedrooms each, type C will have two bedrooms each but smaller in size compared to that of a type B house and type D will have one bedroom each. Respective square areas covered by each unit for the categories A to D are 195 m², 100 m², 80 m² and 45 m². Types B to D will be arranged such that they are house clusters of one storey. Play grounds, school and hospitals are part of the plan and will be implemented in a different phase.

The following are the anticipated impacts and proposed mitigation measures:

<i>Impacts</i>	<i>Mitigation measures</i>
Air pollution	<ul style="list-style-type: none"> Suitable wet suppression techniques need to be utilized in all exposed areas. All unnecessary traffic must be strictly limited on site speed controls are to be enforced. Ensure that the site is located away from such pollution sources. Use of unleaded fuel to be encouraged. Use of bicycles within the estate to be encouraged.
Solid waste generation	<ul style="list-style-type: none"> Use of an integrated solid waste management system i.e. through a hierarchy of options: 1. Source reduction 2. Recycling 3. Composting and reuse 4. Combustion 5. Sanitary land filling. Provide solid waste handling facilities such as rubbish bags and skips. Ensure that solid wastes generated at the housing units are regularly disposed of appropriately at authorized dumping sites. Ensure that occupants of the housing units manage their waste efficiently through recycling, reuse and proper disposal procedures. Donate redundant but serviceable equipment to charities and institutions. A private company to be contracted to

Vegetation and animal disturbance	<ul style="list-style-type: none"> collect and dispose solid waste on regular intervals. Ensure proper demarcation and delineation of the project area to be affected by construction works. Specify locations for trailers and equipment, and areas of the site which should be kept free of traffic, equipment, and storage. Designate access routes and parking within the site. Preserve of some individual trees within the site. Introduction of vegetation (trees, shrubs and grass) on open spaces and their maintenance. Design and implement an appropriate landscaping programme to help in re-vegetation of part of the project area after construction.
Increased storm water, runoff and soil erosion	<ul style="list-style-type: none"> Surface runoff and roof water shall be harvested and stored in underground reservoir for reuse. A storm water management plan that minimizes impervious area infiltration by use of recharge areas and use of detention and/or retention with graduated outlet control structure will be designed. Apply soil erosion control measures such as leveling of the project site to reduce run-off velocity and increase infiltration of storm water into the soil. Ensure that construction vehicles are restricted to existing graded roads to avoid soil compaction within the project site. Site excavation works to be planned such that a section is completed and rehabilitated before another section begins. Roof catchments will be used to collect the storm water for some domestic uses.
Dust emission	<ul style="list-style-type: none"> Ensure strict enforcement of on-site speed limit regulations. Avoid excavation works in extremely dry weathers. Sprinkle water on graded access routes when necessary to reduce dust generation by construction vehicles Personal Protective equipment to be worn.
Exhaust emission	<ul style="list-style-type: none"> Vehicle idling time shall be minimized. Alternatively fuelled construction equipment shall be used where feasible equipment shall be properly tuned and maintained Sensitise truck drivers to avoid unnecessary racing of vehicle engines at loading/offloading points and parking areas, and to switch off or keep vehicle engines at these points.
Noise and vibration	<ul style="list-style-type: none"> Sensitise construction vehicle drivers and machinery operators to switch off engines of vehicles or machinery not being used. Sensitise construction drivers to avoid gunning of vehicle engines or hooting especially when passing through sensitive areas such as churches,

residential areas and hospitals.

- The noisy construction works will entirely be planned to be during day time when most of the neighbours will be at work.
- Ensure that all generators and heavy duty equipment are insulated or placed in enclosures to minimize ambient noise levels.

Incidents, accidents and dangerous occurrences

- Ensure that provisions for reporting incidents, accidents and dangerous occurrences during construction using prescribed forms obtainable from the local Occupational Health and Safety Office (OHSO) are in place.
- Enforcing adherence to safety procedures and preparing contingency plan for accident response in addition safety education and training shall be emphasized.

Fire protection

- Firefighting equipment such as fire extinguishers and hydrant systems should be provided at strategic locations such as stores and construction areas.
- Regular inspection and servicing of the equipment must be undertaken by a reputable service provider and records of such inspections maintained.
- Signs such as "NO SMOKING" must be prominently displayed within the estate, especially in parts where inflammable materials are stored.

Oil Spills

- A designated garage section of the site fitted with oil trapping equipments to be planned for changes. Such a area will be well protected from contaminating the soil.

Mushrooming of informal settlement

- Control of informal activities around the project site.

The full report of the proposed project is available for inspection during working hours at:

(a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.

(b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.

(c) County Director of Environment, West Pokot County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIA O. OUMA,

for Director-General,

MR/5692035

National Environment Management Authority.

GAZETTE NOTICE NO. 5688

THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION ACT

(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT FOR THE PROPOSED COMMERCIAL AND RECREATIONAL DEVELOPMENT ON PLOT L.R NO. 2951/434 IN KITISURU NAIROBI COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The Proponent (Shiloah Investments Limited) is proposing to put up a commercial and Recreational Development on L.R. No.2951/434, Ngecha Road in Kitisuru, Nairobi City, Nairobi County.

The development on a 3.6 acres plot is proposed to include Retail Shopping Units, Banks, Food & Beverage Outlets, Office Space, Automotive Retail Unit, Children Recreation Area, Healthcare Facilities and Conferencing Facilities

The following are the anticipated impacts and proposed mitigation measures:

<i>Impact</i>	<i>Mitigation Measures</i>
Vegetation/biodiversity disturbance	<ul style="list-style-type: none"> • Ensure proper demarcation and delineation of the project area to be affected by construction works. • Specify locations for trailers and equipment, and areas of the site which should be kept free of traffic, equipment, and storage. • Designate access routes and parking within the site. • Introduction of vegetation (trees, shrubs and grass) on open spaces and their maintenance. • Design and implement an appropriate landscaping programme to help in re-vegetation of part of the project area after construction.
Increased storm water, runoff and soil erosion	<ul style="list-style-type: none"> • Storm water to be harvested and recycled for utilization within the project site. Disposal of storm water that will not be harvested will be via surface drain off. • Apply soil erosion control measures such as leveling of the project site to reduce run-off velocity and increase infiltration of storm water into the soil. • Ensure that construction vehicles are restricted to existing graded roads to avoid soil compaction within the project site. • Ensure that any compacted areas are ripped to reduce run-off. • Open drains all interconnected will be provided on site.
Solid waste generation	<ul style="list-style-type: none"> • Provide solid waste handling facilities such as waste bins and skips. • Apply an Integrated Solid Waste Management approach (reduce, recycle, combustion and sanitary land filling). • All refuse generated should be properly transported and disposed at designated areas.
Dust emission	<ul style="list-style-type: none"> • Ensure strict enforcement of on-site speed limit regulations. • Avoid excavation works in extremely dry weathers. • Sprinkle water on graded access routes when necessary to reduce dust generation by construction vehicles. • Personal Protective equipment to be worn.
Exhaust emission	<ul style="list-style-type: none"> • Vehicle idling time shall be minimized • Alternatively fuelled construction equipment shall be used where feasible equipment shall be properly tuned and maintained. • Sensitise truck drivers to avoid unnecessary racing of vehicle engines at loading/offloading points and parking areas, and to switch off or keep vehicle

Noise and vibration	<p>engines at these points.</p> <ul style="list-style-type: none"> • Sensitise construction vehicle drivers and machinery operators to switch off engines of vehicles or machinery not being used. • Sensitise construction drivers to avoid gunning of vehicle engines or hooting especially when passing through sensitive areas such as churches, residential areas and hospitals. • Ensure that construction machinery are kept in good condition to reduce noise generation. • Ensure that all generators and heavy-duty equipment are insulated or placed in enclosures to minimize ambient noise levels. • The noisy construction works will entirely be planned to be during daytime when most of the neighbours will be at work. • Comply with the provisions of Environmental Management and Coordination (Noise and Excessive Vibration Pollution) (Control) Regulations, 2009 regarding noise limits at the workplace.
Increased energy consumption	<ul style="list-style-type: none"> • Ensure electrical equipment, appliances and lights are switched off when not being used. • Install energy saving fluorescent tubes at all lighting points instead of bulbs which consume higher electric energy. • Ensure planning of transportation of materials to ensure that fossil fuels (diesel, petrol) are not consumed in excessive amounts. • Monitor energy use during construction and set targets for reduction of energy use.
High water demand	<ul style="list-style-type: none"> • Install water conserving taps that turn-off automatically when water is not being used. • Promote recycling and reuse of water as much as possible. • Install a discharge meter at water outlets to determine and monitor total water usage. • Promptly detect and repair of water pipe and tank leaks. • Sensitise staff to conserve water by avoiding unnecessary water use. • Ensure taps are not running when not in use.
Generation of wastewater	<ul style="list-style-type: none"> • Provide means for handling sewage generated by construction workers. • Conduct regular checks for pipe blockages or damages since such vices can lead to release of the effluent into the land and water bodies. • Monitor effluent quality regularly to ensure that the stipulated discharge rules and standards are not violated.
Incidents, accidents and dangerous occurrences.	<ul style="list-style-type: none"> • Ensure that provisions for reporting incidents, accidents and dangerous occurrences during construction using prescribed forms obtainable from the local Occupational Health and Safety Office (OHSO) are in place.

Insecurity	<ul style="list-style-type: none"> • Enforcing adherence to safety procedures and preparing contingency plan for accident response in addition safety education and training shall be emphasized. • Ensure the general safety and security at all times by providing day and night security guards and adequate lighting within and around the construction site. • Body-search the workers on entry, to avoid getting weapons on site, and leaving site to ensure nothing is stolen. • Ensure only authorized personnel get to the site. • Security alarms will be installed.
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The full report of the proposed project is available for inspection during working hours at:

(a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.

(b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.

(c) County Director of Environment, Nairobi County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIA O. OUMA,

for Director-General,

National Environment Management Authority.

MR/5692136

GAZETTE NOTICE No. 5689

THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION ACT

(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT FOR THE PROPOSED FUEL FILLING STATION ON PLOT L.R NO. 4885/124 AND 4885/125 IN RIRONI KIKUYU, KIAMBU COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The Proponent (Astrol Petroleum Company Limited) is proposing to set up a fuel filling station on Plot L.R No. 4885/124 and 4885/125 Rironi Kikuyu, Kiambu County

The proposed project will contain the following components: underground storage tanks with vents and breathers, oilinterceptor and septic tank, fuel dispensers under steel canopy, service bays such as tyre centre, car wash and repair shop, drive way and car park, management offices, compound work and walls.

The following are the anticipated impacts and proposed mitigation measures:

<i>Impact</i>	<i>Mitigation Measures</i>
Occupational health and safety	<ul style="list-style-type: none"> • Environmental Management Plan and a workable and cost effective implementation plan be put in place during the construction and operations phases. • All activities be carried out in ensuring better working conditions and compliance with the legal requirements.
Waste generation	<ul style="list-style-type: none"> • The materials that cannot be re-used should be disposed of at designated sites

	as stipulated in the environmental laws.
	<ul style="list-style-type: none"> • Proper waste disposal. • Provision of waste collection bins for easier waste segregation and disposal of waste.
Rocks from excavation, concrete and block off-cut chips	<ul style="list-style-type: none"> • The soil excavated will be re-used in filling and leveling the foundation which should be minimal • All the un-usable component be transported and disposed in designated areas.
Soil erosion and degradation	<ul style="list-style-type: none"> • The soil excavated will be re-filling the foundations • Control earthworks to avoid interfering with land not to be built upon.
Construction materials	<ul style="list-style-type: none"> • Use of standard materials already certified by the government. • Comply with the building code on structural configurations and materials to be used.
Visual enhancement	<ul style="list-style-type: none"> • Use of colors and structures that enhance visual façade. • Paint entire walls and external entrances to render well to general neighborhood.
Hydrology, drainage and ground water resources	<ul style="list-style-type: none"> • Storm water to be directed into the natural drains. • Properly design drainage structures to prevent silting and soil erosion.
Water resources	<ul style="list-style-type: none"> • Control usage of water to minimize wastage. • Install toilets flush with low volume cisterns and a long and short flush and push taps. • Rain water harvesting to prevent over dependence on already limited available water resources.
Biological resources	<ul style="list-style-type: none"> • Landscaping and planting of fast growing trees, shrubs, grasses and ornamental flowers where possible.
Conflict resolution	<ul style="list-style-type: none"> • Public consultation and interview. • No interference with the any structure or resource of public and cultural interest to the community. • The project will also create employment opportunities during construction and operations phases.
Occupational health and safety regulations	<ul style="list-style-type: none"> • Awareness training sessions focusing on environmental, health and safety regulations, requirements of the Environmental Management and Coordination Act. • Prepare health and safety plan. • Adhere to the general matters, stipulated health, safety and workforce welfare regulations. • Provide workforce with safety wearing gear and enforce their use.
Emergencies and accident occurrences	<ul style="list-style-type: none"> • Provision of personal protective clothing. • Protective clothing and safety gadgets to be provided to the workers and visiting clientele. • Emergency response plan.
Records of accidents	<ul style="list-style-type: none"> • Records on number and nature of accidents and injuries to be maintained.
Air, dust and noise pollution	<ul style="list-style-type: none"> • Dust protection gadgets to be provided to the workers.

Social security and safety	<ul style="list-style-type: none"> • Carry out off-site maintenance of trucks and machinery. • Construction of perimeter fence. • Install basic security facilities such as street lighting and security alarms.
Road safety and access	<ul style="list-style-type: none"> • Erection of warning signs and directions • Supervise movements of trucks and machinery at all times.
General risks and hazards	<ul style="list-style-type: none"> • Building design schedules to comply with local authority specifications of building regulations. • Comply with Ministry of Work's code regulations for earthquakes. • Comply with Kenya building code regulations for fire hazards. • Certification of construction materials.

The full report of the proposed project is available for inspection during working hours at:

(a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.

(b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.

(c) County Director of Environment, Kiambu County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIA O. OUMA,

for Director-General,

MR/5692057

National Environment Management Authority.

GAZETTE NOTICE No. 5690

THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION ACT

(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT FOR THE PROPOSED PETROL STATION ON PLOT L.R NO 209/14652, PUMWANI DIVISION, KAMUKUNJI CONSTITUENCY NAIROBI COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The proponent (Abdi Abdirahman Mohamed) is proposing to develop a petrol station on Plot L.R No .209/1452, Pumwani Division, Kamukunji Constituency Nairobi County.

The development will comprise of three underground petroleum products storage tanks. One of 50,000lts and other two of 70,000lts capacity , tyre centre, puncture repair, car wash, parking space for trucks and lorries, car service, Quick shop/ Mini supermarket, sanitary facilities and associated facilities.

The following are the anticipated impact and proposed mitigation measures.

Impact	Mitigation measures
Noise Pollution	<ul style="list-style-type: none"> • Ensure that all generators and heavy duty equipment are insulated or placed in enclosure to minimize ambient noise levels. • Drivers to be sensitized to avoid unnecessary gunning of vehicle engines or hooting • Proper and regular servicing of engines

Aesthetic values	and other machines shall be adhered to.
	<ul style="list-style-type: none"> • Take all solid waste materials to designated disposal sites. • The landscaping programme should be maintained.
Air/ Dust Pollution	<ul style="list-style-type: none"> • Ensure strict enforcement of on-site speed limited regulations. • Where possible, avoid excavation works in extremely dry weathers. • Sprinkle water on graded access routes when necessary to reduce dust generation by construction vehicles. • Personal Protective Equipment (PPE) to be worn.
	<ul style="list-style-type: none"> • Open drains connected to NCC storm water drains should be well functioning at all times. • Such drains should also be fitted with oil filters.
Storm-Water	<ul style="list-style-type: none"> • Construction/provision of water storage tanks to collect storm water for cleaning uses. • Implementing of roof water harvesting
	<ul style="list-style-type: none"> • Ensure the general safety and security all times by providing day and night security guards and adequate lighting within and around the facility.
Security	
Health and safety	<ul style="list-style-type: none"> • All workers must be provided with the necessary PPE • Ensure all workers are in protective gears all the time when on site. • Place fire extinguisher in strategic areas within the deport. Designate and mark smoking areas. • Workers should be trained as fire marshals • Fire escape routes to be shown clearly. • Provide enough first aid kits within the facility and have at least workers trained in first aid administering. • Emergency telephone number should be well displayed.
Spills	<ul style="list-style-type: none"> • Take steps to prevent leaks and spills. Keep machinery, equipment, containers and tanks in good working condition and be careful when transferring used oil. Have sorbent materials available on site. • If a spill or leak occurs, stop the spill from flowing at the source. If a leak from a container or tank can't be stopped, put the product in another holding container or tank. • Contain spilled products. For example, containment can be accomplished by erecting sorbent berms or by spreading a sorbent over the spill. Develop a spill response action plan. Remove, repair or replace the defective tank or container immediately. • All grounds should be cemented to prevent spills from leaking into underground water. • Do not discharge petroleum products to sewers, drainage ditches, septic tanks or streams. • Do not dispose of petroleum products in landfills or mix them with wastes

Fire protection	that will be disposed of in landfills. Do not mix petroleum products with cleaning solvents. The resulting mixture can be hazardous waste
	<ul style="list-style-type: none"> • Do not use petroleum products for road oiling, dust control, weed control, or for similar purposes. • Keep storage containers closed when not actively adding or removing materials. When storing drums keep an aisle space between drums to allow for inspection for leaks and damage. • Install secondary containment to prevent the release of petroleum products to the environment. Inspect the containers and secondary containment structure on a weekly basis to be certain that they are in good condition. Keep written records of these inspections • Cement all ground in the deport to avoid leakage of petroleum products into underground water or contamination of soil. • Have good plans of emergency cases of spill. • Train all staff on hazard recognition, response plan implementation safety and clean up procedures, and reporting. • Signs such as NO SMOKING must be prominently displayed within the premises, especially in parts where inflammable materials are stored. • Fire fighting equipment should be provided at strategic locations such as stores and construction areas. • Regular inspection and servicing of the equipment must be undertaken by a reputable service provider and records of such inspections maintained.
Exhaust Emission	<ul style="list-style-type: none"> • Vehicle idling time shall be minimized • Alternatively fuelled construction equipment shall be used where leasable equipment shall be properly tuned and maintained. • Sensitize truck drivers to avoid unnecessary racing of vehicle engines at loading/ offloading points and parking areas, and to switch off or keep vehicle engines at these points.

The full report of the proposed project is available for inspection during working hours at:

- Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.
- Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.
- County Director of Environment, Nairobi County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIA O. OUMA,

for Director-General,

MR/5692315

National Environment Management Authority.

GAZETTE NOTICE No. 5821

THE ENVIRONMENTAL MANAGEMENT AND
CO-ORDINATION ACT
(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY
ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT
FOR THE PROPOSED PETROL SERVICE STATION ON PLOT
NO. KILIFI/CHASIMBA/449, CHASIMBA, KILIFI COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The proponent (Samwel Nyalie) proposes to construct a service station in Chasimba area, Kilifi County. The project will consist of the following: Structural steel canopy, concrete driveway to provide access into and from the service station, underground storage tank measuring 1500 x 1000 mm, 4 No. of fuel-dispensing pumps, 5 No. of toilet-rooms, a tire pressure device, a store, septic tank and soak pit.

The following are the anticipated impacts and proposed mitigation measure:

<i>Impact</i>	<i>Proposed mitigation measures</i>
Water and soil contamination	<ul style="list-style-type: none"> • Safety and emergence response plan to be developed with emphasis on protection of environment. • No uncontrolled discharges.
Increased fire and safety risks	<ul style="list-style-type: none"> • Place fire extinguisher at conspicuous sites. • All emergency fire exists to be clearly marked. • Ensure safety warnings are conspicuously displayed (No. smoking, inflammable substances etc.). • Provide and enforce the use of personal protective equipment. • Ensure that operational and adequate fire extinguishers are on site. • Install fire alarms. • Maintain an accident register at the premises.
Safety and obstruction	<ul style="list-style-type: none"> • Movement of construction vehicles and timed to operate during off-peak hours. • Observe and comply with traffic regulations and other by-laws. • Contracts to peak and implement a traffic management plan. • Provision of the necessary road signs and caution.
Air and noise pollution	<ul style="list-style-type: none"> • Notify resident prior to project commencement. • The workers shall be trained on the management of air pollution from vehicles and machines. • Machines and vehicles to be serviced and maintained as per the manufacturers specifications. • Vehicles delivering soil materials shall be covered to reduce dust. • Dust generating activities (excavations) will not be carried

Public health deterioration

Production of waste

Energy utilization

- out during times of strong winds.
- Frequent watering of the site to reduce dust.
- Stand by generator rooms to re-enforced with sound proof materials.
- Develop a site health and safety plan, detailing, safety procedures, restricted sites.
- A sign personal responsible for safety standards and precautions.
- Provision of safety protective equipment.
- Qualified personnel to supervise and enforce safety standards.
- Recording of all incidences in the accident registrar and action taken.
- Near-miss risks and accidents to be reported to avoid eminent problems.
- The contractor and proponent shall take an active role in HIV/AIDS sensitization of the workers and the community.
- Comply with the requirements of the environment.
- Management (Waste Management) Regulations.
- Develop a solid waste management plan prior to project commencing, identifying optimal waste re-use options and disposal areas.
- Minimize waste production by utilizing best available techniques to site preparation.
- Clearly designate and construct an appropriate waste collection facility or provide covered refuse skips.
- Re-use construction waste to the maximum extent possible.
- Proper handling and storage procures for hazardous waste e.g. fuel oil should be stored in areas with hard standing and containment to handle spills.
- Develop an energy management plan.
- Construction machinery and vehicles should be maintained and used in accordance with manufacturer's specifications, to maximize efficiency and lower use of energy.
- Construction workers should be sensitized on the importance of energy management.
- Install energy saving devices.
- Institute alternative sources of energy e.g. solar panels.

- Water utilization
- Monitor water consumption and utilization.
 - Sensitize construction workers on the importance of proper water management.
 - Develop alternative sources e.g. rain water harvesting.
- Leakage of tanks and products line
- Insurance against the consequences of a spill contaminating groundwater or soil.
 - Monitor daily reconciliation of wet stock and inventory records.
 - In case of suspect losses, institute tank and line integrity testing; and
 - Conduct a soil gas survey to check the extent of contamination from the leaks.
- Waste water and waste oil management practices
- Carefully collect used oil in drums and dispose of by licensed refuse contractor.
 - Adhere to Wastewater Management Regulation of the Legal Notice No. 121 and water Quality Regulations of Legal Notice No. 120.
 - Conduct wastewater monitoring to check compliance on monthly basis and submit the results to NEMA District Office for immediate approval of the station operations.
 - Document and train staff in the emergency spill response plan.
- Solid waste generation and disposal (littering, soil and surface water pollution)
- Comply with the requirements of Environmental Management (Waste Management) Regulations) Legal Notice No. 120.
 - Prepare a waste management plan.
 - Stop deposition of waste in open pits.
 - Clearly designate and construct and appropriate waste collection facility or provide covered refuse skips.
 - Segregate waste at source.
 - Monitor waste volumes.
 - Identify licensed waste disposal contractor to remove from site and monitor performance.
 - Carefully collect used oil in drums and dispose of by licensed refuse contractor.
- Fire and accident
- Provision and placement of appropriate fire extinguishers and training of personnel to handle emergency situations.
 - Provision of fully equipped First Aid Kit box on the site at all times.
 - Display warning signs at

suitable locations.

- Prohibit unauthorized persons at the station.
- Weather proof fittings for all lighting and power points located outside the fuel station.
- Ensure that the generators are maintained to manufactures specification, records maintained and availed whenever there is need.
- Ensure that tank vents are located away from sensitive receptors.
- Conduct solvent vapour monitoring.

Air pollution

The full report of the proposed project is available for inspection during working hours at:

(a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.

(b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.

(c) County Director of Environment, Kilifi County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIA O. OUMA,

for Director-General,

MR/5678551

National Environment Management Authority.

GAZETTE NOTICE NO. 5822

THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION ACT

(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT FOR THE PROPOSED LIQUIFIED PETROLEUM GAS (LPG) PLANT AND OIL DEPOT IN EMBAKASI AREA, NAIROBI COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The Proponent (East Africa Spectre Limited) is proposing to develop an LPG filling plant, white oil depot and offices in Embakasi, Nairobi County.

The development will include five (5) LPG bullets of 100 tons each, three (3) oil tanks (AGO-10 Million litres, PMS-10 Million litres, IK-5 Million litres), White oil Loading gantry complete with loading arms, pumps, LPG road tanker offloading point, three manual cylinder filling points, LPG cylinders offloading zone, a segregated drainage system for the management of storm water and potentially, contaminated waste water, Firefighting facilities and approved pipe and pumping systems.

The following are the anticipated impacts and proposed mitigation measures:

<i>Impact</i>	<i>Mitigation Measures</i>
Changes in Hydrology/ impended drainage	<ul style="list-style-type: none"> • Proper Installation of drainage structures. • Ensure efficiency of drainage structures through proper design and maintenance. • Provide gratings to the drainage

	channels.		
Soil Erosion	<ul style="list-style-type: none"> • Regular checks on any sludge along drainage channels. • Visual checks of oil interceptor and drainage channels for any leakage. • Control any earthworks. • Rehabilitate degraded environment to avoid siltation and wash offs. • Compact loose soils. • Landscaping. • Ensure management of excavation activities. • Control activities especially during rainy conditions. • Provide soil erosion control and conservation structures where necessary. • Proper disposal of excavated soil. 	Vegetation	<ul style="list-style-type: none"> • Ensure there is no ponding to eliminate breeding of mosquitoes during construction. • Workers should be trained on occupational health and safety and first Aid administration. • Train staff on petroleum product handling. • Sensitize workers on HIV and AIDS. • Landscaping and planting all unpaved areas • Planting flowers / grassing should be done just before the rains or irrigated on dry spells.
Air pollution	<ul style="list-style-type: none"> • Prohibit idling of vehicles. • Water should be sprayed during the construction phase of excavated areas. • Regular maintenance of construction plant and equipment. • Engage sensitive construction workers. • Proper use of PPE. 	Fire safety Training/ Emergency Response Procedures (ERPs)	<ul style="list-style-type: none"> • To enhance health and safety preparedness among stakeholders. • Ensure equipment is in good working condition. • Put up emergency response contacts. • Put up ERP notification instructions. • Put up simple instructions on how to handle fires, product spills, LPG incidents, armed robbery and product contaminations.
Noise pollution	<ul style="list-style-type: none"> • Maintain plant equipment. • Construction activities to be restricted to daytime. • Workers in the vicinity of or involved in high-level noise to wear respective safety & protective gear i.e. earplugs & earmuffs. 	Record Keeping	<ul style="list-style-type: none"> • Collection and analysis of relevant environmental data at the site. • Data of maintenance of firefighting equipment. • Daily product reconciliation (stock loss control). • Staff Training records. • Incidents and accidents registers. • Weekly inspection records of oil water interceptor and drainage systems.
Oil Spills	<ul style="list-style-type: none"> • Appropriate selection of machinery. • Proper storage, handling and disposal of new oil and used oil and related wastes. • Maintain plant and equipment to avoid leaks • Provide oil interceptors along the drains leading from AGO,PMS and IK loading area. 	Internal Audits	<ul style="list-style-type: none"> • Monitoring will involve measurements, observations, evaluations, assessment of changes in water quality, waste management, Noise levels, contractor safety etc.
Water resource	<ul style="list-style-type: none"> • Management of water usage. • Recycling of water at the construction phase where possible. • Use of water conservation signs at the wash rooms and install water conserving taps. 	Fire Outbreak	<ul style="list-style-type: none"> • Install fire-fighting equipment as provided by OSH Act. • Sensitize the residents on fire risks i.e. conduct regular fire drills • Adapt effective emergency response plans • Provide emergency numbers at strategic points.
Contractors lay down area	<ul style="list-style-type: none"> • Special attention should be paid to the sanitary facilities on site especially disposal of human waste. • Garbage should be disposed off in accordance with county government requirements. 	Water Quality/Waste Management	<ul style="list-style-type: none"> • Follow NEMA regulations. Ensure registration of contracted garbage handlers with NEMA for compliance with the prevailing regulations
Road Safety	<ul style="list-style-type: none"> • Enforce speed limits for construction vehicles especially along road links leading to the site. • Provide bill boards at the site/entrance to notify motorists about the development. 	Security	<ul style="list-style-type: none"> • Provide security guards and facilities during construction period. • Security guards should always be available to alleviate cases of robbery.
Occupational Health and Safety	<ul style="list-style-type: none"> • Ensure proper solid waste disposal and collection facilities. • Ensure effective wastewater management. • Proper design of sewerage system. • Provide First Aid kits on the site. • Sensitize residents/workers on environmental management. 	<p>The full report of the proposed project is available for inspection during working hours at:</p> <p>(a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.</p> <p>(b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.</p> <p>(c) County Director of Environment, Nairobi County.</p> <p>The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General,</p>	

NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIAH O. OUMA,
for Director-General,

MR/5692419 National Environment Management Authority.

GAZETTE NOTICE NO. 5823

THE ENVIRONMENTAL MANAGEMENT AND
CO-ORDINATION ACT

(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY

ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT
FOR THE PROPOSED MENENGAI ROLLING MILLS ON LAND
REFERENCE NO. DAGORETTI/KINOO 4835 IN KINOO
DIVISION, MUTHIGA LOCATION, KIAMBU COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The Proponent (Menengai Stores Limited) intends to establish a Sufuria (cooking pot) and wick production plant in Muthiga location, Kinoo Division, on plot L.R. No. Dagorretti/Kinoo/4835, in Kiambu County.

The proponent intends to construct godowns and aluminum-based factory for manufacturing of cooking pots, popularly known as 'Sufuria', from aluminium metal ingots. The premises will also be used for the production of lamp and cook-stove wicks. The godowns will be used for storage of raw materials and finished goods.

The following are the anticipated impacts and proposed mitigation measures:

<i>Impacts</i>	<i>Mitigation Measures</i>
Metal dust during preparation for smelting	<ul style="list-style-type: none"> Do not use drills & grinders or any power tools. All workers on the production line MUST wear Personal Protective Equipment at all times. Do not water blast or scrub with a stiff broom. Only use a manually controlled low pressure course garden hose.
Metal dust/ fibres during transportation	<ul style="list-style-type: none"> All vehicles transporting scrap metal should be covered. All workers involved in the loading and offloading should wear PPE's.
Stack, Grid and tailpipe emissions	<ul style="list-style-type: none"> A 35 meter stack will be used. Wet scrubbing of gases from the furnace to be employed so as to avert emission of NOx and SOx. Removal of dust and particulate matter through cyclones and fabric filters. Conduct Energy and Environmental audits to ascertain emission impacts. Contribute to environmental protection activities such as tree planting that help sequester emitted carbon dioxide. Ensure that company vehicles are well serviced to reduce tailpipe emissions. Adhere to NEMA air quality regulations
Oil leaks and spills	<ul style="list-style-type: none"> Use well serviced vehicles and machinery. Provide adequate servicing of vehicles and machinery on site. Proper storage of petroleum products.

Noise and vibration	<ul style="list-style-type: none"> Usage of manual labour as much as possible. Avoid use of explosives in construction works. Avoid unnecessary hooting of vehicles. Ensure all generators and heavy machinery are insulated or placed in enclosures to minimize noise levels.
Increased water demand	<ul style="list-style-type: none"> Water for cooling & rolling is re-cycled throughout the process without release. The volumes are only lost due to evaporation. Connection to city council water supply line. Buildings to have roof rainwater harvesting and storage facilities. Sinking of boreholes to complement city council water supply. Detect and repair water pipes. Install water conservation taps that turn off automatically when water is not in use.
Increased waste water generation	<ul style="list-style-type: none"> Waste water from the production line must be treated in accordance with proper industry standards. Waste water shall not be released into the environment before treatment. Conduct regular laboratory checks to ascertain the levels of heavy metals in waste water. Strictly adhere to NEMA water quality regulations of 2006.
Increased solid waste proliferation	<ul style="list-style-type: none"> All wastes to be disposed at designated disposal sites/landfills. Re-use or recycle packaging materials such as paper cartons, plastic containers and bags. Provide collection containers especially hospital or laboratory wastes (different colours to allow waste segregation) at designated points on site. Provide waste cubicles and Contract NEMA licensed private waste handlers. All metal cuttings and waste to be recycled.
Increased vehicular traffic	<ul style="list-style-type: none"> Provide paved local access road networks. Provide direct road access to Main road. Provide adequate vehicle parking space.
Increased energy demand	<ul style="list-style-type: none"> Connection to main power line. Provide solar lighting and water heating systems. Installation of standby generators. Provide energy saving (low power consumption) lighting bulbs.
Worker accidents and health risks	<ul style="list-style-type: none"> Employ skilled workers. Train workers on safety issues. Prepare clear work schedules and procedures. Have a clear organizational plan at the site with an occupational, health and safety officer. Provision of personal protection equipment. Provide onsite training.

The full report of the proposed project is available for inspection during working hours at:

- (a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.
- (b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.
- (c) County Director of Environment, Kiambu County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIAH O. OUMA,
for Director-General,

MR/5692276 *National Environment Management Authority.*

GAZETTE NOTICE NO. 5824

THE ENVIRONMENTAL MANAGEMENT AND
CO-ORDINATION ACT
(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY
ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT
FOR THE PROPOSED FUEL FILLING STATION ON PLOT L.R.
NO. 4885/124 AND 4885/125 IN RIRONI KIKUYU, KIAMBU
COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The Proponent (Astrol Petroleum Company Limited) is proposing to set up a fuel filling station on Plot L.R. No. 4885/124 and 4885/125 Rironi Kikuyu, Kiambu County

The proposed project will contain the following components: underground storage tanks with vents and breathers, oilinterceptor and septic tank, fuel dispensers under steel canopy, service bays such as tyre centre, car wash and repair shop, drive way and car park, management offices, compound work and walls.

The following are the anticipated impacts and proposed mitigation measures:

<i>Impact</i>	<i>Mitigation Measures</i>
Occupational Health and Safety	<ul style="list-style-type: none"> Environmental Management Plan and a workable and cost effective implementation plan be put in place during the construction and operations phases. All activities be carried out in ensuring better working conditions and compliance with the legal requirements.
Waste generation	<ul style="list-style-type: none"> The materials that cannot be re-used should be disposed of at designated sites as stipulated in the environmental laws Proper waste disposal. Provision of waste collection bins for easier waste segregation and disposal of waste.
Rocks from excavation, concrete and block off-cut chips	<ul style="list-style-type: none"> The soil excavated will be re-used in filling and leveling the foundation which should be minimal. All the un-usable component be transported and disposed in designated areas.
Soil Erosion and Degradation	<ul style="list-style-type: none"> The soil excavated will be re-filling the foundations. Control earthworks to avoid interfering

	with land not to be built upon.
Construction materials	<ul style="list-style-type: none"> Use of standard materials already certified by the government. Comply with the building code on structural configurations and materials to be used.
Visual enhancement	<ul style="list-style-type: none"> Use of colors and structures that enhance visual façade. Paint entire walls and external entrances to render well to general neighborhood.
Hydrology, drainage and ground water resources	<ul style="list-style-type: none"> Storm water to be directed into the natural drains. Properly design drainage structures to prevent silting and soil erosion.
Water resources	<ul style="list-style-type: none"> Control usage of water to minimize wastage. Install toilets flush with low volume cisterns and a long and short flush and push taps. Rain water harvesting to prevent over dependence on already limited available water resources.
Biological resources	<ul style="list-style-type: none"> Landscaping and planting of fast growing trees, shrubs, grasses and ornamental flowers where possible.
Conflict resolution	<ul style="list-style-type: none"> Public consultation and interview. No interference with the any structure or resource of public and cultural interest to the community. The project will also create employment opportunities during construction and operations phases.
Occupational Health and Safety Regulations	<ul style="list-style-type: none"> Awareness training sessions focusing on environmental, health and safety regulations, requirements of the Environmental Management and Coordination Act. Prepare health and safety plan. Adhere to the general matters, stipulated health, safety and workforce welfare regulations. Provide workforce with safety wearing gear and enforce their use.
Emergencies and Accident Occurrences	<ul style="list-style-type: none"> Provision of personal protective clothing Protective clothing and safety gadgets to be provided to the workers and visiting clientele. Emergency response plan.
Records of Accidents	<ul style="list-style-type: none"> Records on number and nature of accidents and injuries to be maintained.
Air, Dust and Noise Pollution	<ul style="list-style-type: none"> Dust protection gadgets to be provided to the workers. Carry out off-site maintenance of trucks and machinery.
Social Security and Safety	<ul style="list-style-type: none"> Construction of perimeter fence. Install basic security facilities such as street lighting and security alarms.
Road Safety and Access	<ul style="list-style-type: none"> Erection of warning signs and directions Supervise movements of trucks and machinery at all times.
General Risks and Hazards	<ul style="list-style-type: none"> Building design schedules to comply with local authority specifications of building regulations. Comply with Ministry of Work's code regulations for earthquakes. Comply with Kenya building code

regulations for fire hazards.

- Certification of construction materials.

The full report of the proposed project is available for inspection during working hours at:

- (a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.
- (b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.
- (c) County Director of Environment, Kiambu County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIAH O. OUMA,
for Director-General,

MR/5692057 National Environment Management Authority.

GAZETTE NOTICE No. 5825

THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION ACT

(No. 8 of 1999)

THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY

ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT FOR THE PROPOSED EXCAVATION, LEVELING AND BACKFILLING OF A YARD AREA ON PLOT L.R. NO. MOMBASA/BLOCK XLVII/173 IN LIWATONI AREA OF MOMBASA COUNTY

INVITATION OF PUBLIC COMMENTS

PURSUANT to regulation 21 of the Environmental Management and Co-ordination (Impact Assessment and Audit) Regulations, 2003, the National Environment Management Authority (NEMA) has received an Environmental Impact Assessment Study Report for the above proposed project.

The Proponent (Kenya Marine Contractors (EPZ) Limited) proposes to set up a yard area on Plot L.R. No. Mombasa/Block XLVII/173 in Liwatoni area of Mombasa County. The project shall entail excavation, leveling and backfilling of the yard, use the excavated soil material to backfill the seafront area of the yard, effectively reclaiming an area measuring 0.5 acres.

The following are the anticipated impacts and proposed mitigation measures:

Impact	Mitigation Measures
Vegetation removal	<ul style="list-style-type: none"> • Obtain authority from Kenya Forest Service to fell the trees on site. • Re-establish vegetation cover through landscaping of unpaved areas at the completion of leveling including replanting of neem trees and or casuarinas Spp.
Noise pollution	<ul style="list-style-type: none"> • Use serviceable machinery for excavations • The topography of the area favors dispersal of noise seaward as opposed to landward. • Personnel working at the site will be provided with Personal Protective Equipment (PPE) such as earmuffs. • Comply with the Noise Regulations (Legal Notice No. 61 of 2009) at all times.
Solid wastes	<ul style="list-style-type: none"> • Deploy a NEMA licensed waste handler • Comply with the waste management regulations
Health and Safety of workers	<ul style="list-style-type: none"> • Provision of adequate and appropriate Personal Protective Equipment (PPE)

including safety shoes, helmets, gloves, and overalls.

- Employees to be given the correct tools and equipments for the jobs assigned.
- Employees to be trained in the use of all equipment that they will be required to operate.
- Rest times and breaks will be observed.
- First aid services and an emergency vehicle to be readily available at site.
- Moving parts of machines and sharp surfaces to be securely protected with guards to avoid unnecessary contacts and injuries during construction phase.
- The contractor to implement the provisions of the Occupational Safety and Health Act. No. 15 of 2007.

- Water quality degradation
- Use of course gravel and rock boulders from the excavation process rather than fine material for creation of bunds and backfilling.
 - Slowing down the tipping processes and funneling backfilling materials
 - Undertake construction of bunds and backfilling during low tides.
 - The construction of the bunds can be particularly planned to coincide with the spring low tides.
 - Use French drains and underground piping to ensure continued flow of fresh water into the creek area.
 - Decrease time frame over which the backfilling operation is to take place, to avoid the daily re-suspension of sediments.
 - Ameliorate the impacts of the daily re-suspension of sediments by the sanctioning of sediments that have resettled.

- Impact on Marine life
- Ensure that reclamation activities are conducted during the low tides to minimize impact on sea dwelling organisms.
 - Develop and implement a monitoring programme for marine life forms to determine resilience upon completion of the reclamation activities and seek the cooperation of Kenya Marine and Fisheries Institute (KMFRI) in this regard.
 - The rapid undertaking of the overall dredging operation to conceptually decrease the severity and range of impacts in space and time.

- Tidal prism change
- Reduce the gradient of the slopes of the bund used in reclamation.
 - Continually monitor the tidal regime change of the creek.
 - Restore ancient adjacent reclaimed and filled areas of the creek, which are not in use as constructed areas, into salt marshes in order to compensate the loss of tidal prism and the surface of intertidal areas.
 - Monitor the stability of adjacent properties regarding renewed tidal erosion and provide sufficient and suitable embankments.

The full report of the proposed project is available for inspection during working hours at:

- (a) Director-General, NEMA, Popo Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.
- (b) Principal Secretary, Ministry of Environment and Mineral Resources, NHIF Building, Community, P.O. Box 30126-00100, Nairobi.
- (c) County Director of Environment, Mombasa County.

The National Environment Management Authority invites members of the public to submit oral or written comments within thirty (30) days from the date of publication of this notice to the Director-General, NEMA, to assist the Authority in the decision making process of the plan.

ZEPHANIAH O. OUMA,
for Director-General,

MR/5748526 *National Environment Management Authority.*

GAZETTE NOTICE No. 5826

IN THE HIGH COURT OF KENYA AT NAIROBI
MILIMANI LAW COURTS

MISCELLANEOUS APPLICATION NO. 78 OF 2013

IN THE MATTER OF MWANGI KINYANJUI

RE: PRESUMPTION OF DEATH

EXPERTE: GACHOKI KAMAU AS INTERESTED PARTY

IN COURT ON 17TH JUNE, 2014 BEFORE JUSTICE A.O.
MUCHELULE

ORDER

UPON READING the application dated 27th August, 2013, presented to this court on the 27th August by counsel for the Applicant under section 118 (a) of the Evidence Procedure Act, section 1A and 3A of the Civil Procedure Rules, Order 50 rule 1 of the Civil Procedure Rules and all enabling provisions of the law; and upon reading the affidavit of Gachoki Kamau sworn on 27th August, 2013, together with annexures; and upon hearing counsel for the Applicant:

IT IS hereby ordered:

- (a) THAT Mwangi Kinyanjui (ID/6379611) be and is hereby presumed dead.
- (b) THAT the advertisement be done in the *Kenya Gazette* within ninety days.
- (c) THAT the cost of this application be in the cause.

Given under my hand and the seal of this court at Nairobi this 17th day of June, 2014.

Issued at Nairobi this 8th day of July, 2014.

VINCENT KIPTOON,
Deputy Registrar, Nairobi.

GAZETTE NOTICE No. 5827

TARAN ENGINEERING WORKS LIMITED

DISPOSAL OF UNCOLLECTED GOODS

NOTICE is given pursuant to the provisions of the Disposal of Uncollected Goods (Cap. 38) to the owners of the cylinder heads, blocks, crankshafts or any other items which were brought to our workshop for repair to take delivery of same from Taran Engineering Works Limited premises, P.O. Box 22821-00400, Nairobi, within thirty (30) days from the date of publication of this notice upon payment of repairs undertaken, storage and any other incidental charges plus cost of publishing this notice, failure to which the said items will be sold as scrap by public auction or private treaty and the proceeds of the sale defrayed (set off) against all accrued charges.

M. S. MATHAROO,
for Taran Engineering Works Limited.

GAZETTE NOTICE No. 5828

RATNA APARTMENTS

DISPOSAL OF UNCOLLECTED GOODS

NOTICE is issued pursuant to the provisions of the Disposal of Uncollected Goods Act (Cap. 38) of the laws of Kenya, to the owner of motor vehicle reg. No. KBS 387B, presently lying uncollected at the premises of Ratna Apartments, along Gitanga Road, off Vanga Road, opposite Maria Immaculate Hospital, on L.R. No. 330/549, Nairobi. Further notice is given that unless the said motor vehicle is collected within thirty (30) days from the date of publication of this notice, and upon payment of all outstanding amount and incidental costs incurred to Norwich Union Properties Limited, as at the date when delivery is taken, failure to which the said motor vehicle will be sold either by public auction or private treaty without any further reference to the owners and the proceeds of sale shall be defrayed against storage charges and any other accrued costs.

Dated the 7th August, 2014.

MICHAEL MAINA,
General Manager.

MR/5692121

GAZETTE NOTICE No. 5829

AUTOTEC MOTOR GARAGE LIMITED

DISPOSAL OF UNCOLLECTED GOODS

NOTICE is issued pursuant to section 6 and 7 of the Disposal of Uncollected Goods Act (Cap. 38) of the laws of Kenya, to the owners of Toyota RAV4 motor vehicle reg. No. KBH 987R blue in colour and Toyota RAV4 motor vehicle reg. No. KBL 754R white in colour, presently lying uncollected at the premises of Autotec Motor Garage Limited, Nairobi, further notice is given that unless the motor vehicle is collected within thirty (30) days from the date of publication of this notice and upon payment to Autotec Motor Garage Limited storage charges and other incidental costs of publishing this notice the same shall be disposed by way of auction without any further notice.

Dated the 15th August, 2014.

IMRAN DHANJI & COMPANY,
MR/5692463 *Advocates for Autotec Motor Garage Limited.*
GAZETTE NOTICE No. 5830

MBOI-KAMITI FARMERS COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 300-00900, Kiambu

LOSS OF SHARE CERTIFICATE

Share Certificate No. 4134 in the name of Wanjiru Wathigo

WHEREAS Wanjiru Wathigo, of P.O. Box 69, Ngewa in the Republic of Kenya, is registered as proprietor of share Certificate No. 4134 in Mboi-Kamiti Farmers Company Limited, and whereas sufficient evidence has been adduced to show that the said share certificate issued thereof has been lost or misplaced, notice is given that after the expiry of thirty (30) days from the date hereof, a new share certificate will be issued, the original certificate detailed above will be deemed to have been cancelled, provided that no objection herein received within that period.

Dated the 7th August, 2014.

L. MAINA IRUNGU & COMPANY,
MR/5692284 *Advocates for Wanjiru Wathigo.*

GAZETTE NOTICE No. 5831

MBOI-KAMITI FARMERS COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 300-00900, Kiambu

LOSS OF SHARE CERTIFICATE

Share Certificate No. 6329 in the name of S. Njathi Kiarie.

WHEREAS S. Njathi Kiarie, of P.O. Box 48, Kiambu in the Republic of Kenya, is registered as proprietor of share Certificate No. 6329 in Mboi-Kamiti Farmers Company Limited, and whereas sufficient evidence has been adduced to show that the said share certificate issued thereof has been lost, notice is given that after the expiry of thirty (30) days from the date hereof, a new share certificate will be issued by the said company to S. Njathi Kiarie.

Dated the 25th July, 2014.

NAIKUNI NGAH & MIENCHA COMPANY,
MR/5692178 *Advocates for S. Njathi Kiarie.*

GAZETTE NOTICE No. 5832

CORPORATE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 34172, Nairobi

LOSS OF POLICY

Policy No. CL/20/6259 in the name and on the life of Martin Mburu Nyoike.

APPLICATION has been made to this company for the issuance of duplicate of the above numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Dated the 6th August, 2014.

JOAN NJUKI,
MR/5692256 *Life Manager.*

GAZETTE NOTICE No. 5833

CORPORATE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 34172, Nairobi

LOSS OF POLICY

Policy No. CL/20/17809 in the name and on the life of Kennedy Nyaga Mutembei.

APPLICATION has been made to this company for the issuance of duplicate of the above numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Dated the 6th August, 2014.

JOAN NJUKI,
MR/5692256 *Life Manager.*

GAZETTE NOTICE No. 5834

CORPORATE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 34172, Nairobi

LOSS OF POLICY

Policy No. CL/20/11479 in the name and on the life of Charles Ageri Bwire.

APPLICATION has been made to this company for the issuance of duplicate of the above numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Dated the 6th August, 2014.

JOAN NJUKI,
MR/5692256 *Life Manager.*

GAZETTE NOTICE No. 5835

CORPORATE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 34172, Nairobi

LOSS OF POLICY

Policy No. CL/12/6994 in the name and on the life of Benetta Nthenya Kavisa.

APPLICATION has been made to this company for the issue of APPLICATION has been made to this company for the issuance of duplicate of the above numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Dated the 6th August, 2014.

JOAN NJUKI,
MR/5692256 *Life Manager.*

GAZETTE NOTICE No. 5836

MADISON INSURANCE

Head Office: P.O. Box 47382-00100, Nairobi

LOSS OF POLICY

Policy No. SMI 463961 in the name of Brutus Omondi Debe, of P.O. Box 95350, Mombasa.

NOTICE is given that evidence of loss or destruction of the above policy documents has been submitted to the company and any person in possession of the policy documents or claiming to have interest therein should be communicated within thirty days (30) by registered post with the company, failing any such communication certified copies of the policies which shall be the sole evidence of the contracts will be issued.

Dated the 4th August, 2014.

JOSEPHAT MUTHWII,
MR/5692217 *Underwriting Manager, Life.*

GAZETTE NOTICE No. 5837

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 8114533 in the name and on the life of Carl Jarvis Omondi.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

ROSELYNE KHAMALA,
MR/5692063 *Ag. Head of Customer Service, CFC Life.*

GAZETTE NOTICE No. 5838

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 8120015 in the name and on the life of Sardina Wanjia Njuguna.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5839

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 6967003 in the name and on the life of Joy Wamboi Kibere.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5840

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 6963524 in the name and on the life of Beverley Wanjira Nguah.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5841

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 6994408 in the name and on the life of Daisy Nyaboke.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5842

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 8120914 in the name and on the life of Simon Kibe Chege.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5843

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 8117886 in the name and on the life of Mathia Mulelo Mutua.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5844

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 6957586 in the name and on the life of Tevin Nyariki.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5845

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 3598109 in the name and on the life of John Njoroge Kabuba.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 23rd July, 2014.

MR/5692063 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5846

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 6953142 in the name and on the life of Edward Guda Osewe.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the

date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5847

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 4603155 in the name and on the life of Alexander Peter Kariithi.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5848

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 8144022 in the name and on the life of Edla Atieno Muga.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5849

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 6983081 in the name and on the life of Andrew Mwenda Mbatia

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5850

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 7000667 in the name and on the life of Grace Micere Mumbo.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is

lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5851

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 3574975 in the name and on the life of Helen Winifred Bila.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5852

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICY

Policy No. 3576418 in the name and on the life of Ajay Kumar Patel.

APPLICATION having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policy will be issued, and shall be used as the only valid document by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5853

CFC LIFE ASSURANCE LIMITED

Head Office: P.O. Box 30364-00100, Nairobi

LOSS OF POLICIES

Policy No. 8136192 in the name and on the life of George Waweru Njuguna and Policy No. 8145047 in the name and on the life of Jackson Njuguna Waweru.

APPLICATIONS having been made to this company on the loss of the above numbered policies, notice is given that unless objection is lodged to Cfc Life Assurance Limited within thirty (30) days from the date of this notice, duplicate policies will be issued, and shall be used as the only valid documents by the company for all future transactions.

Dated the 31st July, 2014.

MR/5692166 ROSELYNE KHAMALA,
Ag. Head of Customer Service, CFC Life.

GAZETTE NOTICE No. 5854

BRITISH AMERICAN INSURANCE COMPANY (K) LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30375-00100, Nairobi

LOSS OF POLICY

Policy No. 161-21935 in the name and on the life of Waita Neema Mwikali.

REPORT having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to British American Insurance Company (K) Limited within thirty (30) days from the date of this notice, a duplicate policy will be issued and

shall be used as the only valid document by the company for all future transactions.

Dated the 7th August, 2014.

MR/5692160

J. K. MITEI,
Underwriting Manager, Life.

GAZETTE NOTICE No. 5855

BRITISH AMERICAN INSURANCE COMPANY (K) LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30375-00100, Nairobi

LOSS OF POLICY

Policy No. 162-760 in the name and on the life of Arodi Irene Akoth Muriuki.

REPORT having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to British American Insurance Company (K) Limited within thirty (30) days from the date of this notice, a duplicate policy will be issued and shall be used as the only valid document by the company for all future transactions.

Dated the 7th August, 2014.

MR/5692160

J. K. MITEI,
Underwriting Manager, Life.

GAZETTE NOTICE No. 5856

BRITISH AMERICAN INSURANCE COMPANY (K) LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30375-00100, Nairobi

LOSS OF POLICY

Policy No. 122-9553 in the name and on the life of George Karanja Thiru.

REPORT having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to British American Insurance Company (K) Limited within thirty (30) days from the date of this notice, a duplicate policy will be issued and shall be used as the only valid document by the company for all future transactions.

Dated the 7th August, 2014.

MR/5692160

J. K. MITEI,
Underwriting Manager, Life.

GAZETTE NOTICE No. 5857

BRITISH AMERICAN INSURANCE COMPANY (K) LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30375-00100, Nairobi

LOSS OF POLICY

Policy No. 163-2502 in the name and on the life of Anne Kariuki.

REPORT having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to British American Insurance Company (K) Limited within thirty (30) days from the date of this notice, a duplicate policy will be issued and shall be used as the only valid document by the company for all future transactions.

Dated the 7th August, 2014.

MR/5692160

J. K. MITEI,
Underwriting Manager, Life.

GAZETTE NOTICE No. 5858

BRITISH AMERICAN INSURANCE COMPANY (K) LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30375-00100, Nairobi

LOSS OF POLICY

Policy No. 122-20929 in the name and on the life of Rukia Athman Suleiman.

REPORT having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to British American Insurance Company (K) Limited within thirty (30)

days from the date of this notice, a duplicate policy will be issued and shall be used as the only valid document by the company for all future transactions.

Dated the 7th August, 2014.

MR/5692160

J. K. MITEI,
Underwriting Manager, Life.

GAZETTE NOTICE No. 5859

BRITISH AMERICAN INSURANCE COMPANY (K) LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30375-00100, Nairobi

LOSS OF POLICY

Policy No. 160-699 in the name and on the life of Joshua Kahunge Mambao.

REPORT having been made to this company on the loss of the above numbered policy, notice is given that unless objection is lodged to British American Insurance Company (K) Limited within thirty (30) days from the date of this notice, a duplicate policy will be issued and shall be used as the only valid document by the company for all future transactions.

Dated the 7th August, 2014.

MR/5692160

J. K. MITEI,
Underwriting Manager, Life.

GAZETTE NOTICE No. 5860

OLD MUTUAL LIFE ASSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30059-00100, Nairobi

LOSS OF POLICY

Policy No. 37006457 in the name of Brenda Khayundi Bwali.

APPLICATION has been made to this company for the issuance of duplicate of the above numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Dated the 27th May, 2014.

MR/5692195

DAVID KOIGI,
Officer, Claims.

GAZETTE NOTICE No. 5861

CHANGE OF NAME

NOTICE is given that by a deed poll dated 24th February, 2014, duly executed and registered in the Registry of Documents at Nairobi as Presentation No. 689, in Volume DI, Folio 107/1629, File No. MMXIV, by our client, Aloice Obunga Ogada, of P.O. Box 4571, Kisumu in the Republic of Kenya, formerly known as Aloice Onoka Ogada, formally and absolutely renounced and abandoned the use of her former name Aloice Onoka Ogada, and in lieu thereof assumed and adopted the name Aloice Obunga Ogada, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Aloice Obunga Ogada only.

M/S YANO & COMPANY,

*Advocates for Aloice Obunga Ogada,
formerly known as Aloice Onoka Ogada.*

MR/5692268

GAZETTE NOTICE No. 5862

CHANGE OF NAME

NOTICE is given that by a deed poll dated 3rd March, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 1667, in Volume D1, Folio 120/852, File No. MMXIV, by our client, Kuria Gatara Nditi, of P.O. Box 44, Kangema in the Republic of Kenya, formerly known as John Peter Kuria Gatere, formally and absolutely renounced and abandoned the use of his former name John Peter Kuria Gatere, and in lieu thereof assumed and adopted the name Kuria Gatara Nditi, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Kuria Gatara Nditi only.

Dated the 24th June, 2014.

C. W. NJUGUNA & COMPANY,
Advocates for Kuria Gataru Nditi,
MR/5692264 *formerly known as John Peter Kuria Gatere.*

GAZETTE NOTICE No. 5863

CHANGE OF NAME

NOTICE is given that by a deed poll dated 10th July, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 3451, in Volume D1, Folio 164/2482, File No. MMXIV, by our client, Ruqayyah Angela Munanie Musyoki, of P.O. Box 4431-00200, Nairobi in the Republic of Kenya, formerly known as Angela Munanie Musyoki, formally and absolutely renounced and abandoned the use of her former name Angela Munanie Musyoki, and in lieu thereof assumed and adopted the name Ruqayyah Angela Munanie Musyoki, for all purposes and authorizes and requests all persons at all times to designate, describe and address her by her assumed name Ruqayyah Angela Munanie Musyoki only.

Dated the 6th August, 2014.

WEBALE B. & ASSOCIATES,
Advocates for Ruqayyah Angela Munanie Musyoki,
MR/5692251 *formerly known as Angela Munanie Musyoki.*

GAZETTE NOTICE No. 5864

CHANGE OF NAME

NOTICE is given that by a deed poll dated 7th April, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 1672, in Volume D1, Folio 147/227, File No. MMXIV, by our client, Lucy Njeri Mugambi, of P.O. Box 2827-60100, Embu in the Republic of Kenya, formerly known as Lucy Ruguru Mugambi and alias Lucy Ruguru Njeri, formally and absolutely renounced and abandoned the use of her former name Lucy Ruguru Mugambi and alias Lucy Ruguru Njeri, and in lieu thereof assumed and adopted the name Lucy Njeri Mugambi, for all purposes and authorizes and requests all persons at all times to designate, describe and address her by her assumed name Lucy Njeri Mugambi only.

Dated the 7th April, 2014.

MUTHONI NDEKE & COMPANY,
Advocates for Lucy Njeri Mugambi,
MR/5692126 *formerly known as Lucy Ruguru Mugambi alias Lucy Ruguru Njeri.*

GAZETTE NOTICE No. 5865

CHANGE OF NAME

NOTICE is given that by a deed poll dated 17th April, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 2142, in Volume D1, Folio 149/2296, File No. MMXIV, by our client, Lucy Wanjiru Nyambu, c/o James Mwangi, of P.O. Box 79062-00400, Nairobi in the Republic of Kenya, formerly known as Lucy Wanjiru Thuku, formally and absolutely renounced and abandoned the use of her former name Lucy Wanjiru Thuku, and in lieu thereof assumed and adopted the name Lucy Wanjiru Nyambu, for all purposes and authorizes and requests all persons at all times to designate, describe and address her by her assumed name Lucy Wanjiru Nyambu only.

ASIEMA & COMPANY,
Advocates for Lucy Wanjiru Nyambu,
MR/5692113 *formerly known as Lucy Wanjiru Thuku.*

GAZETTE NOTICE No. 5866

CHANGE OF NAME

NOTICE is given that by a deed poll dated 3rd April, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 649, in Volume D1, Folio 71/1103, File No. MMXIV, by our client, Clive Mutunga Muia, formerly known as Clive Mutunga Julius, formally and absolutely renounced and abandoned the use of his former name Clive Mutunga Julius, and in lieu thereof assumed and adopted the name Clive Mutunga Muia, for all purposes and authorizes and requests all persons at all times to

designate, describe and address him by his assumed name Clive Mutunga Muia only.

Dated 6th June, 2014.

SICHANGI PARTNERS,
Advocates for Clive Mutunga Muia,
MR/5692131 *formerly known as Clive Mutunga Julius.*

GAZETTE NOTICE No. 5867

CHANGE OF NAME

NOTICE is given that by a deed poll dated 21st May, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 1120, in Volume D1, Folio 144/2208, File No. MMXIV, by our client, Angeline Wanja Mwangi, of P.O. Box 545-00502, Nairobi in the Republic of Kenya, formerly known as Mary Angeline Wanja Mwangi, formally and absolutely renounced and abandoned the use of her former name Mary Angeline Wanja Mwangi, and in lieu thereof assumed and adopted the name Angeline Wanja Mwangi, for all purposes and authorizes and requests all persons at all times to designate, describe and address her by her assumed name Angeline Wanja Mwangi only.

Dated the 13th August, 2014.

MAHIDA & MAINA COMPANY,
Advocates for Angeline Wanja Mwangi,
MR/5692314 *formerly known as Mary Angeline Wanja Mwangi.*

GAZETTE NOTICE No. 5868

CHANGE OF NAME

NOTICE is given that by a deed poll dated 10th February, 2014, duly executed and registered in the Registry of Documents at Mombasa, as Presentation No. 160, in Volume B-13, Folio 1080/7638, File No. 1637, by our client, Thoya Chengo Charo, formerly known as Thoya Baya alias Chengo Charo Kaingu, formally and absolutely renounced and abandoned the use of my former name Thoya Baya alias Chengo Charo Kaingu, and in lieu thereof assumed and adopted the name Thoya Chengo Charo, for all purposes and authorizes and requests all persons at all times to designate, describe and address me by my assumed name Thoya Chengo Charo only.

Dated the 18th March, 2014.

OBARA & OBARA,
Advocates for Thoya Chengo Charo,
MR/5692149 *formerly known as Thoya Baya alias Chengo Charo Kaingu.*

GAZETTE NOTICE No. 5869

CHANGE OF NAME

NOTICE is given that by a deed poll dated 24th June, 2013, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 3133, in Volume D1, Folio 162/2462, File No. MMXIV, by our client, Greigg Franklin, of P.O. Box 12337-00100, Nairobi in the Republic of Kenya, formerly known as Franklin Greigg Otieno, formally and absolutely renounced and abandoned the use of his former name Franklin Greigg Otieno, and in lieu thereof assumed and adopted the name Franklin Greigg, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Greigg Franklin only.

Dated the 12th August, 2014.

OWAGA & ASSOCIATES,
Advocates for Franklin Greigg,
MR/5692143 *formerly known as Franklin Greigg Otieno.*

GAZETTE NOTICE No. 5870

CHANGE OF NAME

NOTICE is given that by a deed poll dated 20th March, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 2481, in Volume D1, Folio 152/2338, File No. MMXIV, by our client, Mohamed Rashid Barre, of P.O. Box 313-00610, Nairobi in the Republic of Kenya, formerly known as Noor Mohamed Abdullahi, formally and absolutely renounced and abandoned the use of his former name Noor Mohamed

Abdullahi, and in lieu thereof assumed and adopted the name Mohamed Rashid Barre, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Mohamed Rashid Barre only.

Dated the 13th August, 2014.

BENEDICT ODHIAMBO OLOO & COMPANY,
Advocate for Mohamed Rashid Barre,
MR/5692323 *formerly known as Noor Mohamed Abdullahi.*

GAZETTE NOTICE NO. 5871

CHANGE OF NAME

NOTICE is given that by a deed poll dated 22nd May, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 2527, in Volume D1, Folio 152/2339, File No. MMXIV, by our client, Mike Topps Opiyo, of P.O. Box 64720-00620, Nairobi in the Republic of Kenya, formerly known as Mike Top Hut Onyino Opiyo, formally and absolutely renounced and abandoned the use of his former name Mike Top Hut Onyino Opiyo, and in lieu thereof assumed and adopted the name Mike Topps Opiyo, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Mike Topps Opiyo only.

PRESTON KYALLO,
MR/5692325 *for P. K. Kivuva & Associates.*

GAZETTE NOTICE NO. 5872

CHANGE OF NAME

NOTICE is given that by a deed poll dated 1st August, 2014, duly executed and registered in the Registry of Documents at Nairobi, as Presentation No. 22, in Volume D1, Folio 180/2730, File No. MMXIV, by our client, Anthony Joseph D'Souza, of passport No. A1878869, Nairobi in the Republic of Kenya, formerly known as Antonio Jose de Souza alias Anthony Joseph D'Souza, formally and absolutely renounced and abandoned the use of his former name Antonio Jose de Souza, and in lieu thereof assumed and adopted the name Anthony Joseph D'Souza, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Anthony Joseph D'Souza only.

BETTY RASHID & COMPANY,
Advocates for Anthony Joseph D'Souza,
MR/5748502 *formerly known as Antonio Jose de Souza.*

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Kenya Gazette

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