

SPECIAL ISSUE



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GAZETTE NOTICE NO. 189

THE CONSTITUTION OF KENYA

THE JUDICATURE ACT

(Cap. 8)

THE CIVIL PROCEDURE ACT

(Cap. 21)

HIGH COURT (ORGANIZATION AND ADMINISTRATION)
ACT, 2015

PRACTICE DIRECTIONS TO STANDARDIZE PRACTICE AND PROCEDURES
IN THE HIGH COURT

IN EXERCISE of the powers conferred under Articles 159 (2) and 161 (2) (a) of the Constitution of Kenya, section 10 of the Judicature Act and section 81 (3) of the Civil Procedure Act, and section 39 of the High Court (Organization and Administration) Act, the Chief Justice issues the following practice directions—

Citation

1. These Practice Directions may be cited as Practice Directions on standardization of Practice & Procedures in the High Court 2021.

Commencement

2. The Practice Directions shall come into force on a date to be determined by the Hon Chief Justice.

Application

3. The Practice Directions shall apply to all High Court stations and Divisions.

Objectives

4. The Objectives of the Practice Directions—

- (a) consolidate and standardize practice and procedure in the High Court
- (b) Enhance access to justice;
- (c) Facilitate timely and efficient disposal of cases;
- (d) Ensure uniformity in court experience;
- (e) Promote use of technology in court proceedings for expeditious disposal of cases.

Court fees

- 5. (a) Court Fees Schedule as published from time to time shall be applicable to proceedings in the High Court.
- (b) The registry shall maintain an automated fee assessment system to facilitate e-payment of all forms of court fees.
- (c) Where court fees is payable, it shall be the responsibility of each party to ensure correct fees is paid in the prescribed manner. In the event fees is not correctly assessed and paid, the party shall be notified and requested to pay the additional fees.
- (d) The Procedure on payment of fines and refund of deposits is outlined in the Registry Operations and Procedures Manual. An offline payment solution shall be applied when the e-payment system is not responsive.

Access to Justice by Vulnerable and Specialized Groups

- 6. (a) The interests of vulnerable litigants shall be safeguarded in all Registry and Court proceedings. Vulnerable litigants may include children, persons living with disabilities, elderly, minorities and marginalized groups, paupers, pregnant women, victims of trauma and persons in custody.
- (b) An E-Support Centre shall be established in each High Court station to assist vulnerable litigants to access the ICT platform where needed.
- (c) A pauper litigant may apply to court for waiver of court fees as stipulated in the law.

Alternative Dispute Resolution (ADR)

- 7. (a) The Court shall encourage and facilitate the use of alternative dispute resolution mechanisms.
- (b) Parties shall ensure that as far as possible they have considered alternative means of dispute resolution prior to filing cases in Court.

High Court Recess

- 8. (a) Disposal of matters during recess shall be in accordance with directions published in the Kenya Gazette by the Principal Judge.
- (b) A party to a matter may apply to the court for an order that such a matter be heard during recess.

- (c) If the Court is satisfied that the matter is urgent, it will make orders accordingly.

Typing Format Style

9. All pleadings filed shall adopt the format style below—

- (a) Paper size: A-4
- (b) Margins :1.5”
- (c) Top: 1.5”
- (d) Bottom: 1.5”
- (e) Left: 1.75”
- (f) Justification: Full
- (g) Font: Times New Roman / Arial / century gothic
- (h) Font size: 12
- (i) Font colour: black
- (j) Line spacing: 1.5

Case Heading

- 10. (a) All case headings shall utilize the format provided in the Judiciary E- filing system, where applicable. The case type is pre-set in the System.
- (b) When filing pleadings, parties must indicate the correct details of the case including: the court, place of filing, the case type and parties to the case.

Republic of Kenya

In the High Court of Kenya at.....

Civil Case/ Criminal Case/ Succession Cause No.....

BETWEEN:

(Name) X Versus (Name (Y))

Drawing of pleadings

- 11. (a) The original text material, documents, notice of motion, memoranda, main petition or appeal, interlocutory applications and pleadings generally shall be prepared electronically using Word processors.
- (b) Care must be taken to ensure that all filed documents are legible.
- (c) All pages shall be numbered/paginated at the bottom right hand corner.
- (d) All annexures attached to pleadings shall be numbered at the top right hand corner.
- (e) Pleadings shall be precise and brief. The pleadings shall be accompanied by an index of all documents.
- (f) Each pleading filed in court must contain telephone numbers, e-mail, postal and physical addresses of parties and the firm of advocates on record.
- (g) Persons deprived of liberty may use the address of the institution in which they are held.
- (h) Parties shall comply with set requirements and time limits when filing pleadings, witness statements and documents as set out under the Civil Procedures Rules and/or applicable statutes.

Witness Statements

- 12. (a) Witness Statements shall contain sufficient details so that—
 - (i) The witness may adopt his/her statement as his/her evidence-in-chief; and
 - (ii) Parties can apply for highlighting of evidence and production of documents (in examination-in-chief) before the witness can be cross-examined.

- (b) In cases where documents are sought to be produced and relied upon, the bundle of documents shall be chronologically arranged and sequentially paginated.

- (c) As much as possible, witness statements shall make sequential reference to the documents by their pages to make it easy for the court and other parties to follow and understand the case.

Territorial Jurisdiction on Appeals

13. All appeals and applications from subordinates Courts, tribunals, other bodies and authorities shall have due regard to the corresponding supervisory jurisdiction of the High Court Station as per the established Judicial Administrative Regions set out in the High Court (Organization and Administration) Act and shall conform with the provisions of the Appellate Jurisdiction Act;

Record of Appeal for Civil Appeals

14. (a) The record of Appeal shall contain the following—

- (i) Index page
- (ii) A copy of pleadings
- (iii) Certified typed record of the entire trial court proceedings
- (iv) The judgment and sentence
- (v) List of exhibits
- (vi) List of witnesses

(b) The record of appeal shall be numbered in the bottom right hand corner

(c) Every tenth line of every document shall be numbered in the right hand margin.

(d) Record of appeal shall be bound and where the pleadings comprise of more than 500 pages, they shall be bound in separate volumes each of 500 or less pages. The volumes shall contain an index of all the documents.

Record of Criminal Appeal

15. (a) The Notice of Appeal shall be lodged at the High Court Registry by the party or designated Prisons official for an appellant who is in custody.

(b) A register which captures the date of receipt of notice, the lower court file number, the date of Judgement and the name of the officer receiving the Notice shall be maintained at each registry.

(c) In case of first appeals, the High Court registry shall follow up on the records.

(d) In the case of 2nd appeals, the High Court Registry shall commence the process of preparing the Record of Appeal upon receipt of the Notice of Appeal.

(e) For ease of reference and follow up by litigants, the High Court 2nd Appeal Registry will utilize the High Court case numbers while awaiting new Court of Appeal numbers.

(f) Once the record of appeal is ready, it shall be forwarded to the Court of Appeal and a communication shall be sent to the appellants by the High Court 2nd Appeals Registry notifying them that the record has been forwarded to the Court of Appeal

(g) In case of appellants in custody the information shall be communicated through the in charge prisons.

(h) The record of Appeal shall contain the documents set out in the criminal procedure code.

(i) Pleadings with over 100 pages shall be bound and where the pleadings comprise of more than 500 pages, they shall be bound in separate volumes each of 500 or less pages. The volumes shall contain an index of all the documents-

Electronic Filing and Service of Process

16. (a) Pleadings/documents shall be filed via the Judiciary electronic filing system (e-filing) and shall satisfy the criteria specified for acceptance.
- (b) The e-filing procedure shall be guided by rules and regulations as may be issued from time to time.
- (c) In the event of unavailability of the electronic filing system, the court shall issue directions on the mode of filing.
- (d) The Registry shall serve Court processes on the Advocates /Litigants electronically /physically if the Court so directs.

Time Management

17. (a) At the point of issuing a hearing date, the court may allocate time for hearing and may also indicate the amount of time to be given to each case and party.
- (b) Where parties fail to appear during a scheduled time, the court may make such orders as the court deems fit.
- (c) The Courts will promptly communicate when Court sessions shall commence late.
- (d) Parties and Counsel shall be bound by agreed optimum timelines during sessions.

Applications Generally

18. (a) In the case of applications, the court will give directions on whether the matter should be determined by way of written submissions.
- (b) In the event there is need to highlight the submissions the court may in its discretion limit the time for highlighting the submissions.
- (c) The court shall shorten or extend a time limit fixed by a direction;
- (d) The court shall require that issues in the case should be—
- (i) identified in writing,
 - (ii) decided in a particular order

Application under Certificate of Urgency

19. (a) Applications filed under Certificate of urgency shall be considered by the Judge at the earliest opportunity. However, matters filed after 12.00pm may be considered by the Judge on the next working day.
- (b) The Court may in its discretion, issue orders/directions without the attendance of the advocates or parties.
- (c) Where the attendance of parties/advocates is necessary, the court shall notify the parties/ advocates to appear.
- (d) Hearing dates for applications certified urgent by a Judge, shall be fixed by the Judge.

Criminal Revision

20. (a) An application for revision may be by way of a notice of motion application accompanied by an affidavit or a letter to the Judge setting out the grounds for the order sought.
- (b) The application may be placed before a Judge for directions on the same day.

Criminal Re- Sentence Applications

21. (a) An application for re- sentence only from murder trials where sentences have been passed may be by way of a notice of motion application accompanied by an affidavit or a letter to the Judge setting out the grounds for the order sought.
- (b) The application may be placed before a Judge for directions on the same day.

Bail and Bond

22. The court may grant bail or bond to an accused as per the Bail and Bond Policy Guidelines.

Request to act as Amicus Curiae

23. (a) A party that wishes to act as amicus curiae in public interest matters shall submit a request to the Bench, specifying the contribution they would like to make with regard to the matter.
- (b) The Court will examine the request and determine within a reasonable time from the date of receipt of the request, whether or not to accept the request to act as amicus curiae.
- (c) If the Court grants the request to act as amicus curiae, the person or organization making the request shall be notified by the Registrar and invited to make submissions, together with any annexures, at any point during the proceedings. The Application, together with any subsequent pleadings relating to the matter for which the request for amicus curiae has been made, shall be availed to the person or organization.
- (d) The Court on its own motion may invite an individual or organization to act as amicus curiae in a particular matter pending before it.
- (e) The amicus curiae brief and its annexures submitted to the Court on a matter shall be immediately transmitted to all the parties, for their information.
- (f) The decision on whether or not to grant a request for amicus curiae is at the discretion of the Court /Bench after hearing submissions of all parties.

Issuance of Dates

24. (a) All filed matters must have dates.
- (b) Priority hearing dates shall be given to cases according to age, urgency and nature as may be practicably possible.
- (c) Deputy Registrars may on the direction of the Judge issue hearing dates for applications which are not under Certificate of Urgency
- (d) Hearing Dates for the main suit shall be given by the Judge
- (e) Matters without hearing dates shall be listed for mention before a Judge to give a hearing date.
- (f) Mentions before a Judge shall only be for the following purposes—
- (i) For compliance with the courts directions
 - (ii) For fixing of hearing dates
 - (iii) For directions
 - (iv) To take ruling/judgment dates upon filing submissions by parties.
 - (v) All other mentions shall at first instance be before the Deputy Registrar
- (g) Requests for mention
- (i) The purpose and reasons MUST be specified
 - (ii) The request for mention shall be placed before the Deputy Registrar for consideration.

Preparation and Posting of the Cause List

25. (a) Cause lists for the month shall be prepared and posted online a week before the end of the month. There shall be an addendum cause list to cater for matters that are fixed after the main cause list has been posted and such addendum shall be published at least twenty-four hours in advance.
- (b) The Cause list may have a limited number of cases with a maximum of 5 main hearings, 5 Applications and 10 Mentions.
- (c) Cause lists shall be structured by listing matters in the following order—
- (i) Mentions,
 - (ii) Applications,
 - (iii) Hearings,

- (iv) Rulings and judgments.
- (d) The cause list shall clearly indicate—
 - (i) The names of litigants and advocates
 - (ii) Time for various activities
 - (iii) The court room number
 - (iv) Whether the hearing is virtual or physical
 - (v) virtual links
 - (vi) Court contacts
 - (vii) Any other relevant communication

Pre-trial Directions/Conferences in Civil Matters

26. (a) Upon filing of a suit the matter shall be given a mention date before the Deputy Registrar within 30 days of the date of filing. A bring up mention notice shall be issued together with the Summons.
- (b) The Deputy Registrar will be a case manager for purposes of—
- (i) confirming that the Checklist form set out in Appendix B Order 11, Rule 2 of the Civil Procedure Rules has been filed
 - (ii) Giving Direction on preliminary issues under Order 3, Civil Procedure Rules
 - (ii) Issuance of appropriate directions to ensure parties comply with pre-trial conferences.
 - (iii) Screening matters for suitability for referral to Court annexed mediation
 - (iv) Explaining to parties the process and their roles in Court Annexed mediation.
 - (v) Issuance of summons for witnesses to attend court to testify and/or produce documents, and for filing of Witness Statements in respect of such witnesses.
 - (vi) issuance of directions requiring the filing of more comprehensive Witness Statements.
 - (vii) Where there is non-compliance with pre-trial directions, the case manager shall place the file before a Judge for sanctions.
 - (viii) At the close of pre-trial the case manager shall—
 - (i) Ensure parties file a duly signed case management checklist in the prescribed form
 - (ii) place the file before a Judge for directions on hearing.
 - (ix) The Judge may set a matter for hearing notwithstanding that a party has failed to comply with pre-trial directions. The Judge may impose sanctions where necessary.

Pre-Trial Directions/Conference in Criminal Cases

27. (a) Criminal trials in the High court must be subjected to pre-trial before being set down for trial. A pre-trial conference may not be held where the court determines, in writing, that there is good reason not to do so.
- (b) upon the first appearance of an accused before a judge, directions will be issued on mental assessment and allocation of pro bono advocate.
- (c) The Court shall set a pre-trial conference not later than 30 days after a plea of 'not-guilty' is entered.
- (d) At the pre-trial conference the Court shall confirm the following;
- (i) That the Prosecution has supplied the defence all relevant materials, information or documents that it intends to rely on during trial;
 - (ii) Whether the accused person has obtained, and or has an appointed legal representation;
 - (iii) Whether the accused person is a minor;

- (iv) Whether the accused person is out on bond;
 - (v) Whether the accused raises a defence of double jeopardy or an alibi defence;
 - (vi) The need for interpreters;
 - (vii) The real issues in dispute, considering in advance issues relating to any arguments inter alia regarding the admissibility of any documentary, technical, expert evidence, pre-recorded, digital or electronic evidence including confessions, video and audio recorded interview;
 - (viii) The number and needs of witnesses (including intermediaries), including the length of those witnesses' testimony and whether tele-conferencing or live TV link shall be necessary and/or appropriate;
 - (ix) The length of trial, achieving certainty as to what must be done, by whom, and when, in particular by the early setting of a timetable for the progress of the case;
 - (x) The progress of the case and compliance with directions ensuring that evidence, whether disputed or not, shall be presented in the shortest and clearest way;
 - (xi) The court shall ensure determination of all aspects of the case necessary for expeditious trial while encouraging the parties to cooperate in the progression of the case;
 - (xii) The court shall provide an opportunity for consideration of plea-bargaining and, where appropriate, alternative dispute resolution;
 - (xiii) Identify all relevant preliminary issues;
- (e) At the close of the pre-trial conference—
- (i) parties shall file with court a duly signed case management checklist in the prescribed form.
 - (ii) The court shall set down the matter for hearing

Directions on Hearing

28. (a) The court shall give direction on whether the hearing will be in open court, virtually or in camera.
- (b) At every hearing the court must, where practicable—
- (i) set, follow or revise a timetable for the progress of the case;
 - (ii) ensure continuity of the case for the expeditious disposal of the case
- (c) If a case cannot be concluded the court shall give further directions for its expeditious conclusion.
- (d) The Judge may at any stage, where appropriate, refer a matter to Court Annexed Mediation.

Adjournments

29. (a) Except in exceptional circumstances, the Court shall not allow an adjournment of scheduled proceedings.
- (b) Any adjournment should be communicated to the other party and Court in advance before coming to Court.
- (c) Where a technical hitch impedes communication during virtual court sessions, the period during which communication was cut off is deemed to be an adjournment.
- (d) The court shall issue directions if the technical hitch is not resolved within reasonable time.

Conduct of Virtual Hearings

30. (a) The conduct of the Virtual Court Session shall be guided by the court.
- (b) All Advocates /Litigants and relevant staff of the Court must be connected at least fifteen (15) minutes before the stipulated time of the court session.
- (c) Advocates and all participants shall be properly dressed for the virtual court session.

- (d) To maintain the solemnity of the hearing and if the Court so directs, Advocates may appear either in their robes or appropriate professional attire.
- (e) Order and discipline shall be maintained during the Hearing. No one shall speak unless given the floor to do by the Court.
- (f) All microphones shall be muted until one is given audience and camera should be turned on. Advocates and Participants shall uphold the same courtesies as done in the physical court room.
- (g) In addressing the Court, Advocates/Litigants should be mindful of the need for interpretations and should therefore speak slowly and pause intermittently.
- (h) Advocates/Litigants shall be concise and precise in their submissions without repeating the content of the documents.

Witnesses During Virtual Hearings

- 31. (a) Witnesses shall ensure that they have reliable internet connectivity.
- (b) Witnesses shall join the virtual court when called upon to do so.
- (c) Standard rules for the admissibility of the witness testimonies apply.
- (d) The witnesses shall be required to state their physical location and verify that they are alone in the video conferencing space.
- (e) To ensure the integrity of the proceedings and subject to the direction of the Court, if a witness is participating from the Advocates office, the witness should if possible, be placed in a separate room from the Advocate.
- (f) The Advocates'/Witness camera settings should provide enough visibility for the court to see the witness and to verify that the witness is not receiving communication or assistance of any sort.
- (g) There shall be no private communications - phone, text or e-mail - with a witness during the witness's testimony
- (h) The Court will direct Advocates, parties and witnesses on how to communicate or raise any issues that may arise during the virtual sessions
- (i) No one else should be in the room with the witness without notice and approval of the court - if more than one person is permitted to be in the same room they should log in separately. However, only one microphone should be in use at any one time so as to avoid echo.
- (j) In the event an interpreter is required, the Court shall give directions as to where the interpreter shall sit in relation to the witness and the manner in which the interpretation shall be conducted.
- (k) It is the responsibility of the Advocates and parties calling witnesses to ensure that in a matter involving more than one witness, the other witnesses shall be in a separate room from that of the one testifying.
- (l) The witness giving testimony shall at all times be visible to the Court and the other party.
- (m) There shall be no deliberate interruption in the internet connectivity, visual or audio.
- (n) The Court shall ensure that parties in remand are not disadvantaged by the practice directions.

Production of Exhibits During Virtual Hearings

- 32. (a) Advocates /Litigants will be required to upload all Pleadings and documents necessary for the conduct of the hearing from the e-filing portal and may display using the share function in the video app.
- (b) All witnesses should have in their possession all pertinent exhibits and documents before the virtual hearing.
- (c) The court shall issue protocols where needed for production of physical exhibits.

Recording of Virtual Court Proceedings

- 33. (a) Virtual hearing proceedings shall be recorded by the Court.
- (b) Recording of proceedings by counsel and /or parties shall only be with the leave of court.
- (c) The transcripts of the Virtual Court Session shall constitute the official record of the sessions.
- (d) Certified true copy of the transcripts of the virtual proceedings shall be made available upon request and on payment of the requisite fees.

Submissions

- 34. (a) Submissions shall not raise or address any new issue(s) ground(s) or point(s) of law, not contained in the pleadings filed before the Court.
- (b) The Court shall set out time lines for oral submissions by each party; and the parties shall adhere to the prescribed time-frames.
- (c) The court may issue directions on filing of written submissions depending on the circumstances of the case which may prescribe—
 - (i) The timelines for the filing of submissions
 - (ii) Number of pages / bytes
 - (iii) Format.
 - 1. Sub-headings, on the specific issues being addressed.
 - 2. Numbered paragraphs.
 - 3. Underline and/or make bold Citations from authorities, books and literatures
 - 4. Background/chronology of relevant events;
 - 5. Cited authorities specifying the ratio decidendi, relevance and applicability to the matter.
 - (iv) The Court may direct that parties highlight filed submissions
- (d) Authorities accompanying submissions shall—
 - (i) Give the full citation, attach the hard-copy case law, and highlight the relevant portion(s) being relied on.
 - (ii) Where a party seeks to rely on the Constitution, Statutes, or other legal instruments, such as Treaties, Protocols and Conventions, parties shall give the full citation, as well as an excerpt of the relevant provision(s)
 - (iii) To assist the Court, the bundle of authorities shall be indexed, bound, paginated and flagged.
 - (iv) The bundle of authorities shall be numerically paginated, and chronologically arranged, in accordance with the list of authorities.

Judgements and Rulings

- 35. (a) The Court may deliver its Rulings and Judgments in a Virtual Court Session.
- (b) The Court shall notify Counsels and parties of the date reserved for the delivery of Judgment/Ruling.
- (c) Considering the nature of Virtual Court Sessions, the Court will only deliver a summarized Judgment /Ruling by reading out just the decision, while the certified true copy (CTC) of the full Judgment and Ruling containing the full analysis of the court will be forwarded to parties electronically upon request and payment of the requisite fees.

Part-Heard Matters

- 36. (a) Active case management of cases should be implemented to manage part-heard matters.
- (b) where a Judge is transferred, pending matters shall be brought up for mention before the Presiding Judge for reallocation.

- (c) In case the outgoing Judge is not in a position to deliver the pending judgments/ rulings, the Judge will forward the files together with the sealed judgments/rulings to the Presiding Judge for delivery.
- (d) A list of pending part-heard matters, judgments and rulings will be sent to the Principal Judge upon transfer of a judge.
- (e) The Deputy Registrar shall issue notice to advocates/parties of delivery of ready judgments by the transferred judge.

Extraction of Orders

37. (a) Orders of application under Certificate of urgency lodged in the e-filing system shall at first instance be issued by the Judge in the system within 24 hours during working days, with exception of admiralty cases where orders can be extracted at any time.
- (b) In the event there is need for a manual order advocates may prepare draft orders in soft copy. The court may approve the draft with or without amendments and have a fair one executed and sealed shortly after grant of the orders sought.

Review of Court Interest Rates

38. Where a decree is silent with respect to the payment of interest on such aggregate the court shall be deemed to have ordered interest at 14 % per annum or as the Chief Justice will direct from time to time

Execution and Taxation of Bills of Costs

39. (a) For efficient service delivery the High Court shall adopt active management of the Courts' execution processes.
- (b) When judgment is entered in a matter shall be placed before the Deputy Registrar for directions on taxation of costs and post judgment activities.
- (c) Within sixty (60) days the Deputy Registrars shall issue mention notice to the parties to establish whether they are interested in pursuing any post judgement activities.
- (d) Upon delivering a ruling on taxation of a bill of cost the Deputy Registrar shall issue a certificate of cost within reasonable time.
- (e) A separate register of matters with post judgement activities shall be maintained to track the progress of the matters.
- (f) Depending on the volume work the Presiding Judge may give directions on a Judge or day to handle post Judgement applications.

Non-Compliance with The Rules

40. Under section 1A(3) of the Civil Procedure Act non-compliance with relevant Rules, orders and/or directions issued by the Court may lead to the imposition of such sanction on the defaulting party and/or the advocate as the Court may deem fit.

Access to Court Documents

41. (a) Parties in a case file shall have access to court information subject to the following—
- (i) Parties desirous of perusing physical court files shall make an application in writing to the Deputy Registrar or Court Administrator.
- (ii) Advocates and litigants shall have access to the court information electronically.
- (b) Media shall have access to court information provided there are no orders/directions limiting access of information on the specific case subject to—
- (i) The Media identifying themselves to the Court Administrator before entry to the court offices, Registries and Courts.
- (ii) Obtaining prior permission from the Judge hearing the matter, to public sessions, photographing, sound recording and filming sessions.
- (c) Information to the general public shall be released via—
- (i) Kenya Gazette

- (ii) Print Media
- (iii) Broadcast
- (iv) Official Social Media platform
- (v) Posters, Notices and Banners; and
- (vi) Official Judiciary Website

(d) Official Contacts shall be available in the Judiciary portal, Customer Care Centers and Notice Boards

Feedback, Complaints and Response Mechanism

42. (a) All correspondences relating to matters before court shall be filed in the Court Registry
- (b) Complaints should be handled through the Judiciary complaints handling mechanisms.
- (c) Parties aggrieved with Judicial decision should seek redress through the appellate process

Miscellaneous

43. The Chief Justice may amend these practice directions from time to time

Dated the 11th January, 2022.

MARTHA K. KOOME,

Chief Justice and President of the Supreme Court of Kenya.

GAZETTE NOTICE NO. 190

HIGH COURT OF KENYA

PRACTICE DIRECTION ON PROCEEDINGS BEFORE THE COMMERCIAL AND TAX DIVISION IN NAIROBI

THIS Practice Direction is issued as a guide to the procedures and protocols to be followed in proceedings before the Commercial & Tax Division of the High Court of Kenya in Nairobi and shall apply to the conduct of mentions, directions, case management, submissions, hearing of applications and the main hearing of cases generally.

Introduction

- (a) The overriding objective as set out in Section 1A of the Civil Procedure Act is to facilitate the just, expeditious, proportionate and affordable resolution of civil disputes.
- (b) Section 1B of the Civil Procedure Act requires the Court to handle all matters before it with the aim of the efficient disposal of the business of the Court, the efficient use of the available judicial and administrative resources and the use of suitable technology, in this regard the courts will strive to complete all hearings within 90 days from the commencement of the hearing.
- (c) Pursuant to Order 11 Rule 1 of the Civil Procedure Rules, 2010 it is ordered that Order 11 of the Civil Procedure Rules, 2010 is varied so that all suits commenced by Plaintiff or Originating Summons and proceeding to hearing in the Commercial & Tax Division of the High Court in Nairobi are exempt from Order 11 of the Civil Procedure Rules, 2010 and shall be governed by this Practice Direction.
- (d) Order 18 Rule 4 of the Civil Procedure Rules, 2010 provides for the use of recording processes and technology as may from time to time be approved.
- (e) The Judges of the Commercial & Tax Division have approved the use of Teams and such other conferencing technology as may from time to time be approved as the technology for the conduct of hearings and for taking the evidence of witnesses in virtual court proceedings.
- (f) The Judges of the Commercial and Tax Division direct that the taking of evidence of a witness at a virtual hearing using Teams (or such other conferencing technology as may from time to time be approved) and observing the directions set out herein satisfies the requirements of Order 18 Rules 3 and 4 of the Civil Procedure Rules, 2010 that the evidence of the witness is taken in open court and that the witness is in attendance in the

presence and under the personal directions and superintendence of the judge.

- (g) Virtual proceedings and judgments and orders made therein have the same effect as physical proceedings and judgments and orders made therein.

Case Management

2. (a) On close of the pleadings any party may file the Case Management Checklist [appendix A to this Practice Direction] and Case Management Request [appendix B to this Practice Direction].
- (b) The party filing the Case Management Checklist shall complete page 1 of the Checklist with—
- (i) The name and details of all parties.
 - (ii) The name of the firm of Advocates appearing for each party together with the address details including telephone number and e-mail address. If any party is appearing in person, then this shall be stated together with the address details.
 - (iii) The details of all pleadings which have been filed with the date on which each pleading was filed to assist the Court in identifying the relevant pleadings. If any pleading has been amended then details of the original and amended pleadings should be inserted.
 - (iv) The details of all Bundles of Documents and List of Witnesses and the statements of such witnesses which have been filed.
- (c) The party filing the Case Management Checklist shall within 7 days of filing, serve the Case Management Checklist on all other parties to the suit and shall write to all other parties, with a copy to the Court, inviting those other parties to meet at the Commercial Division Registry with a view to fixing a date for the Case Management Conference. If any party is not present when the date for the Case Management Conference is fixed, the party filing the Case Management Checklist shall forthwith serve on such parties a hearing notice giving notice of the date and time fixed for the Case Management Conference.
- (d) Case Management Conferences and applications under section 888 of the Companies Act, 2015 will normally be heard on Friday.
- (e) At least 7 days before the date fixed for the Case Management Conference each party shall file and serve on all other parties the Case Management Request indicating what orders or directions that party will request at the Case Management Conference [appendix B to this Practice Direction].
- (f) The Case Management Request shall state briefly the nature of the order or directions requested with any necessary documents attached eg draft amended pleading; request for particulars; request for interrogatories.
- (g) If any party requires an order or direction which has not been provided for in the Case Management Request then the party shall use the “12. Other Applications” box. This will include third party notices; third party directions; directions on notices between co-defendants; directions on an Originating Summons.
- (h) At the Case Management Conference the Judge will complete the Case Management Checklist and give all necessary directions for the expeditious and fair hearing of the suit. For this purpose the Judge will expect the advocate who appears on the Case Management Conference to be the advocate having the conduct of the suit or an advocate familiar with all aspects of the suit and fully instructed to deal with all matters which may arise on the Case Management Conference, so as to avoid unnecessary adjournments.
- (i) The Judge will record any directions given or orders made on the Case Management Checklist and will inform the parties present in Court of such directions and orders.
- (j) Where appropriate the judge will give a time for compliance with such directions or orders and will fix a further date for the Case Management Conference with a view to recording compliance; or where appropriate making a specific “Unless Order” imposing a time for compliance and stating that unless compliance is

achieved by the specified time the Judge will make such orders as are necessary and just, including striking out where appropriate.

- (k) In the interest of avoiding unnecessary costs and delay the judges in the Division wish to encourage parties to consider Alternative Dispute Resolution - conciliation, mediation and arbitration. This is question 5 in the Case Management Checklist and will be considered by the Court before moving on to the other questions in the Case Management Checklist.
- (l) Bundles of Documents:
- (i) All bundles of documents filed will have every page numbered and all documents will be indexed. It is recommended that numbering be at the foot of the page so as to leave the top right hand corner for numbering of any Record of Appeal to the Court of Appeal. The numbering should be legible and the same on all copies of the bundle.
 - (ii) Normally bundles should be prepared containing all documents arranged chronologically, but where the advocate having the conduct of the matter is of the opinion that for the purposes of clarity it is desirable to arrange documents in separate categories [eg securities; reports; opinions; correspondence; pleadings in another case] then the documents may be so arranged either in separate bundles or with dividers in the same bundle, but all documents in each category shall be in chronological order with every page numbered.
 - (iii) Parties should endeavour to avoid duplicating documents which are already in an earlier bundle filed by another party, unless there is some particular reason for including a second copy of that document.
- (m) Statements of Evidence:
- (i) All statements should identify all documents referred to or relied on by reference to the Bundle in which the documents appear with the relevant page number [eg Plaintiff’s Bundle of Documents page 5]
 - (ii) It is the practice in the Division that at the hearing each witness will be sworn and then adopt his statement of evidence. Subject to the discretion of the Judge hearing the suit, only minimal highlighting will normally be allowed. Therefore if additional matters arise from subsequent Bundles of Documents or statements of evidence leave should be obtained at the Case Management Conference for further statements of evidence or bundles to be filed.
- (n) Applications:
- (i) With the exception of applications for injunctions filed with the filing of the Plaint, all applications should as far as possible be raised and dealt with at the Case Management Conference.
 - (ii) On hearing any application for an injunction or on the delivery of a ruling on an injunction application, the Judge may proceed to give directions for a Case Management Conference with a view to the speedy resolution of the matters in dispute.
 - (iii) The affidavit filed in connection with any application may make reference to documents contained in any Bundle of Documents which has been filed and it shall not be necessary to exhibit such documents to the affidavits.
 - (iv) Any application to strike out pleadings or for judgment on admission shall be made at the Case Management Conference and may not be made after completion of the Case Management Conference.
 - (v) Certificate of Urgency—
 - (aa) For matters brought to court under Certificate of Urgency, the urgency shall be self evident on the certificate or on the grounds.
 - (bb) Where a matter is brought to court under a Certificate of Urgency and the Judge is satisfied that the matter is urgent, the judge shall have a discretion to grant interim orders or give directions in Chambers on the basis of the pleadings and affidavits without hearing counsel

on the matter. If the Judge before whom the matter is placed is not satisfied that the matter is urgent the applicant shall be allowed to appear before the Judge *ex parte* to argue the application on written request by letter to the Deputy Registrar.

- (o) When the Judge is satisfied that all directions and orders made on the Case Management Checklist have been complied with, the Judge shall complete the certificate at the end of the Checklist. No case may be set down for hearing until the certificate has been signed.
- (p) On certifying the case as ready for hearing the judge shall proceed to fix a date for the hearing of the case. For this reason all advocates attending the Case Management Conference must have their diaries available so as to fix a date and have all necessary information regarding availability of their witnesses. If for any reason the judge certifying the case will not be able to hear the case then the judge will send the file to the Presiding Judge of the Division for allocation to a judge to conduct the hearing. That judge will then fix a date for hearing.
- (q) Case Management Conferences shall be conducted in virtual proceedings.
- (r) As part of the Case Management Conference the Judge will consider and give directions as to whether the hearing should be virtual or physical.
- (s) Hearings will normally be conducted in a virtual court unless the judge is satisfied that a physical hearing is necessary or in the best interests of the parties and justice.
- (t) The method by which all hearings, both virtual and physical, are conducted is a matter for the judge hearing the matter subject to the applicable law, rules and practice directions. The judge has the discretion to give such directions as to the conduct of the hearing from time to time and where appropriate to review such directions.
- (u) In determining whether the hearing shall be virtual or physical the court will consider—
 - (i) Whether the hearing can fairly proceed by way of a virtual hearing.
 - (ii) The convenience and safety of the advocates, parties and witnesses attending or participating in the hearing. The court will have particular attention to the normal place of business or residence of the witnesses and the time and expense involved in travelling to court.
 - (iii) The nature of the evidence including documentation and the arrangements made for the presentation of such evidence.
 - (iv) The availability of adequate technology for use by all participants.
 - (v) What measures might be needed to ensure the just and fair hearing of the matter.
 - (vi) As far as possible hearings should be public, unless a special order for hearing in private has been made.

All matters other than hearings

3. Subject to any direction by the judge, all matters other than hearings including mentions, directions, submissions and hearing of applications shall be virtual.

Virtual hearings:

- 4. (a) Unless otherwise ordered, virtual proceedings are governed by the same set of expectations and rules as physical hearings.
- (b) All participants in a virtual hearing are expected to conduct themselves with the decorum appropriate as in a physical hearing.
- (c) Every participant in the virtual hearing should be properly identified for the record.
- (d) Advocates and participants must introduce themselves for the record - and each time they speak.

- (e) The name appearing on the screen should be the correct name for the participant.
- (f) Advocates must clearly identify the documents they are referring to.
- (g) All participants are required to ensure that their microphones and cameras are switched off at the time of joining the proceedings to minimize on disruption of proceedings. All participants are expected to keep their microphones and cameras off until their matter is called out, and to thereafter mute their microphones once they are done addressing the Court. Microphones should be kept on mute unless speaking.
- (h) As is the procedure in physical court proceedings, only one person can address the Court at a time. Advocates are encouraged to desist from interrupting one another. If an advocate has an objection, response or comment which can not wait, the advocate should raise his hand to indicate that he wants to speak. Keep interruptions to a minimum. An advocate should only interject when necessary and any such interjection should be made respectfully.
- (i) All members of public observing the hearing must remain silent and hidden - muted microphone and camera turned off.
- (j) If any participant desires to take any notes using the computer keyboard, they must ensure that they are muted when doing so.
- (k) Whilst addressing Court, participants should speak clearly and slowly.
- (l) Whilst addressing Court, participants should look directly into the camera.
- (m) Participants should remain seated throughout the virtual hearing and should not move around.
- (n) Participants should refrain from eating or drinking anything but water during the proceedings.
- (o) Participants are reminded that any orders and directions issued by a Court conducting virtual proceedings bear the same effect as if the orders and directions were issued by a Court undertaking physical proceedings.

Mode of Calling Evidence in a Virtual Hearing

- 5. (a) The conduct of the hearing shall be exactly the same as in a physical court.
- (b) The judge hearing the case shall issue directions on the manner of swearing in or affirming the witnesses before hand to facilitate the giving of evidence. In the absence of any directions a witness should have a copy of his own religious book with him for the purpose of administration of the oath.
- (c) The judge hearing the case shall issue any necessary guidelines on the production and adoption of any documents and statements.

Technology

- 6. (a) All advocates and witnesses must have adequate technology to be able to participate in the hearing. This includes—
 - (i) A computer, laptop, tablet or smart phone with a functional camera, speaker and microphone.
 - (ii) The device should be capable of running Teams or such other conferencing technology applications as may be adopted by the Division from time to time.
 - (iii) The device should be fully charged or connected to the mains.
 - (iv) A stable and reliable high speed internet connection.
- (b) All other applications or browsers should be closed to maximise bandwidth and eliminate notifications which will cause interruptions.
- (c) Participants may adopt the use of headsets, where available, as these help minimize background noise and ensure better audio.
- (d) Advocates should familiarise themselves with the technology and ensure that they are fully prepared for their appearance, including

testing their equipment from the location in which they plan to participate in the hearing.

- (e) It is the responsibility of the advocate to ensure that all witnesses have adequate technology.
- (f) Advocates should log into the hearing before the scheduled start time - 10 minutes before the hearing.
- (g) The hearing will be officially recorded and no one else is permitted to electronically record the proceedings. Advocates may request typed transcripts of the proceedings or the link to the recording of the proceedings by writing to the Deputy Registrar.
- (h) Parties attending virtual hearings must be aware that proceedings are being recorded.
- (i) All participants must remain alert to any deterioration in picture and sound quality and inform the court immediately if this is impacting on the ability to participate fully in the hearing.
- (j) All participants/advocates should keep a telephone close by in the event there are problems with the video link, but the telephone should be on silent mode to avoid interruptions. The telephone number for the Court Assistant in each court will be shown in the Daily Cause List.
- (k) If any participant in a virtual hearing does not have adequate technology, the court will make facilities available provided adequate advance notice is given to the Deputy Registrar.

Location of Participants in Virtual Hearings

- 7. (a) Participants are expected to ensure that they are in a quiet and private area with appropriate levels of lighting. The background should be free of noise and visual distractions including from other occupants of the premises. It is recommended that there should be no light coming from behind the participant.
- (b) Participants should sit in a professional situation, in front of a background that does not cause distraction and not in front of an uncovered window.
- (c) Participants shall not conduct virtual proceedings from moving objects, including motor vehicles, as this not only interferes with connectivity but also visual and audio. Parties are therefore encouraged to plan well in advance to be at a suitable location prior to the start of the proceedings.
- (d) Any participant in virtual proceedings who fails to comply with sub paragraphs (a), (b) or (c) above shall be removed from the proceedings and will only be admitted back to the proceedings when fully compliant.

Witnesses in Virtual Hearings

- 8. (a) Advocates must ensure that all witnesses have received the log in details for the particular court.
- (b) The log in details or link will appear in the daily cause list.
- (c) Witness will be required to identify where they are physically located and verify that they are alone in the video conferencing space.
- (d) To ensure the integrity of the proceedings and subject to the direction of the judge, if a witness is participating from the advocate's office then the witness should if possible be placed in a separate room.
- (e) If compliance with (c) or (d) above is not possible then the camera setting shall provide enough visibility for the court to see the witness and to verify that the witness is not receiving communication or assistance of any sort.
- (f) There shall be no private communications - phone, text or e-mail - with a witness during the testimony of the witness.
- (g) The judge will explain how advocates, parties and witnesses can communicate or raise any difficulties in hearing/communicating - see 6(j) above.
- (h) No one else should be in the room with the witness without notice and approval of the court - if more than one person is permitted to be in the same room they should log on separately

to eliminate issues with respect to visibility but only one microphone and one speaker should be on at any one time so as to avoid echo.

- (i) When a party intends to call multiple witnesses to give evidence, only one witness at a time should be admitted to the proceedings while the other witnesses should be directed to leave or be removed from the virtual proceedings until it is their turn to give evidence.
- (j) Should the need arise, a protective virtual screen should be used to provide for vulnerable witnesses such as children, victims of abuse, or physically disabled people giving evidence by virtual means.
- (k) If an interpreter is required the judge will give directions as to where the interpreter shall sit in relation to the witness and the manner in which the interpretation shall be done.

Exhibits and Reliance upon Pleadings, Statements of Evidence and Bundles of Documents lodged in the e-filing portal in physical and Virtual Hearings

- 9. (a) As far as possible and subject to directions from the judge virtual hearings shall be conducted using pleadings, statements of evidence and bundles of documents lodged in the e-filing portal. Parties are therefore encouraged to upload all pleadings and documents necessary for the conduct of the hearing on the e-filing portal within the required time lines. All documents uploaded on the e-filing portal should be clearly legible and paginated.
- (b) Advocates are encouraged to have at least two sets of pleadings, statements of evidence and bundles of documents to be used during the hearing, one to be used by the Advocate, and another for the witness. Parties should have as many copies as necessary where there is more than one witness in order to discourage sharing of documents i.e. one set for use by each witness. Advocates and Parties shall ensure that the copies of pleadings shall be made from the documents uploaded on the e-filing portal. Each party should—
 - (i) Prepare an electronic bundle of documents for virtual hearings and physical for physical hearings - indexed and paginated which should be provided to the judge and all other representatives and parties well in advance of the hearing. The electronic bundles should be sent by e-mail to the e-mail address of the court hearing the matter.
 - (ii) Have all exhibits and other documents uploaded and available to the court- send separately in PDF format to all opposing counsel - use share function in the video app.
 - (iii) Ensure that the witnesses have all pertinent exhibits and documents ahead of the hearing so they have them readily available.
- (c) In the course of virtual hearings, parties may, with the leave of the Court, use the share function option on Teams to display the exhibit that is subject to examination for ease of guidance.

Directions relating to Physical and Virtual Hearings

- 10. (a) Whether the hearing is virtual or physical, all participants are required to dress as though they are physically appearing in a courtroom. The attire for Advocates shall be as prescribed by the Law Society of Kenya Dress Code 2013 whilst litigants and witnesses are expected to be dressed in a manner that is respectful of the court process.
- (b) Participants must comply with rules guiding the use of recording equipment in courtrooms, and should not record, live stream or broadcast the video or audio of any proceedings unless authorized to do so by the judge hearing the case.
- (c) Advocates and parties seeking to call any witnesses shall desist from coaching witnesses to give their testimony in a particular manner.
- (d) Advocates and parties calling any witnesses shall be expected to ensure that they comply with the rules of giving evidence, including ensuring that where there is more than one witness, the other witnesses shall be kept separate from and shall not be present in the room within which the other witness is testifying. In this regard, there shall be need to ensure that the witness

giving testimony is not only visible at all times to the court and the other party, but also ensure that there is no deliberate interruption in the internet connectivity, visual or audio.

Physical Hearings

- 11. (a) When a direction has been given for a case to proceed by way of physical hearing, the case will be mentioned virtually on the morning of the hearing by the judge hearing the matter when directions as to the time and place of the hearing shall be given.
- (b) If parties know that a case will not be able to proceed they should ask for a mention before the judge so as to take the matter out.
- (c) The cases for hearing each day will be Called Over at the start of the Judge's list each day.
- (d) Each hearing will be given a specific time - estimate of time required.
- (e) At least two hearings per day will be listed in the Diary for each judge while the COVID regulations are in force.
- (f) The court room will be sanitized between each hearing.
- (g) The court assistant will sanitize the witness box and the religious books after each witness has testified.
- (h) Subject to directions from the judge only witnesses, the parties and advocates will be in Court.
- (i) The total number of persons in a court room shall not exceed 10 in the smaller court rooms and 15 in the two large court

rooms, including the judge, the court assistant and the security personnel.

- (j) Each party will carry enough sets of all documents for use by the advocates and witnesses. No documents will be exchanged between advocates and witnesses during the hearing.
- (k) Court administration will put in place procedures at the main entrance to the court building for the taking of temperatures, sanitizing, hand washing and recording of all entrants for the purposes of tracking.

Transitional

- 12. (a) This Practice Direction shall apply to all cases pending at the date hereof as well as to all cases filed hereafter. However, if a case has already been confirmed as ready for hearing prior to the date hereof, it shall not be necessary to comply with the provisions of this Practice Direction.
- (b) The Practice Direction Relating to Case Management in the Commercial and Admiralty Division of the High Court at Nairobi issued by Mutunga CJ and dated 28th July 2014 and the Practice Directions issued by Musinga J on the 2nd July, 2012 and by Kasango J on the 25th June, 2018 have been fully incorporated into this consolidated Practice Direction and are therefore revoked.

Miscellaneous

- 13. The Chief Justice may amend this Practice direction from time to time.

SCHEDULE A

(The Case Management Checklist)

IN THE HIGH COURT OF KENYA AT NAIROBI

Nature of the Claim: _____

COMMERCIAL & ADMIRALTY DIVISION

CIVIL CASE NO. OF _____

..... PLAINTIFF

[Name and address of advocate: _____]

versus

..... DEFENDANT

[Name and address of advocate: _____]

..... DEFENDANT

[Name and address of advocate: _____]

CASE MANAGEMENT CHECKLIST

Plaint Filed on		Defence filed on		Reply filed on	
Other Pleadings					

Pleadings, Statements and Bundles of Documents: Compliance with Order 3 rule 2 and Order 7 rule 5:

	Dated Filed	Orders for compliance	Unless Orders	Compliance certified
1. Plaintiff's List of witnesses and statements				
2. Plaintiff's Indexed and paginated Bundle of Documents				
3. Defendant's List of witnesses and statements				
4. Defendant's Indexed and paginated Bundle of Documents				

5. Alternative dispute resolution. Should this case be referred to ADR?	Application	Directions
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Further orders relating to pleadings and supporting statements and documents:

	Application	Orders made	Date Filed	Compliance certified
6. Amendment of pleadings				
7. Additional witness statements				
8. Additional documents				
9. Particulars				
10. Interlocutory relief				
11. Striking out				
12. Other applications				

Are there any objections to admissibility of any statement or documents or part thereof? When should such objection be determined?

Objections	Directions for determination of objections	Directions on admissibility

14. Issues	Yes/No	Directions	Compliance
Have Issues been agreed and filed, if not has each party filed its Issues?			

15. Consolidation, Case Stated, Test Case	Application	Directions
(a) Consolidation with any other suit?		
(b) Agreement for Case Stated for the opinion of the Court		
(c) Test Cases		

Witnesses and Evidence:

- | | Application | Orders |
|---|-------------|--------|
| 16. Witness Summonses? | | |
| 17. Admission of statements of evidence without calling the makers as witnesses? | | |
| 18. Admission of evidence on affidavit | | |
| 19. Discovery, production or inspection of documents? | | |
| 20. Interrogatories? | | |
| 21. Examination of witness by an examiner or by the issue of Commission outside court and for the admission of any such examination as evidence in court? | | |
| 22. Examination of Accounts | | |
| 23. Expert Reports | | |

Which Experts	Date of Report	Directions on exchange	Directions on Admissibility

24. Chronologies, maps, plans, etc.	Yes/No	Directions	Compliance
Are directions required regarding chronologies; maps; plans; diagrams			

Hearing:

- | | | |
|--|--------------|------------|
| 25. Each party to prepare an indexed bundle of all pleadings, statements and documents filed by that party. Is the bundle to be filed physically or virtually? | Direction | Compliance |
| 26. How much time is required for the hearing? | Applications | Directions |
| 27. Should the hearing be physical or virtual? | | |
| 28. Is case ready for hearing? | | |

I hereby certify that all matters which are necessary for the preparation of this case for hearing have been done and that the case may now be set down for hearing.

Judge:..... Dated.....

Case fixed for hearing on Judge Dated.....

SCHEDULE B
(The Case Management Request)

IN THE HIGH COURT OF KENYA AT NAIROBI
COMMERCIAL & TAX DIVISION
CIVIL CASE NO OF _____

..... PLAINTIFF
versus
..... DEFENDANT
..... DEFENDANT

CASE MANAGEMENT REQUEST BY

The _____ gives notice that at the Case Management Conference the following applications will be made or orders requested:

Alternative Dispute Resolution	Application
5. Should this case be referred to ADR	

Further orders relating to pleadings and supporting statements and documents:

	Application
6. Amendment of pleadings	
7. Additional witness statements	

8. Additional documents		
9. Particulars		
Page 2		
10. Interlocutory relief		
11. Striking out		
12. Other applications		
13. Are there any objections to admissibility of any statement or documents or part thereof? When should such objection be determined?		
What is objected to	Nature of Objections	
14. Issues - Are any directions required?	Nature of Directions required	
15. Consolidation, Case Stated, Test Case	Application	
(a) Consolidation with any other suit?		
(b) Agreement for Case Stated for the opinion of the Court		
(c) Test Cases		
	Application	
16. Witness Summonses?		
17. Admission of statements of evidence without calling the makers as witnesses?		
18. Admission of evidence on affidavit		
19. Discovery, production or inspection of documents?		
20. Interrogatories?		
21. Examination of witness by an examiner or by the issue of Commission outside court and for the admission of any such examination as evidence in court?		
22. Examination of Accounts		
23. Expert Reports		
Which Experts	Date of Report	Directions required
24. Chronologies, maps, plans, etc.	Directions required	
Are directions required regarding chronologies; maps; plans; diagrams		
25. Each party to prepare an indexed bundle of all pleadings, statements and documents filed by that party	Direction	Compliance
Is the bundle to be filed physically or virtually?		
	Applications	
25. How much time is required for the hearing?		
26. Should the hearing be physical or virtual?		
27. Is Case ready for hearing?		

Dated at.....this day of, 20...

ADVOCATES FOR

Drawn and Filed By:

Dated the 11th January, 2022.

To be Served Upon

MARTHA K. KOOME,
Chief Justice and President of the Supreme Court of Kenya.

GAZETTE NOTICE NO. 191

THE CONSTITUTION OF KENYA

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTION (REGISTRATION OF VOTERS) REGULATIONS

REGISTRATION CENTRES

IN EXERCISE of the powers conferred by Article 83 and 88 (4) (a) of the Constitution of Kenya, sections 5, 7 and 8 (1), (2), (a)-(b) of the Elections Act, 2011 and Regulations 3, 7(1), (2), (3), (5), (6) of the Elections (Registration of Voters) Regulations, 2012, the Independent Electoral and Boundaries Commission gives notice that there will be enhanced continuous voter registration of voters to be conducted at the

County Assembly Wards between 17th January, 2022–6th February, 2022. The Registration Centers remain as published on 1st October, 2021 in Vol. CXIII- No. 203 Gazette Notice No. 10442.

Dated the 13th January, 2022.

W.W. CHEBUKATI,
Chairperson, Independent Electoral and Boundaries Commission.

GAZETTE NOTICE NO. 192

THE CONSTITUTION OF KENYA

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTION (REGISTRATION OF VOTERS) REGULATIONS

APPOINTMENT OF REGISTRATION OFFICERS AND ASSISTANT OFFICERS

IN EXERCISE of the powers conferred by Articles 83 and 88 (4) (a) of the Constitution of Kenya, sections 11 and 12 of the Independent Electoral and Boundaries Commission Act, 2011, sections 4, 5, 7, 8 (1), (2) (a)-(b), 11 and 12 of the Elections Act, 2011 and Regulations 4, 5, 5A, 6, 8, 9, 10, 13, 13A, 13B, 13C, 14, 15, 16, 17, 18, 19 and 20 of the Elections (Registration of Voters) Regulations, 2012 the Independent Electoral and Boundaries Commission appoints the persons named in the Sixth and Eighth Columns of the Schedule in Gazette Notice published on the 1st October, 2021 in Vol. CXIII- No. 203 Gazette Notice No. 10441 to be the Registration Officers and

Assistant Registration Officers for purposes of enhanced voter registration of voters and shall be effective from the 17th January, 2022–6th February, 2022.

Note.—Voters are further notified that at the conclusion of this exercise the Commission will resume continuous voter registration at the respective Constituency offices.

Dated the 13th January, 2022.

W.W. CHEBUKATI,

Chairperson, Independent Electoral and Boundaries Commission.

GAZETTE NOTICE NO. 193

THE CONSTITUTION OF KENYA
INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION ACT, 2011

(No. 9 of 2011)

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTION (REGISTRATION OF VOTERS) REGULATIONS

APPOINTMENT OF REGISTRATION OFFICERS AND ASSISTANT REGISTRATION OFFICERS FOR PURPOSES OF REGISTRATION OF KENYAN CITIZENS
RESIDING OUTSIDE KENYA

IN EXERCISE of the powers conferred by Article 83 and 88 (4) (a) of the Constitution of Kenya, sections 11 and 12 of the Independent Electoral and Boundaries Commission Act, 2011, sections 4, 5, 7, 8 (1), (2) (a)-(b), 11 and 12 of the Elections Act, 2011 and Regulations 4, 5, 5A, 6, 7(4), 8, 9, 10, 13, 13A, 13B, 13C, 14, 15, 16, 17, 18, 19 and 20 of the Elections (Registration of Voters) Regulations, 2012, the Independent Electoral and Boundaries Commission appoints the persons named in the Fourth and Sixth Columns of the Schedule herein to be the Registration Officers and Assistant Registration Officers for purposes of registration of Kenyan citizens residing outside Kenya.

The appointments are for the purposes of enhanced continuous registration of voters exercise and shall be effective from the 21st January, 2022–4th February, 2022.

SCHEDULE

Registration Area Code	Registration Area Name	ID Number	Registration Officer	ID Number	Assistant Registration Officer
048	Diaspora	22311423	Abdidahir Maalim Abdi	24174369	William Tumaini Kahindi

Dated the 13th January, 2022.

W.W.CHEBUKATI,

Chairperson, Independent Electoral and Boundaries Commission.

GAZETTE NOTICE NO. 194

THE CONSTITUTION OF KENYA
THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTION (REGISTRATION OF VOTERS) REGULATIONS

REGISTRATION CENTRES FOR THE REGISTRATION OF KENYAN CITIZENS RESIDING OUTSIDE KENYA

IN EXERCISE of the powers conferred by Article 83 and 88 (4) (a) of the Constitution of Kenya, sections 5, 7 and 8 (1), (2), (a)-(b) of the Elections Act, 2011 and Regulations 3, 7 (1) (d)-(g), (3), (5), (6) and Part VIII of the Elections (Registration of Voters) Regulations, 2012 the Independent Electoral and Boundaries Commission gives notice that there will be enhanced continuous voter registration for purposes of registering Kenyan citizens residing outside Kenya from the 21st January, 2022–4th February, 2022.

SCHEDULE

Registration Area Code	Registration Area Name	Registration Centre Code	Registration Centre Name
048	Tanzania	001	Kenya Embassy in Dar es salaam
048	Tanzania	002	Kenya Consulate in Arusha
048	Uganda	003	Kenya High Commission in Kampala
048	Rwanda	004	Kenya Embassy in Kigali
048	Burundi	005	Kenya Embassy in Bujumbura
048	South Africa	006	Kenya Embassy in Pretoria
048	South Sudan	007	Kenya Embassy in Juba
048	Germany	008	Kenya Embassy in Berlin
048	United Kingdom	009	Kenya High Commission in London
048	Qatar	010	Kenya Embassy in Doha
048	United Arab Emirates	011	Kenya Embassy in Abu Dhabi
048	United Arab Emirates	012	Kenya Consulate in Dubai
048	Canada	013	Kenya High Commission in Ottawa

Registration Area Code	Registration Area Name	Registration Centre Code	Registration Centre Name
048	Canada	014	Kenya Honorary Consulate in Toronto
048	Canada	015	Kenya Honorary Consulate in Vancouver
048	United States of America	016	Kenya Embassy in Washington DC
048	United States of America	017	Kenya Consulate in New York
048	United States of America	018	Kenya Consulate in Los Angeles

Dated the 13th January, 2022.

W.W.CHEBUKATI,
Chairperson, Independent Electoral and Boundaries Commission.

GAZETTE NOTICE NO. 195

THE CONSTITUTION OF KENYA

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTION (REGISTRATION OF VOTERS) REGULATIONS

REGISTRATION CENTRES

IN EXERCISE of the powers conferred by Article 83 and 88 (4) (a) of the Constitution of Kenya, sections 5, 7 and 8 (1), (2), (a)-(b) of the Elections Act, 2011 and Regulations 3, 7 (1), (2), (3), (5), (6) of the Elections (Registration of Voters) Regulations, 2012 the Independent Electoral and Boundaries Commission gives notice that there will be enhanced continuous voter registration of voters to be conducted at the County Assembly Wards between the 17th January, 2022–6th February, 2022. The Registration Centers remain as published in on the 1st October 2021 in Vol. CXIII- No. 203 Gazette Notice No. 10442 save for the changes in the following areas;

ADDENDUM

In Gazette Notice No. 10442 published on the 1st October, 2021, Vol. CXIII- No 203 add in the First Schedule as follows;

County Code	County Name	Const. Code	Const. Name	County Assembly Ward Code	County Assembly Ward Name	Reg. Centre Code	Registration Centre
001	Mombasa	001	Changamwe	0001	PortReitz	001	Bomu Primary School
001	Mombasa	002	Jomvu	0008	Mikindani	028	Nazarene Nursery School
001	Mombasa	002	Jomvu	0008	Mikindani	029	Mwembeni Open Grounds
001	Mombasa	004	Nyali	0017	Ziwa La Ng'ombe	038	Azhar Primary School
001	Mombasa	004	Nyali	0019	Kongowea	039	Kongowea Secondary School
001	Mombasa	005	Likoni	0022	Shika Adabu	032	Shika Adabu Secondary School
001	Mombasa	005	Likoni	0024	Likoni	033	Likoni Secondary School
001	Mombasa	005	Likoni	0025	Timbwani	034	Caltex Grounds
001	Mombasa	005	Likoni	0025	Timbwani	035	Timbwani Babtist Primary School
002	Kwale	010	Kinango	0044	Ndavaya	179	Zia ra Dundo
002	Kwale	010	Kinango	0044	Ndavaya	180	Mwangaure ECD
002	Kwale	010	Kinango	0044	Ndavaya	181	Jitegemee Primary School
002	Kwale	010	Kinango	0044	Ndavaya	182	Dudu ECDE
002	Kwale	010	Kinango	0048	Chengoni/Samburu	183	Kanyumbuni Primary School
002	Kwale	010	Kinango	0049	Mwavumbo	184	Mavarata ECDE
004	TanaRiver	019	Galole	0093	Mikinduni	080	Kalkalcha ECD
004	TanaRiver	019	Galole	0093	Mikinduni	081	Hola Polytechnic
004	TanaRiver	019	Galole	0094	Chewani	082	Bula Secondary ECD
004	TanaRiver	019	Galole	0095	Wayu	083	El Wachu Nursery School
004	TanaRiver	019	Galole	0095	Wayu	084	Mata Gala ECD
004	TanaRiver	020	Bura	0096	Chewelee	085	Charidende Primary School
004	TanaRiver	020	Bura	0098	Bangale	086	Bangale Secondary School
004	TanaRiver	020	Bura	0098	Bangale	087	Labile Primary School
011	Isiolo	049	Isiolo North	0245	Ngaremara	109	Chumvi Yare Primary School
011	Isiolo	049	Isiolo North	0245	Ngaremara	110	Nasuroi Nursery School
013	Tharaka Nithi	062	Tharaka	0309	Chiakariga	235	Kirangi Dispensary
013	Tharaka Nithi	062	Tharaka	0309	Chiakariga	236	Kithino Market (sigma)
013	Tharaka Nithi	062	Tharaka	0310	Marimanti	237	Kathigu Nursery
014	Embu	065	Mbeere South	0323	Mwea	145	Kasioni ECDE
014	Embu	065	Mbeere South	0323	Mwea	146	Wandigi ECDE
014	Embu	065	Mbeere South	0324	Makima	147	Masimba Market Ground
014	Embu	065	Mbeere South	0325	Mbeti South	148	Kirima Primary School
014	Embu	065	Mbeere South	0325	Mbeti South	149	Mathiga Meru Primary School
014	Embu	065	Mbeere South	0325	Makima	150	Musingini Play ground
014	Embu	065	Mbeere South	0326	Mavuria	151	Gitungati Primary School
014	Embu	065	Mbeere South	0326	Mavuria	152	Kiritiri Market Ground
014	Embu	065	Mbeere South	0326	Makima	153	Kasioni Market Ground
014	Embu	065	Mbeere South	0326	Mavuria	154	Soko trading Centre-Kithunthiri
014	Embu	065	Mbeere South	0327	Kiambere	155	Mutuobare Market Ground
014	Embu	065	Mbeere South	0327	Kiambere	156	Kerangi Primary School
014	Embu	065	Mbeere South	0327	Makima	157	Mathauta Play Ground

<i>County Code</i>	<i>County Name</i>	<i>Const. Code</i>	<i>Const. Name</i>	<i>County Assembly Ward Code</i>	<i>County Assembly Ward Name</i>	<i>Reg. Centre Code</i>	<i>Registration Centre</i>
014	Embu	065	Mbeere South	0328	Makima	158	Tumaini Junction
015	Kitui	072	Kitui Central	0357	Kyanwithya West	160	Maviani Primary School
015	Kitui	072	Kitui Central	0357	Kyanwithya West	161	Ivovoa Primary School
015	Kitui	072	Kitui Central	0357	Kyanwithya West	162	Sooma Primary School
015	Kitui	072	Kitui Central	0357	Mulango	163	Kyandui Primary School
018	Nyandarua	089	Kinangop	0447	Githabai	118	Worldwide Church Kwa Haraka
023	Turkana	124	Turkana West	0617	Kakuma	094	Lomunyenpus ECD
023	Turkana	124	Turkana West	0623	Nanaam	095	Lokwee Water Point
023	Turkana	124	Turkana West	0623	Nanaam	096	Nalamacha Primary School
023	Turkana	125	Turkana Central	0626	Kalokol	140	Kapokor Primary School
023	Turkana	126	Loima	0629	Kotaruk/Lobei	104	Kotela Primary School
023	Turkana	126	Loima	0629	Kotaruk/Lobei	105	Abur Nursery School
023	Turkana	126	Loima	0629	Kotaruk/Lobei	106	Kaemase ECD
023	Turkana	126	Loima	0629	Kotaruk/Lobei	107	Nakuja-Ekalale ECD
023	Turkana	126	Loima	0629	Kotaruk/Lobei	108	Natwel Primary School
023	Turkana	126	Loima	0629	Kotaruk/Lobei	109	Sasak-Echoke ECD
023	Turkana	126	Loima	0629	Kotaruk/Lobei	110	Kakilala-Kangole EDC
023	Turkana	126	Loima	0629	Kotaruk/Lobei	111	Kang'ole Primary School
023	Turkana	126	Loima	0629	Kotaruk/Lobei	112	Mallah Primary School
023	Turkana	126	Loima	0629	Kotaruk/Lobei	113	Kaapese ECD
023	Turkana	126	Loima	0629	Kotaruk/Lobei	114	Lochor-Elim Primary School
023	Turkana	126	Loima	0629	Kotaruk/Lobei	115	Nawamor ECD
023	Turkana	126	Loima	0630	Turkwel	116	Kaikapel/Kaapus Primary
023	Turkana	126	Loima	0630	Turkwel	117	Kochuch ECD
023	Turkana	126	Loima	0630	Turkwel	118	Nakerkeri ECD
023	Turkana	126	Loima	0630	Turkwel	119	Namagirat ECD
023	Turkana	126	Loima	0630	Turkwel	120	Katukuri ECD
023	Turkana	126	Loima	0630	Turkwel	121	Nawoyowoi Primary
023	Turkana	126	Loima	0630	Turkwel	122	Nariwokitoe- Water Point
023	Turkana	126	Loima	0630	Turkwel	123	Nakeju-Akaal Water Point
023	Turkana	126	Loima	0630	Turkwel	124	Napeidukan Trading Center
023	Turkana	126	Loima	0630	Turkwel	125	Kabang'ang' Water Point
023	Turkana	126	Loima	0630	Turkwel	126	Namorunyang Primary
023	Turkana	126	Loima	0630	Turkwel	127	Lokopu Wwater Point
023	Turkana	126	Loima	0630	Turkwel	128	Lodoket-Eking'ol Nursery
023	Turkana	126	Loima	0631	Loima	129	Kalelekol water Point
023	Turkana	126	Loima	0631	Loima	130	Puch/Naurendung
023	Turkana	126	Loima	0631	Loima	131	Lomukusei ECD
023	Turkana	126	Loima	0631	Loima	132	Lobole ECD
023	Turkana	126	Loima	0631	Loima	133	Kaidir ECD
023	Turkana	126	Loima	0631	Loima	134	Loya Trading Center
023	Turkana	126	Loima	0632	Lokiriama/Lorengippi	135	Kekoroee Akwaan Mobile
023	Turkana	126	Loima	0632	Lokiriama/Lorengippi	136	Namoru-Areng'an Center
023	Turkana	126	Loima	0632	Lokiriama/Lorengippi	137	Urum Trading Center
023	Turkana	126	Loima	0632	Lokiriama/Lorengippi	138	Moruita Mobile
023	Turkana	126	Loima	0632	Lokiriama/Lorengippi	139	Lochor-Ang'ikalalio Mobile
023	Turkana	126	Loima	0632	Lokiriama/Lorengippi	140	Nachwang'a Lelea Mobile
023	Turkana	127	Turtaka south	0634	Katilu	109	Nakuja Ekalale Primary School
023	Turkana	127	Turtaka south	0634	Katilu	110	Nawopeto Primary School
023	Turkana	127	Turtaka south	0637	Lokichar	111	Kadongolo Primary School
023	Turkana	127	Turtaka south	0637	Lokichar	112	Kedome Primary School
023	Turkana	127	Turtaka south	0637	Lokichar	113	Lokwadiat Primary School
023	Turkana	127	Turtaka south	0637	Lokichar	114	Lomokamar Primary School
023	Turkana	127	Turtaka south	0637	Lokichar	115	Ngimeyana Primary School
023	Turkana	127	Turtaka south	0637	Lokichar	116	Lowoidapai Primary School
023	Turkana	127	Turtaka south	0637	Lokichar	117	Lokitoliwo Primary School
026	Trans Nzoia	139	Kiminini	0688	Kiminini	060	Love Mercy Academy Primary School
029	Nandi	156	Mosop	0779	Kabisaga	124	Kapkatet Primary School
032	Nakuru	167	Njoro	0834	Lare	086	Karogoe Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	148	Medungi Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	149	Olamuriaki Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	150	Oltumaroi Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	151	Kilusu Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	152	Lesidai Primar School
033	Narok	177	Kilgoris	0881	Kilgoris Central	153	Sahrtuka Islamic Centre
033	Narok	177	Kilgoris	0881	Kilgoris Central	154	Sirua Aulo Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	155	Olowang Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	156	Mopel Primary School
033	Narok	177	Kilgoris	0881	Kilgoris Central	157	Naitawang Primary School
033	Narok	177	Kilgoris	0884	Shankoe	158	Lepolosi ECD School
033	Narok	177	Kilgoris	0884	Shankoe	159	Emorogi Primary School

<i>County Code</i>	<i>County Name</i>	<i>Const. Code</i>	<i>Const. Name</i>	<i>County Assembly Ward Code</i>	<i>County Assembly Ward Name</i>	<i>Reg. Centre Code</i>	<i>Registration Centre</i>
033	Narok	177	Kilgoris	0886	Lolgorian	160	Olmakau Primary School
033	Narok	177	Kilgoris	0886	Lolgorian	161	Olkireruki Primary School
033	Narok	178	Emurua Dikir	0887	Ilkerin	056	Kimugul Primary School
033	Narok	181	Narok South	0901	Majimoto/Naroosura	112	Irkimati Primary School
033	Narok	181	Narok South	0901	Majimoto/Naroosura	113	Olomorooj Primary School
033	Narok	181	Narok South	0901	Majimoto/Naroosura	114	Ololepo Nur Sch
033	Narok	181	Narok South	0901	Majimoto/Naroosura	115	Ole Rinka Primary School
033	Narok	181	Narok South	0901	Majimoto/Naroosura	116	Oloigeruno Primary School
033	Narok	181	Narok South	0903	Melelo	117	Oloolaiser Primary School
033	Narok	181	Narok South	0903	Melelo	118	Oloretet Primary School
034	Kajiado	185	Kajiado East	0922	Kitengela	070	Chief's camp/market ground
037	Kakamega	203	Navakholo	1019	Bunyala Central	086	St. Philips Likhuna Primary School
043	Homa Bay	246	Kabondo Kasipul	1227	Kabondo West	075	Kogola Primary School
043	Homa Bay	246	Kabondo Kasipul	1227	Kabondo West	076	Kanyang'wara Primary School
043	Homa Bay	246	Kabondo Kasipul	1227	Kokwanyo	077	Saramba Primary School
043	Homa Bay	246	Kabondo Kasipul	1227	Kabondo East	078	Oogo Primary School
043	Homa Bay	246	Kabondo Kasipul	1227	Kabondo East	079	Omuga Primary School
043	Homa Bay	246	Kabondo Kasipul	1227	Kokwanyo/Kakelo	080	Manga Primary School
043	Homa Bay	246	Kabondo Kasipul	1227	Kojwach	081	Nyaluru Primary School
043	Homa Bay	247	Karachuonyo	1231	North Karachuonyo	148	Kamuga Primary School
043	Homa Bay	247	Karachuonyo	1231	North Karachuonyo	149	Mirengo Primary School
043	Homa Bay	247	Karachuonyo	1231	North Karachuonyo	150	St. Josephs Miranga Mixed secondary School
043	Homa Bay	247	Karachuonyo	1232	Central	151	Mango Primary School
043	Homa Bay	247	Karachuonyo	1234	Kibiri	152	Ombujo Primary School
043	Homa Bay	247	Karachuonyo	1234	Kibiri	153	Denga Primary School
043	Homa Bay	247	Karachuonyo	1234	Kibiri	154	Oboro Chief's Camp
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	155	Daraja Primary School
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	156	Burlum Primary School
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	157	Weta Primary School
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	158	Rakwaro Beach Dispensary
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	159	Obuya Primary School
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	160	Mariwa Primary School
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	161	Mirembe Primary School
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	162	Chuowe Dispensary
043	Homa Bay	247	Karachuonyo	1235	Wang'chieng	163	OHINGA Dispensary
043	Homa Bay	250	Ndhiwa	1245	Kwambwai	141	Nyamware Primary School
043	Homa Bay	250	Ndhiwa	1245	Kwambwai	142	Misita Primary School
043	Homa Bay	250	Ndhiwa	1245	Kwambwai	143	Ojode Nyasosedi Primary School
043	Homa Bay	250	Ndhiwa	1247	Kanyikela	144	Nguku New Apostolic Church
043	Homa Bay	250	Ndhiwa	1247	Kanyikela	145	Good Hope Academy
043	Homa Bay	250	Ndhiwa	1247	Kanyikela	146	Ongaro Catholic Church
043	Homa Bay	250	Ndhiwa	1248	Kabuoch North	147	Omoya Primary School
043	Homa Bay	250	Ndhiwa	1249	Kabuoch South/Pala	148	Ogada Primary School
043	Homa Bay	250	Ndhiwa	1249	Kabuoch South/Pala	149	Oono Nam Primary School
043	Homa Bay	250	Ndhiwa	1250	Kanyamwa Kologi	150	Sing'enge Primary School
043	Homa Bay	250	Ndhiwa	1251	Kanyamwa Kosewe	151	Yiembe Primary School
043	Homa Bay	250	Ndhiwa	1251	Kanyamwa Kosewe	152	Ndhiwa Hospital Primary School
043	Homa Bay	250	Ndhiwa	1251	Kanyamwa Kosewe	153	Pala Primary School
043	Homa Bay	250	Ndhiwa	1251	Kanyamwa Kosewe	155	St. Philip Mirogi Primary School
043	Homa Bay	250	Ndhiwa	1251	Kanyamwa Kosewe	156	Rota Primary School
044	Migori	257	Uriri	1277	West Kanyamkago	087	Siro Girls High School
044	Migori	257	Uriri	1277	West Kanyamkago	088	Misita Nursery
044	Migori	257	Uriri	1277	West Kanyamkago	089	Marrum Kokiri Primary School
044	Migori	257	Uriri	1277	West Kanyamkago	090	Mark Nyamita Wang'chieng Primary School
044	Migori	257	Uriri	1277	West Kanyamkago	091	Holo Kayuda Primary School
044	Migori	257	Uriri	1277	West Kanyamkago	104	Ondati Primary School
044	Migori	257	Uriri	1278	North Kanyamkago	092	Minyere Primary School
044	Migori	257	Uriri	1278	North Kanyamkago	093	Ojwang Omollo Primary School
044	Migori	257	Uriri	1278	North Kanyamkago	094	Kambuji SDA Nursery School
044	Migori	257	Uriri	1278	North Kanyamkago	095	Obama Primary School
044	Migori	257	Uriri	1278	North Kanyamkago	096	Marungu Primary School
044	Migori	257	Uriri	1279	Central Kanyamkago	097	Ruma Apostolic Nursery School
044	Migori	257	Uriri	1279	Central Kanyamkago	098	Owich SDA Nursery School
044	Migori	257	Uriri	1279	Central Kanyamkago	099	Siala SDA Primary School
044	Migori	257	Uriri	1279	Central Kanyamkago	100	Miruya Primary School
044	Migori	257	Uriri	1279	Central Kanyamkago	101	Museno PAG Primary School
044	Migori	257	Uriri	1280	South Kanyamkago	102	Ng'onga SDA Primary School
044	Migori	257	Uriri	1280	South Kanyamkago	103	Nyarago Nursery School
044	Migori	257	Uriri	1280	South Kanyamkago	105	Mitonyo Salvation Nursery School
044	Migori	257	Uriri	1280	South Kanyamkago	106	Amisi Primary School

County Code	County Name	Const. Code	Const. Name	County Assembly Ward Code	County Assembly Ward Name	Reg. Centre Code	Registration Centre
044	Migori	257	Uriri	1281	East Kanyamkago	107	Ahenyo Primary School
044	Migori	257	Uriri	1281	East Kanyamkago	108	St Thomas Wikongaro Primary School
044	Migori	257	Uriri	1281	East Kanyamkago	109	Kambaga Primary School
047	Nairobi City	280	Kasarani	1399	Njiru	038	Evaton Education Centre-Chokaa
047	Nairobi City	281	Ruaraka	1405	Korogocho	031	Gomongo Village
047	Nairobi City	285	Embakasi East	1421	Upper Savannah	015	PEFA Church, Donholm
047	Nairobi City	285	Embakasi East	1421	Upper Savannah	016	SDA Church, Donholm- Phase 08
047	Nairobi City	285	Embakasi East	1421	Upper Savannah	017	Jacaranda Grounds
047	Nairobi City	285	Embakasi East	1421	Upper Savannah	018	Africa Gospel Church in New Donholm
047	Nairobi City	285	Embakasi East	1423	Embakasi	019	Jesus Fellowship Church, Kwa Ndege
047	Nairobi City	285	Embakasi East	1423	Embakasi	020	Tassia Chief's Camp
047	Nairobi City	285	Embakasi East	1423	Embakasi	021	Nyayo Estate, Gate A Grounds
047	Nairobi City	285	Embakasi East	1424	Utawala	022	Fagilia Stage/ Grounds
047	Nairobi City	285	Embakasi East	1424	Utawala	023	King's Outreach Church
047	Nairobi City	285	Embakasi East	1425	Mihango	024	Mihang'o Secondary School
047	Nairobi City	285	Embakasi East	1425	Mihango	025	Assumption High School
047	Nairobi City	285	Embakasi East	1425	Mihango	026	Karagita Stadium
047	Nairobi City	288	Kamukunji	1434	Pumwani	019	Our lady of mercy girls secondary school
047	Nairobi City	288	Kamukunji	1434	Pumwani	020	St. John's community Primary School
047	Nairobi City	288	Kamukunji	1434	Pumwani	021	New Gikomba Highrise market parking space
047	Nairobi City	288	Kamukunji	1435	Eastleigh North	022	Baqol Son Secondary on Muratina Road
047	Nairobi City	288	Kamukunji	1435	Eastleigh North	023	Rabani Educational centre
047	Nairobi City	288	Kamukunji	1435	Eastleigh North	024	Former Eastleigh Social hall parking space
047	Nairobi City	288	Kamukunji	1436	Eastleigh South	025	Zawadi Mixed Secondary School
047	Nairobi City	288	Kamukunji	1436	Eastleigh South	026	Etqaan Integrated Academy
047	Nairobi City	288	Kamukunji	1437	Airbase	027	Kamukunji Technical and Vocational College
047	Nairobi City	288	Kamukunji	1437	Airbase	028	St. Teresa's boys secondary school
047	Nairobi City	288	Kamukunji	1438	California	029	ICT Centre parking space
047	Nairobi City	288	Kamukunji	1438	California	030	Biafra medical centre compound
049	Prisons	292	Prisons	1451	Prisons	119	Loitoktok GK Primary School
049	Prisons	292	Prisons	1451	Prisons	120	Mutomo GK Primary School

PHASED OUT REGISTRATION CENTRES

County Code	County Name	Const. Code	Const. Name	County Assembly Ward Code	County Assembly Ward Name	Reg. Centre Code	Registration Centre
004	TanaRiver	018	Garsen	0088	Kipini West	094	Handaraku Secondary School
018	Nyandarua	089	Kinangop	0442	Gathara	106	Urumwe Nursery School
018	Nyandarua	089	Kinangop	0447	Githabai	117	Kwa Haraka Administration Centre.
021	Muranga	104	Kangema	0517	Muguru	048	KCC Kangema Milk Cooling Plant
024	West Pokot	131	Kacheliba	0655	Kiwawa	204	Otuko ECD Centre
024	West Pokot	131	Kacheliba	0655	Kiwawa	205	Lokitelaarengan ECD Centre
029	Nandi	151	Tinderet	0751	Songhor/Soba	100	Kapsoito Primary School
029	Nandi	151	Tinderet	0754	Kapsimotwo	109	SDA Iboi Primary school
031	Laikipia	164	Laikipia East	0819	Thingithu	104	Yard DEB Primary School
033	Narok	180	Narok East	0897	Mosiro	058	Kiruk Primary School
039	Bungoma	219	Bumula	1092	Kabula	044	Bwalilo Primary School
039	Bungoma	223	Kimilili	1114	Kamaukuywa	073	Matisi FYM Primary School
044	Migori	258	Nyatike	1288	Muhuru	143	Ongoro Beach (Tent)

Dated the 13th January, 2022.

W.W.CHEBUKATI,
Chairperson, Independent Electoral and Boundaries Commission.

CORRIGENDA

In Gazette Notice No. 10442 published on 1st October, 2021, Vol. CXXIII- No 203 delete and replace as follows;

Delete; Page 4808; Row -22; Column -6;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
01	Mombasa	001	Changamwe	0004	Changamwe	031	Chaani Secondary School

Insert; Immediately after Row -13;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
01	Mombasa	001	Changamwe	0004	Chaani	031	Chaani Secondary School

Delete; Page 4808; Row -41; Column -6;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
001	Mombasa	002	Jomvu	0006	Jomvu Kuu	024	Chabeat Open Ground, Chamunyu

Insert; Immediately after Row -47

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
001	Mombasa	002	Jomvu	0007	Miritini	024	Chabeat Open Ground, Chamunyu

Delete; Page 4809; Row - 64, Column -8;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
01	Mombasa	005	Likoni	0021	Mtongwe	007	Mkwajuni Market

Insert;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
01	Mombasa	005	Likoni	0021	Mtongwe	007	Bububu Secondary School

Delete; Page 4828; Row - 16, Column -6;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
004	Tana River	018	Garsen	0090	Garsen West	106	Ramada Primary School

Insert; Page 4827; Row -33, Column-6;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
004	Tana River	018	Garsen	0087	Garsen South	106	Ramada Primary School

Delete; Page 4895; Row -3, Column -8;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
014	Embu	065	Mbeere South	0325	Mbeti South	059	Rwika Technical Institute

Insert; page 4895; Row - 3, Column-8

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
014	Embu	065	Mbeere South	0325	Mbeti South	059	Jeremiah Nyaga Technical Institute

Delete; Page 4884; Row -70, Column -8;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
023	Turkana	125	Turkana Central	0627	Lodwar Township	139	Kalotum Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
023	Turkana	125	Turkana Central	0627	Lodwar Township	139	Kalotum Dispensary

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
035	Kericho	193	Sigowet/Soin	0962	Sigowet	020	Cheptarit Tea Buying Centre

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
035	Kericho	193	Sigowet/Soin	0962	Kaplelartet	020	Cheptarit Tea Buying Centre

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
036	Bomet	195	Chepalungu	0971	Kong'asis	141	Kipsimboi Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
036	Bomet	195	Chepalungu	0972	Nyangores	141	Kipsimboi Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
036	Bomet	198	Konoin	0988	Mogogosiek	125	Kimuta Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
036	Bomet	198	Konoin	0990	Embomos	125	Kimuta Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	216	Mt. Elgon	1080	Kaptama	137	Chepkui Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	216	Mt. Elgon	1081	Elgon	137	Chepkui Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
39	Bungoma	217	Sirisia	1083	Malakisi/South Kulisiru	089	Malakisi Polytechnic

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
39	Bungoma	217	Sirisia	1084	Lwandanyi	089	Malakisi Polytechnic

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1111	Kibingei	062	Ngoli Primary School

Insert; page 5127; immediately after Row –39;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1112	Kimilili	062	Ng'oli Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1112	Kimilili	071	Kolongolo ECD Center

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1111	Kibingei	071	Kolongolo Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1111	Kibingei	065	Suleiman Murunga Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1113	Maeni	071	Suleiman Murunga Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1113	Maeni	065	Kikwechi Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
039	Bungoma	223	Kimilili	1111	Kibingei	071	Murunga S.A Daraja Mungu Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Homa Bay	246	Kabondo Kasipul	1226	Kabondo East	074	Kogonda Primary School

Insert;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Homa Bay	246	Kabondo Kasipul	1227	Kabondo West	074	Kogonda Primary School

Delete; Page 5192; Row -35, Column -8;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
047	Nairobi City	280	Kasarani	1397	Mwiki	031	Mwiki Primary School

Insert;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
047	Nairobi City	280	Kasarani	1397	Mwiki	031	New Mwiki Primary School

Delete; Page 5192; Row -15, Column -8;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
32	Nakuru	173	Rongai	0863	Mosop	140	Muthiga Nursey

Insert;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
32	Nakuru	173	Rongai	0863	Mosop	140	Muthiga Nursery School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
032	Nakuru	173	Rongai	0864	Solai	143	Ndabibi ECD

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
032	Nakuru	173	Rongai	0864	Solai	143	Ndabibi Nursery School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
044	Migori	260	Kuria East	1297	Ntimaru West	070	Nyamotambe Nursery School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
044	Migori	260	Kuria East	1297	Ntimaru West	070	Nyamotambe Nursery School

In Gazette Notice No. 11205 published on 22nd October, 2021, Vol. CXXIII- No 215 delete and replace as follows;

Delete; Page 5559; Table 10; Row -2, Column -6;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Homa Bay	249	Kabondo Kasipul	1242	Homa Bay Arujo	081	Nyakune Primary School

Insert;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Homa Bay	249	Kabondo Kasipul	1243	Homa Bay West	081	Nyakune Primary School

Delete; Page 5559; Table 8; Column -6;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Kisumu	241	Seme	1202	West Seme	082	Milugo Primary School

Insert;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Kisumu	241	Seme	1203	Central Seme	082	Milugo Primary School

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County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Homa Bay	249	Homa Bay	1244	Homa Bay East	084	Adingo Primary School

Insert;

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Ward Name	Registration Centre Code	Registration Centre
043	Homa Bay	249	Homa Bay	1244	Homa Bay East	084	Ading'o Primary School

Dated the 13th January, 2022.

W.W. CHEBUKATI,
Chairperson, Independent Electoral and Boundaries Commission.