

**PETITION TO THE SENATE ON IMPENDING EVICTIONS OF MSAMBWENI RESIDENTS IN TAITA TAVETA COUNTY BY A PRIVATE COMPANY.**

7. THAT in 2011 Sparkle Properties Limited attempts to develop the land were resisted by Msambweni residents because the company was a stranger to them.

8. THAT in 2013 Sparkle Properties Limited filed a suit in the Environment and Land Court of Kenya (SUIT NO 265 OF 2013) seeking to evict over 3500 Msambweni residents living in 500 households to pave way for her to develop the plot.

9. THAT the case was heard and judgment given on 24/2/2020 in favor of Sparkle Properties Limited against the residents of Msambweni.

10. THAT among other things, the judge in his judgement Ordered:

a) Msambweni residents to pull down their houses and leave the land vacant.

b) Msambweni residents to pay general trespass damages of 1,050,000.

c) Msambweni residents pay the costs of the suit.

11. THAT if the orders are executed, 3500 people will be rendered homeless for being evicted from their ancestral land that they have lived in since 1938.

12. THAT the residents of Msambweni have no any other land anywhere that they can settle in incase they are evicted.

13. THAT efforts to resolve the matters raised in this petition with the relevant authorities have proved futile.

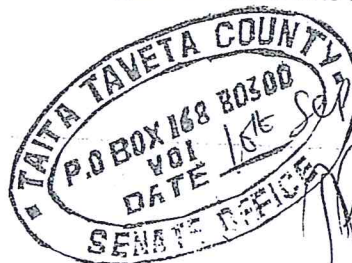
13. THAT there is no case pending in court or any constitutional body on the matters raised in this petition

HEREFORE your humble petitioners pray that the senate through its relevant committee

1. Deals with this petition immediately in view of the urgency and seriousness of the matters raised herein

2. Does an investigation to establish:

a) How it was possible for the commissioner of lands to allow Bata Shoe Company to transfer its lease grant to Sparkle Properties Limited in total disregard of the terms and conditions of the grant which opposed the same.



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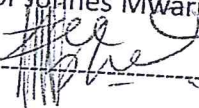
- b) How it was possible for Bata Shoe Company to sell the land to Sparkle Properties Limited at ksh.12million and yet it had not done any developments on it.
3. Recommends that appropriate action be taken against the commissioner of lands for colluding with Bata shoe Company to transfer Msambweni residents' land to Sparkle Properties Limited despite there being terms and conditions against the same.
4. Recommends that the ministry of lands acquires the disputed land and settles the residents on it through compulsory acquisition.
5. Takes any other appropriate action it deems fit to ensure that the residents of Msambweni live in peace as before.

**And your Petitioners will ever pray.**

Dated this 7<sup>th</sup> day of August 2020.


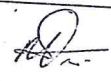
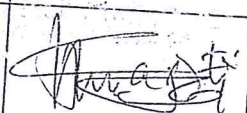
**Countersigned by:**

Senator Johnes Mwaruma



Senator for Taita Taveta County

**SIGNED:**

NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
Abbas K.M. Katela	Box 87 VO1	0719 85A 985	4858490	
ALFRED M. MUNJANA	Box 476 VO1	0720 584 552	13824843	
JOSEPH MNYIKA	Box 168 VO1	0715161394	14512378	



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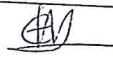

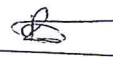




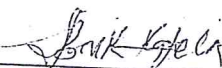
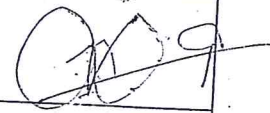
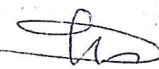
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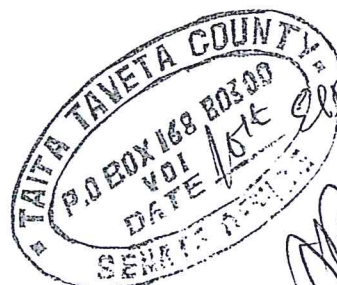
NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
ABIGAIL M. MAZA	446 VOI	0714025488	1162034	
GIDEON MANGA	446 VOI	0788860454	24522963	
JOHN MWALUMA	P.O BOX 187 VOI	0729586847	31358791	
JOHN MWATIKA	P.O BOX 187 VOI	0705307258	34649014	
NELSON MLOWBO	187 VOI	0720428125	4654616	
GIDEON MAZA	P.O BOX 476 VOI	0704555362	29609206	
GRACE WALEHTA	P.O BOX 476 VOI	0706010829	31972882	
EDITA MWAKIO	476 VOI	0726855206	21259293	
WIMMIE MWASHISHADI	187 VOI	0707313889	29914010	
PHILIPINAH MWAMBURI	187 VOI	0721742950	16038177	
CLEMENCE SAGHE	187 VOI	0797037075	37017476	

TAITA TAVETA COUNTY  
 P.O BOX 168 80300  
 VOI 1876  
 DATE  
 SENATE OFFICE  
 2020

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SIGNED:

NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
Esther Mwangazi		0720409857	27823885	
Frederick Ngara Maphanga		0720226768	22022854	
DEHEMA KADZO KARISA		0712725815	32357978	
Saumy Kanga Karisa		0720210525	23939108	
Selma Sidi Karisa		0708506428	38206877	
JOHN TUIVA KARISA		0724918405	2210371	KARISA
"		"	"	"
Evansen Maphanga		0721534129	13824782	
Praveer Jajwei		0707932147	10755741	
JUMA.B. MKWAZE		0718386836	4858505	
AZI JUMA MUKWAZE		0720868464	2243254	
CABRIGI MURUKO		0721251304	22548502	





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SIGNED:

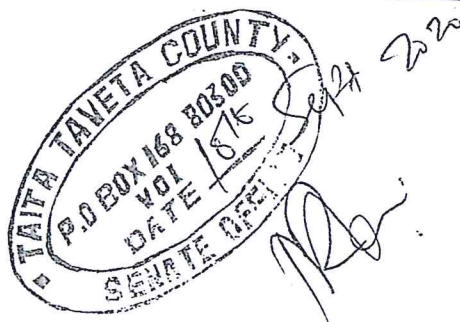
NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
LIDIAT MACHANGA		0727510199	24239270	
JANET MAKEO		0713375721	20114831	JANET
PAUL MAGANSA		072690833	22349916	
SAUM HAJI HAMISI		0717706185	38832688	
TOD KATEMBO		0717180793	29451329	
BARAKA TOVA		0769333623	35342296	
CAROLINE ATIENO HAWA		0716371610	24738164	
OMALI M WACHOFI		0725648677	2275571	
RUKIA MOHAMMED MUSATSI		0729204248	20247129	RUKIA
RIHI ABDALLA DORUS MUYI		0720810253	3226383 22672483	

TAITA TAVETA COUNTY  
 P.O. BOX 168 ROZOO  
 V.O.I  
 DATE 15th Sept 2020  
 SENATE OFFICE

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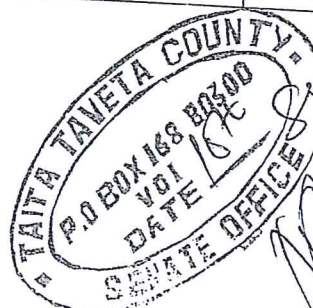
NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
BRACE KOLE	Box 1074 WUNDAWI	0727 919090	0154629	
SAD MWALUMIA NDOLONGA		07274630 93	32433921	
IDI NDOLONGA KITATU		07157634 11	32125921	
FATUMA CHAO		—	823275	FATUMA
WILLY MBINGA MUSIKU		0725 638 638	1198632	
IDI NDOLONGA		0791811450	37368905	
" BERTA WAKUVA	"	0792659708	12546190	
SAD MWASARU		192 0792493	39229836	
JUMA IDI KALELA		0732360 314	2522769	
EUMICE WANJOE KERA		0719307606	13710409	
Mwanaisha Kalela		0729963325	23937658	



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SIGNED:

NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
FRIDAH MUNITH		071457522	23496001	
SAMSON NOOR		0713969386	0976826	
DORIS KINYODA		0725797119	11312523	
MARIAM SAMSON		0795960926	38022761	
SENION NOOR		0790752558	36801583	
ERICK ANYAMBA		0721878602	23177400	
MARGARET WAKESHO		0710437289	25510640	
ABIGAIL WAWUDA		0702618711	3952025	
ELIZABETH M KIMBAJA		07116787633	23686332	
DAVID T LENTANYA		071792672	13047351	
ROSS MWAWASI		0718591969	22474555	



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SIGNED:

NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
JOTHAM MBELE Bakari Ali		0701 667006	11655791	<i>[Signature]</i>
Bakari Ali		0714542677	22767881	<i>[Signature]</i>
Cheril Dure		0758370180	27645691	<i>[Signature]</i>
Miriam Nyen Kwas		0726596051	28529394	<i>[Signature]</i>
Dain Mbatia Matus		072229840	3621843	<i>[Signature]</i>
Susan Gatloni gathon		072217605	5160417	<i>[Signature]</i>
"	"	"	"	"
MORINE ODHIAMBO		0752881170	30141263	<i>[Signature]</i>
BERTIL AKINTI		0729111985	30942286	<i>[Signature]</i>
ROSE WATOWE POISA.		0716369853	3954940	Rose
FUNIA VIOLEN Gwigo		0757553720	32147328	<i>[Signature]</i>
ERICK MWACHOFI MWATAME		0723 443 497	27455864	<i>[Signature]</i>

TAITA TAVETA COUNTY  
 P.O. BOX 168 BONGOB  
 401  
 DATE 10<sup>th</sup> Sept 2020  
 SENATE DEPT 220  
*[Signature]*



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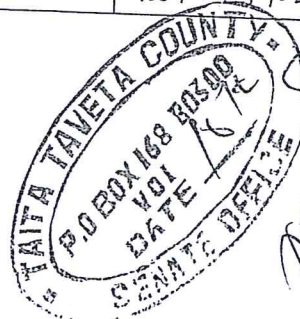
NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
JOHN ONYANGO ONGOSHI		0707462170	0029808	
Xrone bululu mwachofi		0722174146	14511324	
KLOYS MWAKIND MWAMPI		0726313909	0151943	
RAJIB IDDI NDORONGA		0797073334	2277453	
ASHA NDORONGA MWAKE		0729977227	3271888	
NDAWILO ROSENAH KIONGO		0703769401	5404539	
"	"	"	"	"
Victor Mlele		0706589708	32610677	
ROBERT MWAKEMI MICHISARA		0706660244	22445188	
MARY MLWANI		07118435	24355588	
Edipa ACHIRAI G		076874928	37435878	
JONES Kimonyo		0742866107	13824937	

TAITA TAVETA COUNTY  
 P.O. BOX 168 MOMBASA  
 DATE / /  
 SENATE OFFICE  
 2020

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SIGNED:

NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
MARY MKADABA		0702801900	31625554	
Janet muabara		0707432150	21941513	Jm
VIOLEI MULAKIREI		07587612109	36207504	
Hamisi K Mutanda		074667000	33963713	
ZAHAF C. OMAR		07050638 30	27596260	Zahaf
ASUA ASUA		0711226516	24093502	AR
"	"	"	"	"
SAM MASUDI		—	2272291	Sam
JERALO MKOJI		0795327968	30588618	
DICKSON LOKI		0791211925	32253979	
LOKI TOMTISI		0745746693	8812749	
STEPHEN MGHANGA		0727-977558	11310928	



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SIGNED:

NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
BEATRICE MWASIME		0712-502562	25497520	
DORAH KINA M2020		0727452985	27561185	
FREDICK NJUMWA Mwasime		0728291046	21609334	
RACHAL NJUMWA		0714284179	23888923	
PHILIP STERMAKAI		0700653380	27487632	
VILLANCE BANATI		0710645518	29624178	
"	"	076985722	"	
JOSIA MWAMBUU	P.O. VOI	077634509	26119828	
DISHA DYGU		0727674668	9123779	
BEATRICE MWAMBUU		0727544266	8457460	
LILIAN MWAMBUU		0702905560	2849510 284595	
JOEL NJORE		0701029428	28527825	

TAITA TAVETA COUNTY  
 P.O. BOX 168 B0300  
 VOI  
 DATE 16/11/2020  
 SENATE DEPUTY CLERK

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SIGNED:

NAME	ADDRESS	MOBILE NUMBER	IDENTITY CARD NUMBER	SIGNATURE
MSULIA SCOLA		070266022	3701226	<i>MS</i>
MWANAINI M. WANTIKA		070662370	25004487	<i>ML</i>
ZAINABU MUKALAMA		—	2275478	<i>Zainabu</i>
Juma Selim		0725142624	10754934	<i>JS</i>
SAUMU BAGA NYUKA		0714831884	26958567	<i>BS</i>
Easter Kuki		072563653	2272271	<i>EK</i>
SAUMU MBETI		0703644134	34015457	<i>SM</i>
SALIM MWANGUO		0111643357	39239170	<i>SM</i>
ANISA R. NZAU		0910593550	5384510	<i>AN</i>
ABDULMANAN KATIRO		0712260025	1559215	<i>AK</i>
Beatrice Mwakibili		0798179698	8523612	<i>BM</i>

TAITA TAVETA COUNTY  
 P.O BOX 168 ROSKE  
 VOI  
 DATE 16/10/2020  
 OFFICE  
*mg*