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Rt. Hon. Speaker
You may approve for
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Sgh.
22/11/24



REPUBLIC OF KENYA
THE NATIONAL ASSEMBLY


THIRTEENTH PARLIAMENT - THIRD SESSION - 2024
PUBLIC PETITIONS COMMITTEE

PARLIAMENT
OF KENYA
LIBRARY

REPORT ON-

CONSIDERATION OF PUBLIC PETITION NO.31 OF 2023 REGARDING A REVIEW OF
BOUNDARIES OF THE TANA DELTA IRRIGATION PROJECT BY HON. ALI WARIO, MP

NOVEMBER 2024

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 27 NOV 2024	
DAY: Wednesday	
TABLED BY:	Hon. Nimrod Mbai (chairperson)
CLERK-AT THE-TABLE:	Lomale

Directorate of Legislative and Procedural Services
Clerk's Chambers
Parliament Buildings
NAIROBI

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CHAIRPERSON'S FORWARD

On behalf of the Public Petitions Committee and pursuant to provisions of Standing Order 227, it is my pleasant privilege and honour to present to this House the Report of the Committee on the consideration of Public Petition No.31 Of 2023 regarding Review of Boundaries of the Tana Delta Irrigation Project. The Petition was presented on Tuesday, 13th June 2023 by the Hon. Ali Wario, MP on behalf of the residents of Garsen Constituency in accordance with Standing Order 225(2)(a).

The Petitioners prayed that the National Assembly, through the Public Petitions Committee engages the Tana and Athi Rivers Development Authority (TARDA) to review the boundaries of the land managed by the Tana Delta Irrigation Project and ensure the residents are comprehensively involved in the process.

In considering the Petition, the Committee engaged the Petitioner, the County Government of Tana River, and Ministry of EAC and ASAL. Upon considering the petition, the Committee noted the public and national interest of the project and observed that such a review will be economically unsustainable as TARDA has invested Kshs 6 billion on the project.

In response to the prayers sought by the Petitioners, the Committee recommends that the National Land Commission undertakes a survey of any community land within the Tana Delta and if there were any historical injustices occasioned to the community upon the issuance of allotment in 1987 and grant of LR No. 152049 to TARDA. Further, TARDA undertakes an extensive periodic and continuous public participation exercise on the project design and implementation to sensitize the community on the phases of the project and its impact to the community and the county.

The Committee expresses appreciation to the Offices of the Speaker and Clerk of the National Assembly for providing guidance and necessary technical support during the discharge of its duties. The Chairperson extends gratitude to the Committee Members for their devotion and commitment to duty throughout the consideration of the petition.

On behalf of the Committee and pursuant to the provisions of Standing Order 199, I now wish to lay the Report on the Table of the House.


HON. NIMROD MBITHUKA MBAI, M.P.
CHAIRPERSON, PUBLIC PETITIONS COMMITTEE

Date.....20/11/2024.....

PART ONE

PREFACE

1.1 Establishment and Mandate of the Committee

The Public Petitions Committee is established under the provisions of Standing Order 208A with the following terms of reference:

- a) considering all public petitions tabled in the House;
- b) making such recommendations as may be appropriate with respect to the prayers sought in the petitions;
- c) recommending whether the findings arising from consideration of a petition should be debated; and
- d) advising the House and reporting on all public petitions committed to it.