



*Paper Laid
By Hon. Sabite Choge,
Chairperson, Departmental
Committee on Education.
M/S/ki
31/10/13*

**REPUBLIC OF KENYA
MINISTRY OF EDUCATION, SCIENCE AND TECHNOLOGY**

**REQUEST FOR A STATEMENT REGARDING THE EXPULSION/SUSPENSION
OF KENYATTA UNIVERSITY STUDENTS AS A RESULT OF STUDENTS
RIOTS ON 15TH MARCH 2013**

Madam, Chair,

Following the notification of the meeting with this committee by the Leader of the Majority vide his letter referenced ML/NA/VOL.1/2013/3 dated 24th September, 2013, a brief report on progress on the expulsion/suspension of Kenyatta University students as a result of students riots on 15th March, 2013. Therefore I wish to present the report pointing out the specific issues raised as follows:

1.0 IEBC REQUEST TO USE KENYATTA UNIVERSITY FACILITIES

The Independent Electoral and Boundaries Commission (IEBC) vide a letter dated 2nd January 2013 and our responses dated 17th January and 18th February, 2013 respectively requested the use of Kenyatta University facilities for the following purposes:

- i. Training of the Electoral Officers and other personnel involved in the Election exercise.
- ii. Simulation of the Electoral Process.
- iii. A Tallying Centre for Roysambu Constituency.

N/B Request letter attached as Doc. A



Subsequently, Kenyatta University Management approved the request and five (5) rooms were allocated to them at the Business Students Services Centre (BSSC).

The Electoral body moved into the Campus on 22nd February, 2013 and chose **BSSC Rm14** for storage of their Electoral Materials and Equipments, the Amphitheatre for Tallying of votes and the other rooms as offices. Consequently, a notice written "**Out of Bounds**" was fixed on the door of Room 14 which served as a store for the Election Materials.

TO OBSERVE:

- i. Both the Training and Simulation undertaken prior to the elections and the tallying of all votes, including Presidential votes were done smoothly.
- ii. After the conclusion of the Tallying Exercise, IEBC handed back to the University all the rooms except Room 14 which had served as a store for Electoral materials and equipment.
- iii. They explained to the University that they had to organize for transport from the IEBC headquarters to pick the materials and the process could take some time. The University obliged.

2.0 BACKGROUND TO THE EVENTS OF FRIDAY 15TH MARCH 2013

- i. On 15th of March, 2013 about 10 days after the conclusion of the entire election exercise, **the Roysambu Returning officer Ms. Maureen Kareri Oraro** and her staff arrived in Kenyatta University at 10.00 a.m to pick the Electoral Materials they had left behind in Room 14. She explained the delay was due to unavailability of transport from the headquarters.
- ii. When IEBC officials were cited at the centre, rumours started circulating among the students fraternity from as early as 12.30 pm

that **Presidential Results were being tempered with at BSSC Room 14.**

- iii. These rumours were intensified through the use of social media platforms.
- iv. The rumours intensified after 5.00p.m. and later students went on rampage, broke the door of Room 14, stole IEBC equipment/materials and burnt IEBC vehicle. They destroyed university property, looted and stole goods at the Business Centre and the Nyayo Kitchen. The destruction went on until the early morning of 16th March 2013. The cost of the damage to the University was Ksh.1,957,462/=

3.0 UNIVERSITY INVESTIGATIONS

It is therefore against this background that the Vice-Chancellor formed a Committee on 18th March 2013 to.

- Investigate what led to the occurrence.
- Determine the extent and cost of the damage to the University property.
- Identify those involved in the disturbances and spreading rumours.
- And finally recommend way forward in relation to the incidence and those involved.

In order to unravel the circumstances of this incidence, the Committee used the following methodology,

METHODOLOGY

- i. Video Clips were sought from the media. From the video clips, committee was able to identify the students actively involved.
- Interrogation of the Social media platforms ie twitter and face book accounts of students. Through this the Committee was able to identify those spreading rumours and inciting others.

- Information from Kenyatta University Security networks.
 - Finally we interviewed IEBC staff, Kenyatta University staff and students who had witnessed the events as they unfolded.
 - Interview students who witnessed the destruction of university property.
- ii. The Committee thoroughly interrogated all the above sources and narrowed the culprits to thirty five (35) students.
 - iii. The thirty five (35) students mentioned in the course of the above interrogations were invited to appear before the Committee for further investigations on 25th, 26th, 29th and 30th April 2013. And continued on 6th, 16th May and 26th June 2013.
 - iv. Following the above investigations, nineteen (19) students out of initial thirty five (35) whom the Committee felt had a case to answer were recommended to appear before the **“Students Disciplinary Committee”** to answer charges leveled against them.
 - v. The students Disciplinary Committee met on 7th and 8th August, 2013.

4.0 DISCIPLINARY PROCEEDINGS

Students Disciplinary matters in the University are handled by a committee referred to as

“Students Disciplinary Committee (SDC) which is a Senate Committee. The Committee is chaired by the Deputy Vice-Chancellor (Academic) Senate is one of the “Governing Organs” of the University as provided for in statutes XXVIII.

The Students Disciplinary Committee has the following mandate:

- i) To consider all matters of disciplinary nature affecting students, and to report to the Senate the action taken, provided that the disciplined students may appeal to the Vice-Chancellor.

ii) To recommend to the Senate serious disciplinary cases that may require suspension or expulsion.

iii) To formulate and review, from time to time, the code of conduct of University students.

4.1 COMPOSITION OF DISCIPLINARY PROCEEDINGS

The composition of the Disciplinary panels varies for individual students depending on their degree courses.

4.2 DETAILS OF DISCIPLINARY PROCEEDINGS

N/B: All details of the Disciplinary proceedings forwarded as an attachment. (Doc B)

5.0 STUDENTS RIGHT TO APPEAL

As provided for by the University statutes, the affected students have a right to appeal to the Vice Chancellor against the decision of the Disciplinary committee

6.0 OUTCOME OF POLICE INVESTIGATIONS

Other than the explanation given by the police spokesperson on the same on television on 15th March, 2013 the University is not privy to any other information.

**DR. BELIO R. KIPSANG
PRINCIPAL SECRETARY**

SUMMARY OF THE DISCIPLINARY COMMITTEE

S.NO	REG NO.	NAME	DEGREE COURSE	YEAR OF STUDY	FOUND GUILTY OF:	ADDRESS	VERDICT
1	N36/2773/10	<u>Oluch Dan Owino</u>	Bachelor of Environmental Planning & Management	3 rd year	<ul style="list-style-type: none"> ➤ Causing of mayhem that led to damage of the University property. ➤ Being in possession of stolen Independence Electoral and Boundaries Commission (IEBC) jacket and election materials ➤ Burning of IEBC car ➤ Putting the University in bad light by addressing the press. ➤ Coordinating an outsider's movement within the University 	P.O Box 61-40607 UKWALA	Expelled (Unanimous)
2	C01/0267/10	Otieno Timothy Odeny	Bachelor of Arts	3 rd year	<ul style="list-style-type: none"> ➤ Causing disturbances within the University that led to damage of University property. ➤ Breaking into Nyayo kitchen, stealing food and distributing to other students. 	P.O Box 81-40305 MBITA	Suspended for (4) Semesters (Unanimous)
3	C01/0008/10	Odero Anyango Beatrice	Bachelor of Arts	3 rd year	<ul style="list-style-type: none"> ➤ Causing mayhem within the University that led to damage of University property. ➤ Inviting an outsider to the University compound without permission. 	P.O Box 29-40401 SORI KARUGU	Suspended for (4) Semesters (Unanimous)
4	M109/3228/10	Okore Geoffrey Adero	Bachelor of Arts(Theatre Arts & Film Technology)	3 rd year	<ul style="list-style-type: none"> ➤ Mobilizing students at the Business and Students' Service Centre(BSSC) that led to mayhem and damage of the University property 	P.O Box 25-40105 MASENO	Suspended for (3) Semesters (Unanimous)

5	C01S/12108/08	Onyango Collins Otiemo	Bachelor of Arts	3 rd year	<ul style="list-style-type: none"> ➤ Inciting students to cause mayhem by posting messages on facebook and updating them on the events as they unfold at the University BSSC. ➤ Causing mayhem within the University that led to damage of the University property. ➤ Stealing food from Nyayo Kitchen. ➤ Stealing a computer monitor and Keyboard and ferrying the to Kiwanja Village.(KM) 	P.O Box 43417-80100 MOMBASA	Suspended for (3) Semesters (Unanimous)
6	F30/1084/10	Wasonga Hilary Amolo	Bsc. Nursing	3 rd year	<ul style="list-style-type: none"> ➤ Causing disturbances that led to damage of the University property. ➤ Displaying ballot papers to the media houses. 	P.O Box 93 SARE-AWENDO	Suspended for (2) Semesters (Unanimous)
7	Q131/4047/10	George Kamau Mathai	Bachelor of Health Service Management	3 rd year	<ul style="list-style-type: none"> ➤ Causing Mayhem in the University that led to damage of University properties ➤ Being in possession of Independent Electoral & Boundaries Commission (IEBC) election ballot booklets and distributing to other students. 	P.O Box 8910-00300 NAIROBI	Suspended For (2) Semesters (Unanimous)
8	L95S/9572/07	Olweny Steve Rundu	Bachelor of Laws	4 th year	<ul style="list-style-type: none"> ➤ Causing mayhem within the University that led to damage of University property. ➤ Inciting other students through careless utterances. ➤ Addressing the media inside the University without permission 	P.O Box 87-40404 RONGO	Suspended for (2) Semesters (Unanimous)
9	D33/1093/09	Ogweno Arthur Noel	B.Com	4 th year	<ul style="list-style-type: none"> ➤ Causing mayhem within the University that resulted in destruction of University property. ➤ Mobilizing students at the Students Business & Service 	P.O Box 254-40222 OYUGIS	Suspended for (2) Semesters (Unanimous)

10	I20/2899/10	Omondi Ochieng Jilali	Bachelor of Science	3 rd year	<ul style="list-style-type: none"> ➤ Blowing a "Vuvuzela" inside the university in breach of the University regulation creating unreasonable noise. ➤ Inciting and mobilizing students to cause mayhem within the University that led to damage of University property. ➤ Coordinating the activities of an outsider within the University without permission. 	P.O Box 41-40101 AWASI	Suspended for (2) Semesters (Unanimous)
11	I72/05791/11	Odhiambo Justus Onyango	Bsc Biochem	2 nd year	<ul style="list-style-type: none"> ➤ Causing disturbances that led to the damage of University property. ➤ Handling stolen property, an Independent Electoral & Boundaries Commission (IEBC) jacket 	P.O Box 144-40403 NAIROBI	Suspended for (2) Semesters (Unanimous)
12	F30/1018/09	Owino Washington	Bsc. Nursing	4 th year	<ul style="list-style-type: none"> ➤ Sending messages to fellow students asking them to converge at the BSSC ➤ Composing and sending to fellow students inciting messages (SMS) entitled "T cry democracy" that led to damage of the University property. 	P.O Box 59-40222 OYUGIS	Suspended for (2) Semesters (Unanimous)
13	H89/2903/09	Okal A Michael	Bachelor of Science (Community Resource Management)	4 th year	<ul style="list-style-type: none"> ➤ Participated in the students' disturbances of March 15th 2013 by vandalizing the walkthrough machines in NyayoZone. 	P.O Box 17-40132 RABOUR VIA KISUMU	Suspended for (2) Semesters (Unanimous)
14	I17S/11021/09	Anjejo Meshack Okoth		4 th year	<ul style="list-style-type: none"> ➤ Participated in the students' disturbances of 15th March, 202 at Kenyatta University Business and Students' Service Centre (BSSC) by mobilizing students to cause mayhem that led to damage of University 	P.O Box 98-00300 NAIROBI	Suspended for (2) Semesters (Unanimous)

15	K24/1744/08	Waore Collins Matengo	Bachelor of Economics & Statistics	3 rd year	property	P.O Box 38-40400 SUNA	Suspended For (1) Semester (Unanimous)
16	D33S/9684/08	Owuor Mark Odongo	B.Com	4 th year	<ul style="list-style-type: none"> ➤ Causing mayhem within the University that led to damage of university property ➤ Causing mayhem within the University that resulted in destruction of university property ➤ Stealing food from new Nyayo kitchen ➤ Being in possession of independent Electoral & Boundaries commission (IEBC) ballot papers and jackets 	P.O Box 214-40300 HOMABAY	Suspended for (1) Semester (Unanimous)
17	E35/1500/10	Omukoba K. Sylvester	Bachelor of Education Arts		<ul style="list-style-type: none"> ➤ Participate in students' disturbances of 15th March 2013 which led to damage of University property. 	P.O Box 161-50101 BUTERE	Strongly Warned
18	N39/1405/09	Okello Amon Otieno	B. Environmental (Community Development)		<ul style="list-style-type: none"> ➤ Participated in students' disturbances of 15th March 201 which led to damage of the University property. 	P.O Box 1973-40100 KISUMU	Strongly Warned
19	E35/5241/11	Luke Odongo	Bachelor of Education -Arts				Deferred on health grounds