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PARLIAMENT OF KENYA

THIRTEENTH PARLIAMENT – SECOND SESSION

JOINT COMMITTEE OF THE NATIONAL ASSEMBLY DEPARTMENTAL  
COMMITTEE ON ADMINISTRATION AND INTERNAL SECURITY AND THE  
SENATE STANDING COMMITTEE ON NATIONAL SECURITY, DEFENCE &  
FOREIGN RELATIONS

REPORT ON  
CONSIDERATION OF THE REQUEST FOR APPROVAL BY PARLIAMENT OF  
DEPLOYMENT OF OFFICERS OF THE NATIONAL POLICE SERVICE TO THE  
MULTINATIONAL SECURITY SUPPORT (MSS) MISSION FOR HAITI

 THE NATIONAL ASSEMBLY PAPERS LAYD	
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TABLED BY:	Chairperson - Departmental Committee on Administration & Internal Security - (Hon. Gabriel Tong'oro, MP)
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## ABBREVIATIONS AND ACRONYMS

ACP	-	African, Caribbean and Pacific Group of States
AU	-	African Union
ATMIS	-	African Union Transition Mission in Somalia
CARICOM	-	Caribbean Communities and Common Markets
CS	-	Cabinet Secretary
DRC	-	Democratic Republic of Congo
EACRF	-	East African Regional Force in DRC
FPU	-	Formed Police Unit
HNP	-	Haiti National Police
MONUA	-	UN Observer Mission in Angola
MNF	-	Multinational Forces
MSS	-	Multinational Security Support Mission
NPS	-	National Police Service
NSC	-	National Security Council
ONSA	-	Office of the National Security Adviser
R2P	-	Responsibility to Protect
SCR	-	Security Council Resolution
UN	-	United Nations
US	-	United States
UNCRO	-	United Nations Confidence Restoration Operation in Croatia
UNMIBH	-	United Nations Mission in Bosnia & Herzegovina
UNMIK	-	United Nations Mission in Kosovo
UNAMSIL	-	United Nations Observer Mission in Sierra Leone
UNPREDEP	-	United Nations Preventive Deployment Force in Croatia
UNPROFOR	-	United Nations Protection Force
UNPSG	-	United Nations Civilian Police Support Group in Croatia
UNSC	-	United Nations Security Council
UNSG	-	United Nations Secretary General
UNTAES	-	United Nations Transition Authority in Eastern Slavonia
UNTAET	-	United Nations Transitional Administration in East Timor
UNTAC	-	United Nations Transitional Authority in Cambodia
UNTAG	-	United Nations Transitional Assistance Group in Namibia

## LIST OF ANNEXURES

- Annex I** - Report Adoption List
- Annex II** - Minutes of the Joint Sitings
- Annex III** - Letters from the Cabinet Secretary, Ministry of Interior and National Administration transmitting the request for approval by Parliament of the deployment of officers of the National Police Service to the MSS Mission for Haiti to the Speakers
- Annex IV** - Communication from the Speaker of the National Assembly dated 25<sup>th</sup> October, 2023
- Annex V** - Communication from the Speaker of the Senate dated 31<sup>st</sup> October, 2023
- Annex VI** - Copy of the advertisement in local dailies on Thursday, 2<sup>nd</sup> November, 2023
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- Annex VIII** - UN Security Council Resolution No. 2699 of 2023 dated 2<sup>nd</sup> October, 2023



## CHAIRPERSONS' FOREWORD

Article 240(8)(a) of the Constitution provides that the National Security Council with the approval of Parliament may deploy national forces of Kenya for regional or international peace support operations, or other support operations and approve the deployment of foreign forces in Kenya.

The Cabinet Secretary, Ministry of Interior and National Administration by a letter dated 19th October, 2023, transmitted a Message from the National Security Council to the Speaker of the National Assembly and Speaker of the Senate seeking approval by Parliament for deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti pursuant to Article 240 (8)(a).

In the Message, the Cabinet Secretary indicated that on 13<sup>th</sup> October, 2023 the National Security Council considered and approved a Memorandum from the Cabinet Secretary and the Attorney General for the proposed deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti.

Following receipt of the request, at a sitting of the National Assembly held on Wednesday, 25<sup>th</sup> October, 2023, the Speaker of the National Assembly pursuant to standing order 42(4) of the National Assembly Standing Orders conveyed the Message to the House and subsequently referred the Request to the National Assembly Departmental Committee on Administration and Internal Security for consideration. The Committee was required to consider the Memorandum jointly with the relevant Committee of the Senate.

Similarly, at a sitting of the Senate held on Tuesday, 31<sup>st</sup> October, 2023, the Speaker of the Senate referred the matter to the Senate Standing Committee on National Security, Defence and Foreign Relations for consideration.

Consequently, in fulfilment of the provisions of Article 118 of the Constitution, the Committees jointly placed an advertisement in the print media on Thursday, 2<sup>nd</sup> November, 2023 inviting the public to submit memoranda on the matter for approval by Parliament of the deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti. The advertisement indicated that the submissions were to be received by Thursday, 9<sup>th</sup> November, 2023 at 5.00 pm.

The Committees received one memorandum from the Mau Mau War Veterans Association by close of the submission deadline. The Association proposed that prior to the deployment of the officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti, there was a need for a national prayer day to be held at Uhuru Gardens and an elaborate security plan.

The Committees met with the Cabinet Secretary, Ministry of Interior and National Administration and the Inspector-General, National Police Service on Thursday, 9<sup>th</sup> November, 2023 during which the Cabinet Secretary made submissions on the request.

Having considered the request, the Committees **recommend that Parliament approves** the National Security Council's proposed deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti pursuant to Article 240(8)(a) of the Constitution of Kenya.

However, pursuant to National Assembly Standing Order 199(5) and (6), the Hon. Peter Kaluma, MP, a Member of the National Assembly's Departmental Committee on Administration and Internal Security registered a dissenting opinion.

I wish to thank Members of the Committees for their input, valuable contributions and time during the consideration of the request and writing of the report. I also wish to thank the Office Speaker of the National Assembly, Office of the Speaker of the Senate and Offices of the Clerks of the two Houses for the technical support accorded to Committees during the consideration of the request.

**Hon. Gabriel Tongoyo, MP**  
**Chairperson, National**  
**Assembly Departmental**  
**Committee on Administration**  
**and Internal Security**

**Sen. William Cheptumo,**  
**CBS, MP**  
**Chairperson, Standing**  
**Committee on National**  
**Security, Defence and Foreign**  
**Relations**



## CHAPTER ONE

### 1.0 PREFACE

#### 1.1 Establishment and Mandate of the Committees

1. The Departmental Committee on Administration and Internal Security of the National Assembly is established under standing order 216 of the National Assembly Standing Orders and is mandated to consider home affairs, internal security including police services and coast guard services, public administration, immigration and citizenship.
2. The Senate Standing Committee on National Security, Defence and Foreign Relations is established under standing order 228 (1) of the Senate Standing Orders and is mandated to consider all matters relating to national security and foreign relations, disaster reduction and preparedness, home affairs, defence, immigration and international relations.

#### 1.2 Committees' Membership

3. The Departmental Committee on Administration and Internal Security comprises of the following Members-

Hon. Gabriel Tongoyo, MP – **Chairperson**  
Narok West Constituency

Hon. Col (Rtd) Dido Rasso, MBS, MP - **Vice Chairperson**  
Saku Constituency

Hon. Kaluma George Peter, MP  
Homa Bay Town Constituency

Hon. Protus Ewesit Akujah, MP  
Loima Constituency

Hon. Aduma Owuor, MP  
Nyakach Constituency

Hon. Rozaah Akinyi Buyu, MP  
Kisumu West Constituency

Hon. Fred C. Kapondi, MP  
Mt. Elgon Constituency

Hon. Caroline Ng'elechei, MP  
Elgeyo-Marakwet County

Hon. Liza Chepkorir Chelule, M  
Nakuru County

Hon. Fatuma Jehow, MP  
Wajir County

Hon. Sarah Paulata Korere, MP  
Laikipia North Constituency

Hon. Francis Sigei, EBS, MP  
Sotik Constituency

Hon. Oku Kaunya, MP  
Teso North Constituency

Hon. Hussein Weytan Mohammed, MP  
Mandera East Constituency

Hon. Mburu Kahangara  
MP for Lari Constituency

4. The Senate Standing Committee on National Security, Defence and Foreign Relations comprises of the following Members-

Sen. William Cheptumo, CBS, MP - **Chairperson**  
Senator for Baringo County

Sen. Karen Nyamu, MP- **Vice Chairperson**  
Nominated Senator

Sen. Fatuma Dullo, CBS, MP  
Senator for Isiolo County

Sen. (Prof.) Tom Ojienda, SC, MP  
Senator for Kisumu County

Sen. Abdul Haji, EGH  
Senator for Garissa

Sen. Lenku Ole Seki Kanar, MP  
Senator for Kajiado County

Sen. Julius Murgor Recha, MP  
Senator for West Pokot County

Sen. George Mbugua, MP  
Nominated Senator

Sen. Joseph Githuku Kamau, MP  
Senator for Lamu County

### 1.3 Committee Secretariat

5. The Committee secretariat consist of the following:

Mr. Philip Lekarkar	Clerk assistant I (National Assembly)
Ms. Carol Kirorei	Clerk Assistant I (Senate)
Mr. Khatib Omar	Clerk Assistant III (Senate)
Mr. Gideon Kikoech	Clerk Assistant III (National Assembly)
Mr. Bernard Njeru	Clerk Assistant III (National Assembly)
Ms. Clarah Kimeli	Principal Legal Counsel II (National Assembly)
Mr. Gilbert Juma	Legal Counsel II (Senate)
Ms. Christine Mwaura	Legal Counsel II (Senate)
Ms. Lorna Okatch	Research Officer II (Senate)
Ms. Janice Lekuton	Research Officer III (Senate)
Ms. Delvin Onyancha	Research Officer III (National Assembly)
Mr. Jack Lemeteki	Media Relations III (Senate)
Ms. Juliet Masinde	Media Relations III (National Assembly)
Mr. Charles Oyosi	Audio Officer (Senate)
Ms. Mercylyn Kerubo	Audio Officer (National Assembly)
Mr. Mohamed Said	Serjeant-At-Arms (National Assembly)
Mr. Ian Mugo	Intern, Serjeant-At-Arms (Senate)
Ms. Victoria Wanjiku	Intern, Clerk Assistant (National Assembly)



## CHAPTER TWO

### 2.0 BACKGROUND

#### 2.1 Message from the National Security Council to Parliament

6. The Cabinet Secretary, Ministry of Interior and National Administration on 19th October, 2023, transmitted a Message from the National Security Council to the Speaker of the National Assembly and the Speaker of the Senate seeking approval by Parliament for deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti pursuant to Article 240 (8)(a). (**Annex III**)
7. In the Message, the Cabinet Secretary indicated that on 13<sup>th</sup> October, 2023, the National Security Council (NSC) considered and approved a Memorandum from the Cabinet Secretary and the Attorney General for the proposed deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti.
8. The officers are to be deployed in phases for an initial period of twelve (12) months following the adoption of the resolution, to be reviewed nine (9) months thereafter.
9. The cost of the Mission will be borne by the United Nations (UN) in strict compliance with international law, including, international human rights law, as applicable, to support the efforts of the Haitian National Police to re-establish security.

#### 2.2 Referral of the Message to the Committees

10. The Speaker of the National Assembly, pursuant to standing order 42(4) conveyed a Message to the National Assembly on Wednesday, 25<sup>th</sup> October, 2023, on the request for deployment of officers of the National Police Service and subsequently referred the request to the National Assembly's Departmental Committee on Administration and Internal Security for consideration. The Committee was required to consider the request jointly with the relevant Committee of the Senate. (**Annex IV**)
11. Similarly, at a sitting of the Senate held on Tuesday, 31<sup>st</sup> October, 2023, the Speaker of the Senate referred the matter to the Senate Standing Committee on National Security, Defence and Foreign Relations for consideration. (**Annex V**).

#### 2.3 Public Participation undertaken by the Committees

12. Pursuant to Article 118 of the Constitution, the Committees jointly placed an advertisement in the print media on Thursday, 2<sup>nd</sup> November, 2023 inviting the public to submit memoranda on the request for approval by Parliament of the deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti. The advertisement indicated that the submissions were to be received by Thursday 9<sup>th</sup> November, 2023 at 5.00 pm. (**Annex VI**).
13. The Committees received one (1) memorandum from the Mau Mau War Veterans Association by close of the deadline for submission. In the memorandum, the Mau Mau War Veterans Association proposed that prior to the deployment of the officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti, there was a need for a national prayer day to be held at Uhuru Gardens and an elaborate security plan. (**Annex VII**).
14. With regard to submissions from the Mau Mau War Veterans Association, the Committees are of the view that prayers for the officers to be deployed is a prerogative of the NPS since they



have their own chaplaincy mechanisms.

### **CHAPTER THREE**

#### **3.0 CONSIDERATION OF THE REQUEST**

##### **3.1 Security Situation in Haiti**

15. Haiti is a Caribbean country that shares the island of Hispaniola with the Dominican Republic to its east. The people of Haiti are predominantly descendants of African origin. The country gained its independence from France in 1804.
16. Over the years, Haiti has faced economic, political and social difficulties. After the assassination of the President of Haiti, Jovenel Moise, in July, 2021, the Prime Minister became the acting President. The security situation has deteriorated due to gang activities amid protracted political impasse and humanitarian crisis.
17. In an attempt to bring normalcy to the country, the Haitian Prime Minister has engaged different strategies to mitigate the situation. In October 2022, Haiti made a request to the United Nations Secretary General for the deployment of a Multinational Force (MNF) to help the Haiti National Police restore law and order.
18. The request by Haiti was then placed before the President of the United Nations Security Council (UNSC).

##### **3.2 Request by the United Nations Security Council to the Government of Kenya**

19. The Prime Minister of Haiti, with the concurrence of the Council of Ministers addressed a letter to the UN Secretary General on 9<sup>th</sup> October, 2022 through which it requested the deployment of a specialized armed force to Haiti.
20. On 10<sup>th</sup> October, 2022, the UN Secretary General made a proposal to the United Nations Security Council (UNSC) in which several options were proposed among them a short term response consisting of deployment of a rapid action force to support Haiti National Police, by one or several Member States.
21. In June, 2023, the United Nations secretariat issued a non-paper outlining possible parameters of deploying a non-UN force under Chapter VII of the UN Charter by one or several Member States at the invitation of, and in cooperation with the Government of Haiti, to support Haiti National Police's fight against armed gangs.
22. In a letter dated 7<sup>th</sup> June, 2023, addressed to the United Nations Secretary General highlighting the security situation in Haiti, the Prime Minister reiterated the urgent need for a specialized international force in support of the Haitian security forces.

##### **3.3 Consideration of the Request of the United Nations Security Council by the Government of Kenya**

23. On 29<sup>th</sup> July, 2023, the Government of Kenya positively considered leading a multinational mission upon the appeal by the UN Secretary General and the unanimous encouragement of security support to Haiti by the Security Council in Resolution 2692 (2023).
24. In line with Security Council Resolution (SCR) 2692 (2023), the UN Secretary General made a proposal to the UNSC, on 14<sup>th</sup> August, 2023, outlining options by which the UN can provide enhanced support in response to the security situation in Haiti.



25. Following the consultations between a number of stakeholders and friends of Haiti, a multiagency team from Kenya comprising of senior officials from Ministry of Foreign and Diaspora Affairs, Ministry of Interior and National Administration, Ministry of Defence, Office of the National Security Advisor and Office of the Attorney General carried out an assessment mission from 16<sup>th</sup> to 27<sup>th</sup> August, 2023.
26. On 18<sup>th</sup> August, 2023, the multi-agency team received a security brief from Kenya Mission to the UN, the US Mission to the UN, Friends of Haiti including Canada, Rwanda, Bahamas, European Union, France, Gabon, Brazil, Ghana, Guyana, Mozambique and many more.
27. The multi-agency team was briefed on the politics of Haiti. It was informed that Haiti is a Republic comprising of a semi-presidential system of governance where the President is the Head of State while the Prime Minister is the Head of Government. Further, it was informed that there is no legislature. In addition, there is no local council as their term expired in 2020.
28. With regard to the judicial system in Haiti, the multi-agency team was briefed that the Supreme Court of Haiti is inadequately constituted, the judicial system is corrupt, judges receive threats from gangs, court records are poorly maintained and accountability mechanisms are low.
29. On the current situation in Haiti, the Mission indicated that gang related violence has continued to escalate resulting in killings, injuries, burning, kidnapping, disappearances, restriction on movement, as well as incidences of rape. There is also an increase in destruction of property and displacement of persons.
30. From 20<sup>th</sup> to 22<sup>nd</sup> August, 2023 a multi-agency team travelled to Haiti and held meetings with the following key stakeholders: the Prime Minister; the Rt. Hon. Ariel Henry and his Cabinet; the High Transition Council and senior officers of the Haiti National Police; Members of the National Security Council; Diplomatic Corps in Haiti; UN System Organizations; Officials of the UN Integrated Office in Haiti (BINUH) and Development Partners.
31. Among the concerns raised were the rapid increase of gangs in Haiti, the blockading of key strategic roads to the capital Port-au-Prince, the urgent deployment of MNF, the past experiences they had with deployments supported by the UN, the overall security situation in Haiti and the plans Haitian Authorities had in restoring normalcy.
32. The United Nations Security Council adopted its Resolution 2699 (2023) on 2<sup>nd</sup> October, 2023, authorizing a multinational security mission to Haiti under Chapter VII of the Charter of the United Nations. (**Annex VII**).
33. The multinational security mission is to be led by Kenya following the announcement by the Government of Kenya on the 29<sup>th</sup> July, 2023.

#### **3.4 Legal Framework for the deployment of officers of the National Police Service outside Kenya**

34. Kenya is a Member of the United Nations and is a signatory of the United Nations Charter (1945). Article 43 of the United Nations Charter requires all member states to make available armed forces for purposes of maintaining security. It provides that—

*All Members of the United Nations, in order to contribute to the maintenance of international peace and security, undertake to make available to the Security Council, on its call and in accordance with a special agreement or agreements, armed forces,*



*assistance, and facilities, including rights of passage, necessary for the purpose of maintaining international peace and security.*

*Such agreement or agreements shall govern the numbers and types of forces, their degree of readiness and general location, and the nature of the facilities and assistance to be provided.*

*The agreement or agreements shall be negotiated as soon as possible on the initiative of the Security Council. They shall be concluded between the Security Council and Members or between the Security Council and groups of Members and shall be subject to ratification by the signatory states in accordance with their respective constitutional processes.*

35. Article 2 of the Constitution of Kenya under sub clauses (5) and (6) provides as follows-

*(5) The general rules of international law shall form part of the law of Kenya.*

*(6) Any treaty or convention ratified by Kenya shall form part of the law of Kenya under this Constitution.*

36. This implies that international law, once ratified, forms part of the laws of Kenya.

37. In the volatile world where not all states are able or willing to uphold the responsibility to protect its own citizens; they sometimes need help or even more forceful interventions. The UN therefore assigns additional responsibilities to the international community (meaning all member states of the UN) as well as to international regional and non-governmental organisations.

38. The international community has a responsibility to assist other countries in upholding their responsibility and should states be unwilling or unable to protect, the international community should respond and take action to protect. This may be through diplomatic, humanitarian and other peaceful means such as human rights monitors to protect populations. Stronger measures, such as enforced sanctions or the use of military force authorised by the UN Security Council, can also be used if states are clearly failing to protect.

39. It is on this backdrop that the UN Security Council made the request for member states to move in and aid in protecting the citizenry in Haiti.

40. The Resolution of the United Nations Security Council is made pursuant to Chapter VII of the UN Charter that authorizes Member States that have notified the Secretary-General of their participation to form and deploy a Multinational Security Support (MSS) Mission with a lead country, in close cooperation and coordination with the Government of Haiti.

41. Article 240(8)(a) of the Constitution provides that the National Security Council with the approval of Parliament may deploy national forces of Kenya for regional or international peace support operations; or other support operations and approve the deployment of foreign forces in Kenya.

42. The National Police Service is one of the security organs under Article 239 of the Constitution.

43. Article 239(6) of the Constitution provides that Parliament shall enact legislation to provide for the functions, organization and administration of the national security organs. It is on this



premise that the Part XIV of the National Police Service Act, 2011 provides for reciprocal arrangements with a reciprocating country.

44. The approval for deployment sought under Article 240(8)(a) is not an isolated case. Section 108(1) of the National Police Service Act, 2011 provides that the President may, on the application of the Government of a reciprocating country, order such number of police officers as the President may think fit to proceed to that country for service therein for the purpose of assisting the police service of that country in a temporary emergency. The implication of this provision is that the police can be deployed outside the territories of Kenya.
45. Under the Constitution, the President cannot exercise sole power of deployment without the approval of the National Security Council. This power must be checked by Parliament hence the provision under Article 240(8)(a) of the Constitution. Article 10 (2)(c) also provides that all State Officers shall be bound by the national values and principles of governance including good governance, integrity, transparency and accountability, hence the need for Parliament to authorise deployment of the police outside the country.
46. Further, under Article 94 (1) and (2) of the Constitution, the legislative authority of the Republic is derived from the people and, at the national level, is vested in and exercised by Parliament. Parliament manifests the diversity of the nation, represents the will of the people, and exercises their sovereignty. Deployment as a matter of national importance ought to be considered and approved by Parliament.

### **3.5 Submissions by stakeholders**

#### **3.5.1 Submission by the Cabinet Secretary, Ministry of Interior and National Administration and the Inspector-General, National Police Service**

47. The Cabinet Secretary, Ministry of Interior and National Administration, Hon. (Prof.) Kithure Kindiki, EGH and the Inspector General, National Police Service, Eng. Japhet Koome, EBS, HSC, ndc “K” appeared before the Committees on Thursday, 9<sup>th</sup> November, 2023 and made a joint submission as follows-
48. Kenya received a request by the United Nations General Assembly for Kenya to consider leading a UN backed Multinational Mission in Haiti. A similar request was also made to the President of Kenya by the Transition Authority in Haiti.
49. Following diplomatic engagement between Kenya and United Nations organs, Kenya accepted to lead the multinational effort for Haiti.
50. Kenya gave two (2) conditions which were to be met by international community, UN and its members:
  - (i) the mandate of the mission was to be anchored in law, therefore an approval of the UN Security Council was necessary; and
  - (ii) all resources required pertaining to the Mission were to be mobilized and made available prior to the deployment. These resources include costs for kits, training, equipment and logistical expenses.
51. The first condition was met by the UN when Resolution 2669 of 2023 was passed, giving the Mission to Haiti a legal backing. The second condition is being coordinated and negotiations shall be concluded before deployment.



### **Rational and objectives of the deployment of officers of the National Police Service**

52. The African Union defines the Diaspora (African Union, 2005) as consisting of people of African origin living outside the continent, irrespective of their citizenship and nationality.
53. Where circumstances that jeopardize the well-being of Africans in the diaspora arise, the continent is duty-bound to extend brotherly support and solidarity. The MSS Mission and Kenya's lead role to Haiti, an African nation in the Caribbean, should be understood from this context. Previous Missions to Haiti have floundered on race basis. That Kenya, an African Nation is leading the MSS Mission makes it less likely that racial tensions in the country would be mobilized against the deployment.
54. Kenya has a long standing record as a peacekeeping and troop contributing country where troops have demonstrated immense capacity, discipline and resilience in diverse theatres. For example peacekeeping missions in: United Nations Iran-Iraq Observer Group; UNTAG in Namibia; UNOSOM, UNPROFOR, UNCRO in Croatia, UNTAES, UNOMIL, UNPREDEP in Macedonia, MONUA in Angola, UNTAET, UNMIBIH in East Timor, UNTAC in Yugoslavia, UNMSL in Sierra Leone, UNPSG UN in Croatia, UNMK in Kosovo and AU Mission in Darfur, ATMIS in Somalia and EACRF in DRC.
55. Kenya's political and diplomatic neutrality serves to provide confidence to the political actors in Haiti that the country's troop deployment will not interfere in the political affairs of the country and will not be used to serve any partisan political interests.
56. On 14th August, 2023, a proposal was made by the UN Secretary-General in line with the United Nations Security Council Resolution 2692 (2023) outlining options, among them deployment of a specialised armed force, rapid action force, and specialized Multinational Force, which the UN can provide to enhance support in response to the security situation in Haiti
57. Between 16th and 27th August, 2023 a multi-agency team from Kenya carried out an assessment mission in Haiti on the possibility and viability of the **request upon invitation** by Haitian authorities for Kenya to consider being the lead nation of a Multinational Force.
58. The assessment report observed that Kenya has the required capacity and capability to support the Haiti National Police (HNP) as part of a Multinational support mission. The team also noted that the Security Support Mission has wide acceptance in Haiti and shall be accorded full support by the Haitian authorities. It was further established that HNP requires at least 2,500 personnel from contributing countries to undertake the mission subject to a UNSCR mandate.
59. Kenya is a respected member of the international community and is under obligation to abide by its international commitments. The UNSCR 2699 (2023) approved Kenya as the MSS lead nation on 2nd October, 2023.
60. Kenya being a country governed by the rule of law, the due process had to be followed to allow any deployment to be done as stipulated in the Constitution of Kenya.

### **Objectives of the deployment of officers of the National Police Service to Haiti**

61. The objectives of the proposed deployment of officers of the National Police Service are-

- (i) support the Haiti National Police in maintaining law and order so as to create a conducive environment for other processes (political and socio-economic) to take place;
- (ii) provide operational support to HNP including building its capacity and conduct joint security support operations;
- (iii) provide support to HNP for the provision of security of critical infrastructure sites and transit locations (airports, ports, schools, hospitals and key intersections); and
- (iv) help unhindered and safe access to humanitarian aid for the population receiving assistance.

**Necessity of the deployment and how it aligns with Kenya's national security interests**

62. Kenya as a member and signatory of the African Union and by extension CARICOM is obligated to come together and support any African country or of African descent in case of insecurity, socio-economic and political challenges. Kenya's Foreign Policy focuses on the following-

- (i) providing a thriving economic environment for the Kenyan people;
- (ii) upholding the Constitution; and
- (iii) maintaining peaceful and cordial relations with neighbouring countries and the international community based on mutual respect and interest.
- (iv) the modern globalised world, interconnectedness and interdependency which are a reality thus the importance of strengthened bilateral relations, regional cooperation and enhanced multilateral engagement as fundamental components of foreign policy and entry points for achieving its national interests;
- (v) diaspora diplomacy which recognises Pan-Africanism and the potential of Kenyans living abroad, which can be facilitated through integration into the national development agenda; and
- (vi) improving and enhancing mutually beneficial bilateral networks and multilateral relations with other countries and regions of the world. The relationships ensure Kenya's national interests are guaranteed in order to secure Kenya's socio-economic priorities.

**Number and ranks of officers of the National Police Service**

63. The total number of officers to be deployed from Kenya is one thousand (1,000) drawn from both the Headquarters and from the Formed Police Units as follows-

**Headquarter team**

- (i) Overall Mission Commander-1 (rank of Assistant Inspector-General and above)
- (ii) Chief of Operations-1 (rank of Commissioner of Police )
- (iii) Chief of Staff-1(rank of Commissioner of Police)
- (iv) Chief of Logistics-1 (rank of Commissioner of Police)



- (v) Remaining 96 personnel form part of the Headquarter team (Statcom, Intelligence, Investigations and other technical agencies).

Formed Police Unit (FPU) command

- (i) Formed Police Unit Commander-1x5(5 rank of Senior Superintendent of Police)
- (ii) Deputy Formed Police Unit Commander-1x5(5 rank of Senior Superintendent of Police)
- (iii) Support Service Officer, Police Intelligence Officer, OPS Officer, Liaison Officer and Duty officers (5(5x5) =25 ASPs)
- (iv) Platoon Commanders -5 platoons x 5 (25 Chief Inspector of Police)
- (v) Deputy Platoon commanders-5 platoons x 5(25 Inspector of Police)
- (vi) Platoon Sergeant/ Regimental Sergeant Major-5 x 5 (25 Sergeants and Senior Sergeants)
- (vii) Section Commanders - 27 sections x 5 FPU =135 Corporals
- (viii) Constables-655 Constables

**Specific tasks and responsibilities for Kenyan deployed officers**

64. The officers deployed to Haiti will be tasked with the following responsibilities-

- (i) Kenya shall provide the overall Mission Commander and other leadership positions as the lead country;
- (ii) support the Haiti National Police (HNP) on joint operational planning, building its capacity and conducting joint security support operations;
- (iii) support the HNP in the provision of security for critical infrastructure sites and transit locations (airports, ports, schools, hospitals and key intersections);
- (iv) help in provision of unhindered and safe access to humanitarian aid for the population receiving assistance;
- (v) support HNP to maintain basic law and order and public safety, including through arrest and detention, as necessary and in full compliance with international law, including international human rights law;
- (vi) adopt urgent temporary measures on exceptional basis which are limited in scope, time-bound, proportionate and consistent with the objectives to help HNP maintain public law and order; and
- (vii) regular updates and reports to UNSC.

**Expected contributions of the efforts of the Kenyan police officers to the overall security situation in Haiti and collaboration with local law enforcement agencies or international organizations**

65. The Police officers will help in capacity building the Haiti National Police, investigation, information and intelligence sharing; conducting intelligence-led operations; and expertise on joint operation planning.



66. For MSS Mission to succeed, strong alliances and partnerships within the immediate region and beyond are vital. There was a need to ensure that the necessary support and cooperation were in place not just for the initial stages but throughout the Mission.

67. Kenya's role in the MSS Mission was essential as it was a clear demonstration of its commitment to peace, readiness to act and unwavering solidarity with the global family.

**On training and preparation of the police officers before deployment; continuous support, equipping and training during the Mission.**

68. The process of identifying officers for deployment was conducted as follows-

S.No	Phase	Activity
1.	Selection	Development of pre-qualification requirement Internal publication for qualified personnel to apply Conduct of interviews in various FPUs
		Submission of successful personnel to Headquarters for compilation and other due administrative processes Vetting Medical and suitability tests Compilations of final successful personnel
2.	Pre-deployment	Training Tooling & kitting Documentation (passports, visas)
3.	Post Deployment Training	On theatre training in Haiti History, culture, geography and doctrines Local laws, HNP Act and other relevant legal documents Team building
4	Sustainment Training	Changes of Modus Operandi Lessons learnt. Continuous supply of new expendables Emerging legislations, policies, regulations and mandate

69. The officers of the National Police Service participating in the Multinational Security Support (MSS) Mission have not been coerced and no consequences will be suffered by any officer who chooses to reject the deployment offer.

70. The United Nations shall be responsible for the insurance of deployed NPS officers and therefore compensation for any harm suffered by the officers shall be borne by the United Nations.

**Previous deployment of police officers outside Kenya, their responsibilities and duration of deployment**

71. Previously, the National Police Service has been involved in peacekeeping since 1989.

- a) 1989 - 1990 - UNTAG (United Nations Transitional Assistance Group NAMIBIA) (30)
- b) 1992 - 1993 - UNTAC (United Nations Transitional Authority in Cambodia) (20)
- c) 1992 - 1995 - UN PROFOR (United Nations Protection Force) - Former Yugoslavia (50)
- d) 1995 - 1996 - UNMIBH (United Nations Mission in Bosnia & Herzegovina) (20)
- e) 1999 - 2002 - UNTAET(United Nations Transitional Administration in East Timor) (40)
- f) 1998 - (UNPSG) UN Civilian Police Support group) Croatia (20)
- g) 1998 - 1999 - UNOMSIL(United Nations Observer Mission in Sierra Leone) (5)
- h) 1999 - 2005 - UNAMSIL (United Nations Mission in Sierra-Leone) (51)
- i) 1999- 2008 - UNMIK (United Nations Mission in Kosovo) (98).
- j) 2005-2006 -AU mission in Darfur (50)

72. Previous deployment of police officers outside Kenya was done under the old Constitution which did not require the approval of such deployment by Parliament.

73. Currently, the National Police Service has deployed its officers on attachment basis in the following foreign missions-

Mission	Duty Station	Designation/Appointment	Total
UNMISS	South Sudan	IPOs	19
AMISOM	Somalia	IPOS	39
UNSOM	Somalia	IPOs	2
MONUSCO	DRC	IPOS	7
UNISFA	Abyei	IPOS	4
MINURSO	Western Sahara	IPO	1
UNHQRS	New York	Police Selection and recruitment officer, P-4	1
UN HQRS	New York	Police Planning Officer P-4	1
UNLB	Brindisi-Italy	Team -leader P-5	1
UNISFA	Abyei	Police -Commissioner D-1	1
AU HQRS	Addis Ababa	Police Planning Officer P-3	1
UN OAU	Addis Ababa	Police Reform Adviser, P-4	1

**Budget for the proposed deployment**

74. The budget involved including transportation, accommodation, allowances and other expenses for the 1,000 officers is as set out below-



S/nO	Item	Total in USD
1.	Training	1,490,000
2.	Administrative Support	156,984,415
3.	Weapon, Ammunition and Anti-riot Equipment	9,118,815
4.	Transport	127,631,946
5.	Technical Equipment	1,968,000
6.	General Equipment	3,284,600
	<b>Grand Total</b>	<b>241,390,961</b>

75. Movement of personnel and equipment to Haiti is not costed as the United States of America committed to airlift personnel and equipment.

**Source of Funding for MSS Mission in Haiti**

76. The cost of implementation of the Mission shall be borne through voluntary contributions by UN Member States and organizations to a Trust Fund under the UNSG.

**Impact of the proposed deployment on domestic security**

77. The deployment of National Police Service officers to Haiti will not compromise the capability and capacity of the Service to continue to fulfill its mandate to Kenyans.

**Contingency plans in place to address potential gaps in our law enforcement capabilities during the deployment**

78. The development and operationalization of Status of Force Agreements (SOFA), Use of Force (UoF), Conduct and Discipline, Concept of Operations (ConOps) and Memoranda of Understanding (MoUs)

**Mechanisms to be put in place to monitor and evaluate the progress and effectiveness of the deployment**

79. The establishment of a strategic coordinating body that will liaise, receive and compile quarterly reports from Formed-up Police Units (FPUs) of Kenya deployed under MSS Mission for purposes of updates on the ongoing Mission in Haiti.

80. Within the FPUs there is a Monitoring and Evaluation team providing monthly progress reports to the Mission headquarters, which in turn will forward the same to the Strategic Coordinating body in Kenya.

**Regular reports to Parliament and the public on deployment**

81. The MSS Headquarter has a strategic communication team deployed to provide regular reports by following due process provided by law.

**Consultations done so far with all stakeholders**

82. The following consultations on the Mission have been held so far-

- a) The Cabinet Secretary for the Ministry of Interior and National Administration presented Cabinet Memo to the Cabinet;
- b) a presentation on the Mission was done to the Office of the National Security Advisor, the National Security Council and personnel from the Office of the Attorney General, Ministry of Defence and Ministry of Foreign and Diaspora Affairs;



- c) a meeting was held at National Police College Embakasi "A" Campus;
- d) tele-conferencing between Kenya and Washington (U.S.),
- e) meeting held between the Office of the National Security Adviser, NPS and Ambassador of the U.S to Kenya at U.S. Embassy in Gigiri; and
- f) the assessment team to Haiti in August, 2023.

**Other countries involved in the Mission**

83. Senegal, Burundi, Chad and Kenya heeded the call for deployment of police officers to MSS Mission for Haiti. Other partners in the Caribbean and the Americas are also in the Mission to restore peace, order and stability.

**3.5.1 Submission by Mau Mau War Veterans Association**

84. Through a written memorandum to the Committees in response to the invitation to submit memoranda on the request, the Mau Mau War Veterans Association submitted as follows-
85. That in the past, Kenya police officers were deployed to fight in the First and Second World Wars in 1914 to 1918 and 1945 to 1946 respectively. The plight of the war veterans continues to be a concern and efforts are needed to address the challenges and improve the well-being of the war veterans.
86. That before deployment of officers of the National Police Service to the Multinational Security Support Mission for Haiti, there was need for a national prayer day to be held at Uhuru Gardens and attended by forty-seven (47) elders invited and facilitated jointly by both Houses of Parliament.
87. That an elaborate plan and security measures be put in place to secure the safety and well-being of the officers during and after the Mission.

## CHAPTER FOUR

### 4.0 COMMITTEE OBSERVATIONS

Having considered the request for deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti and submissions received from stakeholders, the Committee made the following observations-

1. That vide the Security Council Resolution (SCR) 2692 (2023), the UN Secretary General made a proposal to the UNSC, on 14<sup>th</sup> August, 2023, outlining options by which the UN can provide enhanced support in response to the security situation in Haiti.
2. That the United Nations Security Council adopted its Resolution 2699 (2023) on 2<sup>nd</sup> October, 2023, authorising a multinational security mission to Haiti under Chapter VII of the Charter of the United Nations.
3. That pursuant to Article 240(8) (a) (i) of the Constitution of Kenya, the National Security Council through its meeting held on 13<sup>th</sup> October, 2023 made a resolution (NSC/MIN/29/(2023)) for the deployment of the National Police Service to the Multinational Security Support mission for Haiti. The decision was subsequently referred to the speakers of parliament (Senate and the National Assembly) through a letter dated 19<sup>th</sup> October 2023.
4. That the Speaker of the National Assembly referred the resolution of the National Security Council to the Departmental Committee on Administration and Internal Security on 25<sup>th</sup> October, 2023. Similarly, the Speaker of the Senate referred the resolution to the Senate Standing Committee on National Security, Defence and Foreign Relations on 31<sup>st</sup> October, 2023 for consideration and tabling of its report on or before 15<sup>th</sup> November, 2023.
5. That UN assigns additional responsibilities to the international community including all member states of the UN, the international and regional organisations and non-governmental organisations for the protection of civilians since not all states are able or willing to uphold the responsibility to protect their own citizens and they may sometimes need help or even more forceful interventions.
6. That the United Nations uses diplomatic, humanitarian and other peaceful means to protect populations. However, stronger measures such as enforced sanctions or the use of military force authorised by the UN Security Council may be used where states fail in their duty to protect. It is against this backdrop that the UN Security Council made the request for Member States intervention in Haiti.
7. That resolution of the United Nations Security Council is made pursuant to Chapter VII of the UN Charter that authorises Member States that have notified the Secretary-General of their participation to form and deploy a Multinational Security Support (MSS) mission with a lead country, in close cooperation and coordination with the Government of Haiti.



8. That Article 240(8) (a) of the Constitution provides for the National Security Council with the approval of Parliament to deploy the national forces of Kenya for regional or international peace support operations or other support operations. The Article states–

*“The Council may with the approval of Parliament –*

*deploy national forces outside Kenya for –*

- i. regional or international peace support operations; or*
- ii. other support operations; and*

*b) approve the deployment of foreign forces in Kenya.*

9. That the request by the National Security Council seeking approval by Parliament for deployment of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti is rightly submitted to by the Cabinet Secretary for Interior and National Administration.

10. That the National Police Service is one of the security organs under Article 239 of the Constitution.

11. That Article 239(6) of the Constitution provides that Parliament shall enact legislation to provide for the functions, organization and administration of the national security organs. It is on this premise that the Part XIV of the National Police Service Act provides for Reciprocal arrangements with a reciprocating country.

12. That the approval for deployment sought under Article 240(8) (a) is not an isolated case. Section 108(1) of the National Police Service Act provides –

- i. “the President may, on the application of the Government of a reciprocating country, order such a number of police officers as the President may think fit to proceed to that country for service therein for the purpose of assisting the police service of that country in a temporary emergency.”*

The implication of this provision is that the Police can be deployed outside the territory of Kenya.

13. That under the Constitution, the President cannot exercise sole power of deployment without the approval of the National Security Council. This power must be checked by Parliament hence the provision under Article 240(8)(a) of the Constitution. Article 10 (2)(c) also provides that all State Officers shall be bound by the national values and principles of governance including good governance, integrity, transparency and accountability, hence the need for Parliament to authorise deployment of the police outside the country.

14. Further, under Article 94(1) and (2) of the Constitution, the legislative authority of the Republic is derived from the people and, at the national level, is vested in and exercised by Parliament. Parliament manifests the nation’s diversity of the nation, represents the will of the people, and exercises their sovereignty hence deployment as a matter of national importance ought to be considered and approved by Parliament.

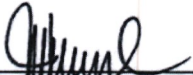
15. That the proposed deployment is anchored on the responsibilities of Kenya as a UN Member State and as part of the global community of nations. Historically, Kenya has been a leading participant in providing solutions to global security challenges.
16. That the officers of the National Police Service participating in the Multinational Security Support (MSS) Mission have not been coerced and no consequences will be suffered by any officer who chooses to reject the deployment offer.
17. That the United Nations shall be responsible for the insurance of deployed NPS officers and therefore compensation for any harm suffered by the officers shall be borne by the United Nations.
18. That Kenya is the lead nation for the MSS Mission to Haiti which includes Senegal, Burundi and Chad among others. Other partners in the Caribbean and the Americas are also in the Mission to restore peace, order and stability.
19. That Kenyan Police have previously been engaged in other missions including Kosovo, Yugoslavia, Darfur, Namibia, East Timor, Angola, Sierra Leone and Croatia.
20. That the Multinational Security Support (MSS) Mission to Haiti will be deployed for an initial period of twelve (12) months following the adoption of the resolution. The decision is to be reviewed nine (9) months after the adoption of the resolution.
21. That cost of implementing the operation will be borne by the United Nations and in strict compliance with international law.



CHAPTER FIVE

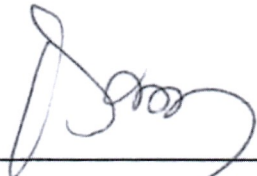
5. COMMITTEES' RECOMMENDATION

The Committees having reviewed Kenya's obligations to the UN, its existing legal framework, submissions through public participation and submissions by stakeholders **recommends that Parliament approves** the proposed deployment of the officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti under the provisions of Article 240(8)(a) of the Constitution.

Signed: 


Hon. Gabriel Kosha Tongoyo, MP  
Chairperson, National Assembly  
Departmental Committee on  
Administration and  
Internal Affairs

Date: 15/NOV/2023

Signed: 

Sen. William Cheptumo Kipkiror, CBS,  
MP,  
Chairperson, Senate Standing Committee  
on National Security, Defence & Foreign  
Relations

Date: 15/11/23

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 15 NOV 2023	DAY: Wednesday
TABLED BY: Chairperson - Departmental Committee on Administration & Internal Affairs (Hon. Gabriel Tongoyo, MP)	
CLERK AT THE TABLE: Miriam Mado	

**MINORITY/DISSENTING OPINION ON THE CONSIDERATION OF THE REQUEST FOR APPROVAL BY PARLIAMENT OF THE DEPLOYMENT OF OFFICERS OF THE NATIONAL POLICE SERVICE TO THE MULTINATIONAL SECURITY SUPPORT (MSS) MISSION FOR HAITI**

Pursuant to standing order 199(5) and (6) of the National Assembly Standing Orders, Hon. George Peter Kaluma, MP recorded a minority/dissenting opinion against the request for the approval by Parliament of the deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti.

He noted the basis for the dissenting opinion is premised on the following-

- (1) The request to Parliament for approval of the deployment of officers of the National Police Service to Haiti offends standing order 89 of the National Assembly Standing Orders since the matter is still live in Court in the case of *Thirdway Alliance Kenya and Miruru Waweru and 1 others Vs. Cabinet Secretary for Interior and Coordination of National Government and Speaker of the National Assembly and 4 others, High Court Constitutional and Human Rights Petition Number 389 of 2023*. The matter was therefore *sub judice*;
- (2) Further, the deployment is unconstitutional and unlawful under Article 240(8)(a) as read together with Article 243, 245 of the Constitution and sections 24 and 27 of the National Police Service Act, 2011. The National Police Service is a service under the independent command of the Inspector General and is not a force capable for deployment by the National Security Council which is chaired by the President and the Commander in Chief of the Kenya Defence Forces;
- (3) As a national service, the National Police Service performs its functions within the territory of Kenya and is not a force for deployment outside Kenya except under section 108(1) of the National Police Service Act, 2011 where it provides for a reciprocal arrangement which is not the case in the instant consideration for Haiti.

It is on this premise that the Honourable Member rejects the **approval for deployment by Parliament of the request for deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti.**

Signed: \_\_\_\_\_

**Hon. George Peter Kaluma, MP**

Date: \_\_\_\_\_

14-11-2023



*ANNEX I*  
**Report Adoption List**



THE NATIONAL ASSEMBLY  
13<sup>TH</sup> PARLIAMENT – SECOND SESSION (2023)  
COMMITTEE ON ADMINISTRATION AND INTERNAL SECURITY

REPORT ADOPTION LIST OF THE

DEPARTMENTAL COMMITTEE ON ADMINISTRATION AND INTERNAL SECURITY ON  
CONSIDERATION OF THE REQUEST FOR APPROVAL OF THE MULTINATIONAL  
SECURITY SUPPORT MISSION FOR HAITI.

We, the undersigned Members of the Departmental Committee on Administration and Internal Affairs  
do hereby append our signatures to adopt this Report

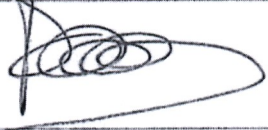
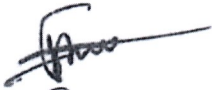

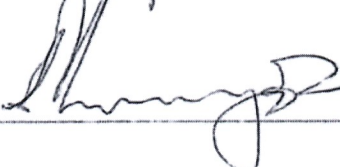

Date: 14/11/2023

No.	MEMBER	SIGNATURE
1.	Hon. Gabriel Koshal Tongoyo, MP - Chairperson	
2.	Hon. Col (Rtd) Dido Rasso, MBS, MP - Vice Chairperson	
3.	Hon. Kaluma George Peter, MP	
4.	Hon. Fred C. Kapondi, MP	
5.	Hon. Aduma Owuor, MP	
6.	Hon. Sarah Paulata Korere, MP	
7.	Hon. Liza Chepkorir Chelule, MP	
8.	Hon. Mburu Kahangara, MP	
9.	Hon. Protus Ewesit Akujah, MP	
10.	Hon. Oku Kaunya, MP	
11.	Hon. Rozaah Akinyi Buyu, MP	
12.	Hon. Amb. Francis Kipyegon Sigei, EBS, MP	
13.	Hon. Fatuma Abdi Jehow, MP	
14.	Hon. Caroline Jeptoo Ng'elechei, MP	
15.	Hon. Hussein Weytan Mohammed, MP	



**ADOPTION OF THE REPORT OF THE STANDING COMMITTEE ON NATIONAL SECURITY, DEFENCE AND FOREIGN RELATIONS ON THE DEPLOYMENT OF OFFICERS OF NATIONAL POLICE SERVICE COMMISSION FOR MULTINATIONAL SECURITY SUPPORT MISSION FOR HAITI**

**We, the undersigned Members of the Standing Committee on National Security, Defence and Foreign Relations, do hereby append our signatures to adopt this Report**

No	Name	Signature
1.	Sen. William Kipkiror Cheptumo, CBS, MP <i>(Chairperson)</i>	
2.	Sen. Karen Njeri Nyamu, MP <i>(Vice-Chairperson)</i>	
3.	Sen. Fatuma Adan Dullo, CBS, MP	
4.	Sen. Abdul Mohamed Haji, MP	
5.	Sen. Julius Murgor Recha, MP	
6.	Sen. Joseph Githuku Kamau, MP	
7.	Sen. (Prof.) Tom Odhiambo Ojienda, SC, MP	
8.	Sen. Lenku Ole Kanar Seki, MP	
9.	Sen. George Mungai Mbugua, MP	

*ANNEX II*  
**Minutes of Joint Sitings**



**MINUTES OF THE 1<sup>ST</sup> SITTING OF THE NATIONAL ASSEMBLY  
DEPARTMENTAL COMMITTEE ON ADMINISTRATION AND INTERNAL  
SECURITY AND THE SENATE STANDING COMMITTEE ON NATIONAL  
SECURITY, DEFENCE AND FOREIGN RELATIONS HELD ON THURSDAY, 2<sup>ND</sup>  
NOVEMBER, 2023 AT 10.00 A.M. IN COMMITTEE ROOM 12, GROUND  
FLOOR, MAIN PARLIAMENT BUILDINGS**

**PRESENT**

**NATIONAL ASSEMBLY**

1. Hon. Gabriel Tongoyo, MP - Chairperson
2. Hon. Col. (Rtd.) Dido Ali Raso, MBS, MP - Vice-Chairperson
3. Hon. Kahangara Joseph Mburu, MP
4. Hon. Protus Akujah, MP
5. Hon. Francis Kipyegon Sigei, MP
6. Hon. Hussein Weytan Mohammed, MP

**SENATE**

1. Sen. William Cheptumo Kipkiror, CBS, MP - Chairperson
2. Sen. Fatuma Adan Dullo, CBS, MP
3. Sen. George Mungai Mbugua, MP

**ABSENT WITH APOLOGY**

**NATIONAL ASSEMBLY**

1. Hon. Fred Kapondi Chesebe, MP
2. Hon. Fatuma Abdi Jehow, MP
3. Hon. George Peter Kaluma, MP
4. Hon. Joshua Aduma Owuor, MP
5. Hon. Sarah Korere Paulata, MP
6. Hon. Liza Chelule, MP
7. Hon. Oku Edward Kaunya, MP
8. Hon. Rozaah Buyu Akinyi, MP
9. Hon. Caroline Jeptoo Ng'elechei, MP

**SENATE**

1. Sen. Karen Njeri Nyamu, MP - Vice-Chairperson
2. Sen. Abdul Mohammed Haji, MP
3. Sen. Julius Murgor Recha, MP
4. Sen. Joseph Githuku Kamau, MP
5. Sen. (Prof.) Tom Odhiambo Ojienda, SC, MP
6. Sen. Lenku Ole Kanar Seki, MP

### **SECRETARIAT**

- |                         |  |
|-------------------------|--|
| 1. Ms. Clarah Kimeli    | - Pricipal Legal Counsel II(NA)        |
| 2. Mr. Philip Lekarkar  | - Clerk Assistant I (NA)               |
| 3. Ms. Carol Kirorei    | - Clerk Assistant I (Senate)           |
| 4. Mr. Gilbert Juma     | - Legal Counsel II (Senate)            |
| 5. Ms. Christine Mwaura | - Legal Counsel II (Senate)            |
| 6. Mr. Khatib Omar      | - Clerk Assistant III (Senate)         |
| 7. Mr. Bernard Njeru    | - Clerk Assistant III (NA)             |
| 8. Mr. Gideon Kipkoge   | - Clerk Assistant III (NA)             |
| 9. Ms. Janice Lekuton   | - Research Officer III (Senate)        |
| 10. Ms. Delvin Onyancha | - Research Officer III (NA)            |
| 11. Mr. Jack Lemeteki   | - Media Relations Officer III (Senate) |
| 12. Ms. Juliet Masinde  | - Media Relations Officer III (NA)     |
| 13. Mr. Charles Oyosi   | - Audio Officer (Senate)               |
| 14. Ms. Mercylyn Kerubo | - Audio Officer (NA)                   |
| 15. Mr. Mohamed Said    | - Serjeant-at-Arms (NA)                |
| 16. Mr. Ian Mugo        | - Intern, Serjeant-at-Arms (Senate)    |

### **MIN. NO. H/01/2023**

### **PRAYER**

The meeting was called to order at 10.30 a.m. followed by a word of prayer. This was followed by introduction of the Members and the Secretariat.

### **MIN. NO. H/02/2023**

### **ADOPTION OF THE AGENDA**

The agenda of the meeting was adopted having been proposed by Hon. Kahangara Joseph Mburu, MP and seconded by Hon. George Mungai Mbugua, MP as follows –

1. Prayer
2. Adoption of the Agenda
3. Briefing on the request by the Cabinet Secretary, Ministry of Interior and National Administration for the approval of Parliament of the deployment of National Police Service officers to the Multinational Security Support (MSS) Mission in Haiti
4. Consideration of the proposed schedule of activities
5. Any Other Business
6. Date of the Next Meeting and Adjournment



**1. Brief on *sub judice***

The Committee was informed that the case of *Thirdway Alliance Kenya & others vs. Cabinet Secretary, Ministry of Interior and National Administration & others [HCCHRPET/E389/2023]* was currently before the Milimani Law Courts which had issued conservatory orders restraining the respondents from deploying police officers to Haiti or any other country. The Speaker, National Assembly and the Speaker, Senate were also parties to the suit.

The meeting was informed that pursuant to standing order 89 of the National Assembly Standing Orders and standing order 103 of the Senate Standing Orders, no Member shall refer to a matter which is *sub judice*. However, the Supreme court in the case of *Speaker of the Senate & another vs. Attorney General and others 2013 eKLR* ruled that “...the court cannot supervise the workings of Parliament. The institutional comity between the three arms of government must not be endangered by the unwarranted intrusions into the working of one arm by another.”

Further, pursuant to Article 240 (8) of the Constitution, the mandate to approve deployment of national forces to other nations was vested in Parliament.

Following deliberations, the Committee resolved to proceed with the consideration of the request for approval of deployment of National Police Service officers to the Multinational Security Service (MSS) in Haiti.

**2. Brief on deployment of National Police Service officers to Haiti**

The Committee considered a legal brief on the deployment of National Police Service officers to Haiti. During deliberations, Members observed that-

- a) there was need for the brief to include other countries that were scheduled to deploy their officers to the Multinational Security Support (MSS) Mission in Haiti including the number of officers being deployed from each country;
- b) Kenya was bound by the provisions of the Resolutions of the United Nations;
- c) there was need for clarity on the fact that the United Nations had called for the deployment of officers and not the United States of America as had been portrayed in the media; and
- d) recent protests against the MSS Mission were against deployment of officers from Kenya and not other African countries and that the reason for this should be explored.

MIN. NO. H/04/2023

CONSIDERATION OF THE PROPOSED SCHEDULE  
OF ACTIVITIES

The Committee considered the proposed schedule of activities and adopted it as presented.

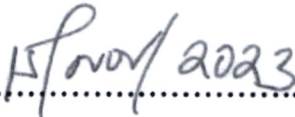
MIN. NO. H/05/2023

DATE OF NEXT MEETING & ADJOURNMENT

The meeting was adjourned at 11.40 a.m. The next meeting would be held on Wednesday, 8<sup>th</sup> November, 2023 at 10.00 a.m.

SIGNED:  .....

HON. GABRIEL TONGOYO, MP

DATE:  .....

SIGNED:  .....

SEN. WILLIAM CHEPTUMO, CBS,  
MP

DATE:  .....



**MINUTES OF THE 2<sup>ND</sup> SITTING OF THE NATIONAL ASSEMBLY  
DEPARTMENTAL COMMITTEE ON ADMINISTRATION AND INTERNAL  
SECURITY AND THE SENATE STANDING COMMITTEE ON NATIONAL  
SECURITY, DEFENCE AND FOREIGN RELATIONS HELD ON THURSDAY, 9<sup>TH</sup>  
NOVEMBER, 2023 AT 9.30 A.M. IN THE MINI CHAMBER, FIRST FLOOR,  
COUNTY HALL**

**PRESENT**

**NATIONAL ASSEMBLY**

1. Hon. Gabriel Tongoyo, MP - Chairperson
2. Hon. Col. (Rtd.)Dido Ali Raso, MBS, MP - Vice-Chairperson
3. Hon. Kahangara Joseph Mburu, MP
4. Hon. Fred Kapondi Chesebe, MP
5. Hon. Fatuma Abdi Jehow, MP
6. Hon. George Peter Kaluma, MP
7. Hon. Joshua Aduma Owuor, MP
8. Hon. Sarah Korere Paulata, MP
9. Hon. Liza Chelule, MP
10. Hon. Protus Akujah, MP
11. Hon. Oku Edward Kaunya, MP
12. Hon. Rozaah Buyu Akinyi, MP
13. Hon. Caroline Jeptoo Ng'elechei, MP
14. Hon. Francis Kipyegon Sigei, MP
15. Hon. Hussein Weytan Mohammed, MP

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3. Sen. Fatuma Adan Dullo, CBS, MP
4. Sen. George Mungai Mbugua, MP

**ABSENT WITH APOLOGY**

**SENATE**

1. Sen. Abdul Mohammed Haji, MP
2. Sen. Julius Murgor Recha, MP
3. Sen. Joseph Githuku Kamau, MP
4. Sen. (Prof.) Tom Odhiambo Ojienda, SC, MP
5. Sen. Lenku Ole Kanar Seki, MP

**SECRETARIAT**

1. Ms. Clarah Kimeli - Principal Legal Counsel II (NA)
2. Mr. Philip Lekarkar - Clerk Assistant I (NA)
3. Ms. Carol Kirorei - Clerk Assistant I (Senate)

- |                          |  |
|--------------------------|--|
| 4. Mr. Gilbert Juma      | - Legal Counsel II (Senate)            |
| 5. Mr. Khatib Omar       | - Clerk Assistant III (Senate)         |
| 6. Mr. Bernard Njeru     | - Clerk Assistant III (NA)             |
| 7. Mr. Gideon Kipkogei   | - Clerk Assistant III (NA)             |
| 8. Ms. Lorna Okatch      | - Research Officer II (Senate)         |
| 9. Ms. Janice Lekuton    | - Research Officer III (Senate)        |
| 10. Ms. Delvin Onyancha  | - Research Officer III (NA)            |
| 11. Mr. Jack Lemeteki    | - Media Relations Officer III (Senate) |
| 12. Ms. James Macharia   | - Media Relations Officer III (NA)     |
| 13. Mr. Charles Oyosi    | - Audio Officer (Senate)               |
| 14. Ms. Mercylyn Kerubo  | - Audio Officer (NA)                   |
| 15. Ms. Catherine Wangui | - Serjeant-At-Arms (NA)                |
| 16. Ms. Mercylynn Kerubo | - Audio Officer (NA)                   |
| 17. Ms. Victoria Wanjiku | - Intern (NA)                          |
| 18. Mr. Ian Mugo         | - Intern, Serjeant-At-Arms (Senate)    |

#### **IN ATTENDANCE**

- |   |  |
|---|--|
| 1. Hon. (Prof.) Kindiki Kithure, EGH<br>& National Administration | - Cabinet Secretary, Ministry of Interior    |
| 2. Eng. Japhet Koome, EBS, HSC, ndc (K)                           | - Inspector-General, National Police Service |
| 3. Mr. Dalton Orengo  | - Secretary, Peace Building                  |
| 4. Ms. Beverly Opora  | - Secretary, National Administration         |
| 5. Mr. Thomas Saka  | - Director, Internal Security                |
| 6. Mr. Gilbert Ng'eno   | - Ministry of Foreign & Diaspora Affairs     |
| 7. Mr. Francis Gachuri  | - Secretary, Communications                  |
| 8. Dr. Resila Onyango   | - Spokesperson, National Police Service      |
| 9. Ms. Mary Njenga  | - State Department for Interior              |

#### **MIN. NO. H/06/2023**

#### **PRAYER**

The meeting was called to order at 10.00 a.m. followed by a word of prayer. This was followed by introduction of the Members and attendees present.

#### **MIN. NO. H/07/2023**

#### **ADOPTION OF THE AGENDA**

The agenda of the meeting was adopted having been proposed by Hon. Joshua Aduma Owuor, MP and seconded by Sen. Fatuma Adan Dullo, CBS, MP as follows –

1. Prayer
2. Adoption of the Agenda
3. Meeting with the Cabinet Secretary, Ministry of Interior and National Administration and the Inspector-General, National Police Service to deliberate on the request for approval of Parliament of the deployment of National Police Service officers to the Multinational Security Support (MSS) Mission in Haiti



4. Any Other Business
5. Date of the Next Meeting and Adjournment

**MIN. NO. H/08/2023**

**MEETING WITH THE CABINET  
SECRETARY, MINISTRY OF INTERIOR  
AND NATIONAL ADMINISTRATION  
AND THE INSPECTOR-GENERAL  
NATIONAL POLICE SERVICE**

**Opening Remarks by the Co-Chairpersons**

Sen. William Cheptumo, CBS, MP welcomed the Cabinet Secretary, Ministry of Interior and National Administration to the joint meeting noting Article 240 (8) of the Constitution required that deployment of forces outside of Kenya be approved by Parliament. He stated therefore that the purpose of the meeting was to consider the request by the Cabinet Secretary for the approval of the deployment of officers of the National Police Service (NPS) to the Multinational Security Support Mission in Haiti.

Hon. Gabriel Tongoyo, MP reiterated that pursuant to Article 240(8)(a) the Cabinet Secretary had sought the approval of Parliament for the deployment of officers to Haiti in line with National Security Council Resolution No. 2699 of 2023 dated 2<sup>nd</sup> October, 2023. Following receipt of the request, at plenary sittings of the National Assembly and the Senate, the Speakers of the Houses referred the request to the two committees for consideration. Subsequently, the Joint Committee called for submissions of memoranda from the public on the request in the local dailies on Thursday, 2<sup>nd</sup> November, 2023. He then invited the Cabinet Secretary to brief the Committee on the request for approval of deployment of officers of the NPS to Haiti.

A query was raised on whether the consideration of the request from the Cabinet Secretary was sub judice, noting that there were court orders barring the deployment of NPS officers to Haiti. It was noted that during the first sitting of the Joint Committee, the same held on 28<sup>th</sup> October, 2023, the same was deliberated upon and the Committee resolved to proceed with the consideration of the request.

**Remarks by the Cabinet Secretary, Ministry of Interior and National Administration**

The Cabinet Secretary briefed the Committee as summarized follows-

1. A request was made by the UN General Assembly for Kenya to lead a UN backed peace support mission to Haiti. A similar request made by the Transition Authority in Haiti to the President of Kenya. Following diplomatic engagements with the UN, Kenya acceded to the request to lead the multinational support mission to Haiti;
2. Kenya laid down two (2) conditions to be met by the international community-
  - a) mandate of the mission had to be anchored in law and therefore sought backing of an approval of the UN Security Council;
  - b) all resources for Kenyan NPS officers to participate in the MSS Mission must be mobilized and made available prior to the deployment. These resources



include expenses to kit, train and transport officers and purchase equipment and other logistical arrangements.

3. The first condition was met on 2<sup>nd</sup> October, 2023, when the UN Security Council passed Resolution 2699 of 2023 giving the MSS Mission legal backing. The second condition was ongoing and being followed up by the Ministry of Foreign and Diaspora Affairs. Kenya would not deploy its officers if all resources required were not assured, committed and available.
4. The rationale and objectives of the deployment was anchored on the responsibilities of Kenya as a UN member state and as part of the global community of nations. In the history of the UN, Kenya has been a leading participant in providing solutions to global issues.
5. The rationale for the deployment is that Kenya can leverage on the security challenge in Haiti to strengthen and attract strategic support to our internal national security through the burden sharing principle.
6. The Mission's objective was to support the Haiti National Police in maintaining law and order, assist in the creation of a conducive socio-economic environment and securing key infrastructure in the country. The Mission's mandate runs for one (1) year, after which there would be a review and monthly reporting of progress to Parliament and the public, as well as reporting on experiences and challenges, which would be available as good practice and for good governance.
7. The Mission was not a Kenyan mission, but was only Kenya-led. Eleven (11) other countries were scheduled to participate in the Mission.
8. The Mission was aligned with our national security interests as it was a great honour and a career defining opportunity for Kenyan officers to participate in the MSS Mission and was good for our internal security operations.
9. The deployment was consistent with Kenya's foreign policy and policy on diaspora diplomacy which recognizes that interconnectedness was a critical aspect of the modern world, therefore Kenya had to be at the centre of engagements as a modern country able to resolve complex problems at home and away.
10. Pre-deployment assessment and engagement both diplomatically and technically was currently ongoing.
11. Expected contributions of the Kenyan officers include capacity building of the Haiti Police, strengthening their investigative capacity and contributing to the expertise of the Haiti Police force.
12. The overall budget for the Mission was USD 600 million to be mobilized from among the UN Member States. A total of one thousand (1000) officers would be deployed in phases, marked with careful pre-deployment planning.
13. Preparation of the selected NPS officers including language, health checks, pre-deployment briefings was ongoing and any costs incurred in this regard would be reimbursed by the UN.
14. The proposed deployment would not compromise the capability and capacity of NPS and other organs to secure the country and would not disrupt any of the ongoing programmes on security.



15. Stakeholder consultations had been carried out and all decisions had been pronounced publicly. Cabinet was briefed, while Parliament had been regularly briefed, Further, robust engagement with the international community had been carried out.
16. He urged Parliament to approve the deployment of NPS officers to Haiti as it would be consistent with Kenya's international obligations and traditions.
17. Will continuously monitor the mission to ensure that the deployment runs smoothly

**Remarks by the Inspector-General, National Police Service (NPS)**

The Inspector-General further briefed the Committee as follows-

1. The NPS was equal to the task and the selected officers were eager to serve in the Mission. He therefore urged the Joint Committee to approve the deployment of officers to Haiti.
2. The Mission was planned to be run by a Headquarter Team and the formed up units. An Assistant Inspector-General would command the Headquarter Team as overall commander of the Mission, Chief of Personnel, Chief of Staff and Chief of Logistics would be an officer at the rank of Commissioner of Police. There would also be an Intelligence wing, investigators and other support teams.
3. Formed up police units would comprise superintendent of police, support service officers and intelligence officers, operations officers liaison officers, platoon commanders, chief inspectors, platoon sergeants, corporals and constables.
4. Specific tasks and responsibilities of officers will be-
  - a) providing overall command for the Mission;
  - b) supporting Haiti National Police on joint operational planning;
  - c) building capacity of Haiti National Police;
  - d) protecting critical infrastructure and transit locations including airports, ports, hospitals, schools and key intersections;
  - e) provision of unhindered and safe access to humanitarian aid for the population;
  - f) supporting Haiti National Police in maintaining basic law and order, public safety including arrests and detention where necessary in accordance with international law;
  - g) adopting urgent temporary measures limited in scope and time bound to help National Police to maintain law and order; and
  - h) providing regular updates and reports to UN Security Council.
5. Training of officers included selection, pre-deployment, post-deployment training and sustainment training. The NPS conducted interviews, vetting as well as medical and suitability examinations.
6. Once in Haiti, officers were required to understand the history, culture, local laws, doctrines, service standing orders of Haiti National Police, sustainment training as the modus operandi would keep changing upon review.
7. Previous deployments dated back to 1989 - Namibia (1989) 30 officers, Cambodia (92-93) 20 officers, Yugoslavia 50 officers, Bosnia East Timor (99 -2002) 40 officers, Croatia (1998) 20 officers Sierra Leone (1998-2005) 51 officers, Kosovo



- (2008) 98 officers, Darfur (2006) 50 officers. Currently have 19 officers in S Sudan, DRC 7 Somalia 39, Western Sahara 1, NY 2 officers, Italy 2, Addis Ababa 2 officers,
8. A strategic body would coordinate quarterly reports from formed up units and provide regular reports on the Mission. Within the formed up units there will be M& E teams which will provide monthly reports to the headquarters.
  9. No officer had been compelled to be deployed, and no one would be deployed against their will.

### **Queries raised by Members**

1. Whether the Mission was solely spearheaded by the NPS or also involved the military;
2. The Security environment in Haiti had been painted to be very hostile, what precautions had been taken to secure the officers to be deployed;
3. Whether the approval of the request was *sub judice*, noting court orders barring the deployment of officers to Haiti;
4. Articles 240 and 241 of the Constitution as read together with section 24 and 27 of NPS Act, 2011 do not permit NPS, a “service” and not “a force” to carry out policing duties outside the country;
5. How the selection process was carried out and whether it was competitive;
6. What benefits would the country achieve through the deployment;
7. Whether other missions to other countries were approved by Parliament;
8. It appeared that the Mission was taking away the top crème of NPS to Haiti. How would the NPS operate going forward;
9. Whether terms of insurance for officers serving in the Mission had been negotiated to address possible loss of lives or injuries;
10. What were the findings of the fact finding mission to Haiti ahead of the deployment;
11. How many other countries were deploying officers to Haiti;
12. What was the proposed plan of the deployment of the one thousand (1000) officers to Haiti;
13. How would the language barrier in Haiti be tackled and how long would officers need to be proficient in the French language;
14. What has service learnt to ensure safety and well-being of NPS officers during the deployment;
15. What strategies were in place to ensure the NPS were effective in a country where there was no political leadership;
16. Whether the Kenyan police had powers to use Haitian laws to bring about law and order in Haiti;
17. What is the reason for the apparent target on Kenyan forces by Haitian gangs and what were they doing to mitigate this;
18. Whether the NPS had plans to recruit one thousand (1000) officers to fill the gap of those going on the Mission;



19. Whether officers were free to turn down deployment and whether they would face any repercussions as a result;
20. UN recommended the ratio of police officers be one (1) police officer to four hundred and fifty (450) citizens 450, whereas in Kenya the ratio stood at one (1) officer to one thousand one hundred and fifty two (1152) Kenyans. The deployment of one thousand officers would further deplete the number of NPS officers in the country and was therefore unnecessary; and
21. Whether mental health issues for the officers to be deployed had been considered during the Mission.

### **Response from the Cabinet Secretary**

1. Approval of the request was not deployment, as such the *sub judice* rule did not apply;
2. Exposure of security officers was part of their job description. However, the Government would ensure that it was not negligent and all factors would be sufficiently addressed. There was therefore no need for skepticism on the deployment;
3. The selection process was very competitive and officers were taken through thorough medical and other suitability tests;
4. Leverage for the country out of this engagement was ongoing and would be concluded before the deployment. Success capabilities in the fight against terror locally and strengthening of our bilateral and multilateral support system as well experience for officers were some of the benefits of the deployment;
5. Being the lead country, our officers are the largest number in the Mission;
6. Deployment of the top crème of the NPS was untrue as it would be unpatriotic to do so. There would be no disturbance to the internal operational capabilities of the NPS;
7. Insurance terms were being negotiated at UN standards which were much more superior to national standards;
8. Findings of the fact finding mission were that the Mission was feasible but highlighted things to be done at the Headquarters to ensure officers did not get into harm's way. Before deployment another visit would be conducted, however, there was need to begin the Mission as soon as possible as human rights violations needed to be arrested immediately;
9. Lessons learnt were that the Mission can succeed, but it must be well planned and reviewed periodically;
10. Other countries such as Senegal, Burundi, Jamaica, Chile, Ecuador and Barbados were deploying numbers ranging between 200-300 officers. It was expected that the first batch would land in Haiti in early 2024;
11. There exists a political structure in Haiti but it lacked legitimacy as they cannot hold elections. The Mission was aimed at restoring law and order so that elections can be held;
12. Officers were being trained in basic French, however, the mixture with officers from other countries would provide a bridge in terms of language;

13. Deployment was for a period of one (1) year but it would be review periodically, if there was need for any changes this would be handled;
14. Parliamentary approval was not required previously before the promulgation of the Constitution of Kenya, 2010, any recent deployments involved minor attachments;
15. There was no correlation between the number of officers and the security of a country, what mattered in policing and security is the professionalism, focus, skill of the force.

**Resolution**

The Joint Committee resolved that the Office of the Cabinet Secretary, Ministry of Interior and National Administration provides the following information by close of business-

- a) submissions by the Inspector-General, National Police Service that were not captured in the write-up provided to Members; and
- b) UN Security Council Resolution No. 2699 of 2023 made on 2<sup>nd</sup> October, 2023 giving the MSS Mission legal backing.

**MIN. NO. H/09/2023**

**DATE OF NEXT MEETING & ADJOURNMENT**

The meeting was adjourned at 1.00 p.m. The next meeting would be held on Tuesday, 14<sup>th</sup> November, 2023 at 10.00 a.m.

SIGNED:  .....

**HON. GABRIEL TONGOYO, MP**

DATE:  .....

SIGNED:  .....

**SEN. WILLIAM CHEPTUMO, CBS,  
MP**

DATE:  .....



**MINUTES OF THE 3<sup>RD</sup> SITTING OF THE NATIONAL ASSEMBLY  
DEPARTMENTAL COMMITTEE ON ADMINISTRATION AND INTERNAL  
SECURITY AND THE SENATE STANDING COMMITTEE ON NATIONAL  
SECURITY, DEFENCE AND FOREIGN RELATIONS HELD ON TUESDAY, 14<sup>TH</sup>  
NOVEMBER, 2023 AT 10.00 A.M. IN THE MINI CHAMBER, FIRST FLOOR,  
COUNTY HALL**

**PRESENT**

**NATIONAL ASSEMBLY**

1. Hon. Gabriel Tongoyo, MP - Chairperson
2. Hon. Col. (Rtd.)Dido Ali Raso, MBS, MP - Vice-Chairperson
3. Hon. Protus Akujah, MP
4. Hon. Francis Kipyegon Sigei, MP
5. Hon. Hussein Weytan Mohammed, MP
6. Hon. Fred Kapondi Chesebe, MP
7. Hon. Fatuma Abdi Jehow, MP
8. Hon. George Peter Kaluma, MP
9. Hon. Joshua Aduma Owuor, MP
10. Hon. Sarah Korere Paulata, MP
11. Hon. Liza Chelule, MP

**SENATE**

1. Sen. William Cheptumo Kipkiror, CBS, MP - Chairperson
2. Sen. Fatuma Adan Dullo, CBS, MP
3. Sen. George Mungai Mbugua, MP
4. Sen. Abdul Mohammed Haji, MP
5. Sen. Julius Murgor Recha, MP

**ABSENT WITH APOLOGY**

**NATIONAL ASSEMBLY**

1. Hon. Kahangara Joseph Mburu, MP
2. Hon. Oku Edward Kaunya, MP
3. Hon. Rozaah Buyu Akinyi, MP
4. Hon. Caroline Jeptoo Ng'elechei, MP

**SENATE**

1. Sen. Karen Njeri Nyamu, MP - Vice-Chairperson
2. Sen. Joseph Githuku Kamau, MP
3. Sen. (Prof.) Tom Odhiambo Ojienda, SC, MP
4. Sen. Lenku Ole Kanar Seki, MP

### **SECRETARIAT**

- |                         |  |
|-------------------------|--|
| 1. Mr. Philip Lekarkar  | - Clerk Assistant I (NA)               |
| 2. Ms. Carol Kirorei    | - Clerk Assistant I (Senate)           |
| 3. Mr. Gilbert Juma     | - Legal Counsel II (Senate)            |
| 4. Mr. Khatib Omar      | - Clerk Assistant III (Senate)         |
| 5. Mr. Bernard Njeru    | - Clerk Assistant III (NA)             |
| 6. Mr. Gideon Kipkogei  | - Clerk Assistant III (NA)             |
| 7. Ms. Clarah Kimeli    | - Senior Legal Counsel (NA)            |
| 8. Ms. Janice Lekuton   | - Research Officer III (Senate)        |
| 9. Ms. Delvin Onyancha  | - Research Officer III (NA)            |
| 10. Mr. Jack Lemeteki   | - Media Relations Officer III (Senate) |
| 11. Ms. Juliet Masinde  | - Media Relations Officer III (NA)     |
| 12. Mr. Charles Oyosi   | - Audio Officer (Senate)               |
| 13. Ms. Mercylyn Kerubo | - Audio Officer (NA)                   |
| 14. Mr. Mohamed Said    | - Serjeant-at-Arms (NA)                |
| 15. Mr. Ian Mugo        | - Intern, Serjeant-at-Arms (Senate)    |

### **MIN. NO. H/10/2023**

### **PRAYER**

The meeting was called to order at 10.30 a.m. followed by a word of prayer.

### **MIN. NO. H/11/2023**

### **ADOPTION OF THE AGENDA**

The agenda of the meeting was adopted having been proposed by Hon. Fred Kapondi Chesebe, MP and seconded by Sen. George Mungai Mbugua, MP as follows –

1. Prayer
2. Adoption of the Agenda
3. Confirmation of Minutes of the previous sittings
4. Matters arising from the Minutes of the previous sittings
5. Consideration and adoption of the Report on the consideration of the request for approval by Parliament of the deployment of National Police Service officers to the Multinational Security Support (MSS) Mission in Haiti
6. Any Other Business
7. Date of the Next Meeting and Adjournment

### **MIN. NO. H/12/2022**

### **CONFIRMATION OF MINUTES OF THE PREVIOUS SITTINGS**

1. The Minutes of the 1<sup>st</sup> sitting held on 2<sup>nd</sup> November, 2023 were confirmed as a true record of the proceedings after being proposed by Hon. Francis Kipyegon Sigei, MP and seconded by Sen. George Mungai Mbugua, MP.



2. The Minutes of the 2<sup>nd</sup> sitting held on 9<sup>th</sup> November, 2023 were confirmed as a true record of the proceedings, with amendments, after being proposed by Hon. Sarah Korere Paulata, MP and seconded by Sen. Fatuma Adan Dullo, CBS, MP.

MIN. NO. H/13/2023

MATTERS ARISING FROM THE PREVIOUS MINUTES

There were no matters arising from the Minutes of the previous sittings.

MIN. NO. H/14/2023

CONSIDERATION AND ADOPTION OF THE REPORT ON THE CONSIDERATION OF THE REQUEST FOR APPROVAL BY PARLIAMENT OF THE DEPLOYMENT OF OFFICERS OF THE NATIONAL POLICE SERVICE TO THE MSS MISSION FOR HAITI

The Committee considered the Report on the consideration of the request for approval by Parliament of the deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti.

During deliberations-

1. Members proposed the restructuring of the Chapter on Committee Observations;
2. The Committee recommended that Parliament approves the proposed deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti pursuant to Article 240(8)(a); and
3. Pursuant to standing order 199(5) and (6) of the National Assembly Standing Orders, a minority report was registered by Hon. George Peter Kaluma, MP, Member of the National Assembly Departmental Committee on Administration and Internal Security.

The Committee adopted the report, with the proposed amendments, after being proposed by Hon. Fred Kapondi, MP and seconded by Sen. Fatuma Adan Dullo, MP

MIN. NO. H/15/2023

DATE OF NEXT MEETING & ADJOURNMENT

The meeting was adjourned at 12.03 p.m.

SIGNED:  .....

HON. GABRIEL TONGOYO, MP

DATE: 15/NOV/2023 .....

SIGNED:  .....

SEN. WILLIAM CHEPTUMO, CBS,  
MP

DATE: 15.11.23 .....

*ANNEX III*

**Letters from the Cabinet Secretary, Ministry of Interior and  
National Administration transmitting the request for  
approval by parliament of the deployment of officers of the  
National Police Service to MSS Mission for Haiti to the  
Speakers**





Republic of Kenya

**MINISTRY OF INTERIOR & NATIONAL ADMINISTRATION**  
*Office of the Cabinet Secretary*

Telephone: Nairobi 2227411  
Fax: +254-20-341938  
Email: [cs@interior.go.ke](mailto:cs@interior.go.ke)

Harambee House  
P.O. Box 30510 - 00100  
NAIROBI

When replying please quote:

CONF/MINA/CS/VOL.1

19<sup>th</sup> October, 2023

**Rt. Hon. (Dr.) Moses M. Wetang'ula, EGH**  
Speaker  
National Assembly  
Parliament Buildings  
NAIROBI

Dear Rt. Hon. Speaker,

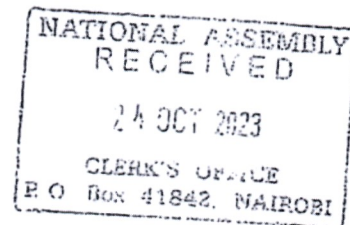
**THE MULTINATIONAL SECURITY SUPPORT (MSS) MISSION FOR HAITI**

The Cabinet Secretary for Interior and National Administration presents compliments to the Speaker of the National Assembly and has the honour to transmit herewith the request of the National Security Council to the National Assembly seeking approval for the deployment of officers of the National Police Service to the Multinational Security Support (MSS) Mission for Haiti pursuant to the United Nations Security Council (UNSC) Resolution 2699 (2023) of 2<sup>nd</sup> October 2023.

Yours sincerely,

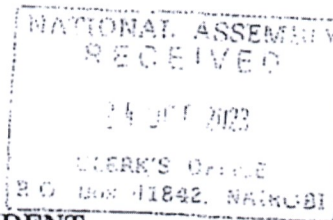
**KITHURE KINDIKI**  
**CABINET SECRETARY**

Encls.



① CNA  
Proceed to process the communication - this.  
SNA  
23/10/23

② DUPS  
To process.  
SNA  
24/10/23



EXECUTIVE OFFICE OF THE PRESIDENT  
NATIONAL SECURITY COUNCIL

SECRET

Telegraphic Address  
Telephone: Nairobi 2227411  
When replying please quote

EOP/NSC/14/2.VOL.II/(10)

P.O. Box 623450-00200  
Nairobi

16<sup>th</sup> October, 2023

Ref. No. ....  
and date

Date....., 20.....

**Dr. Raymond V.O. Omollo, PhD**  
Principal Secretary  
State Department for Internal Security &  
National Administration  
Ministry of Interior & National Administration  
**NAIROBI**

**Hon. Shadrack J. Mose**  
Solicitor- General  
State Law Office  
**NAIROBI**



Dear *Dr. Raymond Omollo,*

**THE MULTINATIONAL SECURITY SUPPORT (MSS) MISSION FOR HAITI**

I refer to the **Fourth (4<sup>th</sup>) Meeting** of the National Security Council (NSC) held on **13<sup>th</sup> October 2023**, presented by the Cabinet Secretary for Interior National Administration presented a Memorandum, **NSC (23)13**, jointly submitted with the Attorney-General.

The Memorandum sought to apprise the National Security Council of the status of the Multinational Security Support (MSS) mission for Haiti as well as the approval of the deployment of the National Police Service to the Multinational Security Support mission for Haiti.

I wish to inform you that the National Security Council **considered** the Memorandum and:

- I. **Noted** the contents of the Memorandum;
- II. **Observed** that the United Nations Security Council, at its **9430<sup>th</sup> Meeting** held on 2<sup>nd</sup> October 2023, approved the Multinational Security Support (MSS) mission for Haiti, led by the Republic of Kenya;
- III. **Noted** that the resolution of the United Nations Security Council, carried as **Resolution 2699 (2023)**, authorized the deployment of the MSS under Chapter VII of the Charter of the United Nations;

SECRET



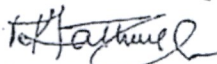
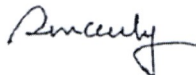
SECRET

- IV. **Acknowledged** that Article 240 (8) (i) of the Constitution grants the National Security Council the authority to sanction the deployment of national forces outside Kenya for regional or international peace support operations, with the approval of Parliament;
- V. **Underscored** that the deployment of National Police Service Officers to Haiti would not compromise the capability and capacity of the Service to continue fulfilling its mandate to Kenyans;
- VI. **Noted** that the Government of Kenya shall not incur any expense in implementing this MSS mission, as the cost of implementation shall be borne by UN member States and organizations that shall voluntarily contribute to a Trust Fund under the UNSG;
- VII. **Noted** that Kenya, as the lead MSS nation, shall be the focal point for resource mobilization and utilization;
- VIII. **Approved** the deployment of the National Police Service to the Multinational Security Support (MSS) mission for Haiti, subject to parliamentary approval;
- IX. **Authorized** the transmittal of the request for Parliamentary approval of the proposed deployment of the National Police Service to the MSS mission for Haiti, to both houses of Parliament; and
- X. **Directed** the Cabinet Secretary for Interior & National Administration; and the Attorney-General to take appropriate action.

In that regard, we herewith convey the extracts of the National Security Council's resolution to facilitate the transmission of the request for parliamentary approval regarding the proposed deployment of the National Police Service Multinational Security Support (MSS) mission for Haiti.

Please proceed and take appropriate action as directed by the NSC.

Yours



**Monica K. Juma, (OXON)., EGH**  
**NATIONAL SECURITY ADVISOR &**  
**SECRETARY TO THE NATIONAL SECURITY COUNCIL**

Copy to: **Hon. (Prof.) Kithure Kindiki, PhD., EGH**  
Cabinet Secretary  
Ministry of Interior & National Administration  
Harambee House  
**NAIROBI**

SECRET

SECRET

**Hon. Justin B. N. Muturi, EGH**  
Hon. Attorney-General  
The State Law Office  
NAIROBI

**Mr. Felix K. Koskei**  
Chief of Staff &  
Head of the Public Service  
Executive Office of the President  
NAIROBI

SECRET





**NATIONAL SECURITY COUNCIL (NSC)**

**EXTRACT  
of  
NSC RESOLUTIONS**

**NSC/MIN/29/(2023):  
THE MULTINATIONAL SECURITY SUPPORT  
MISSION FOR HAITI**

---

**WHEREAS** the National Security Council (NSC) on **Friday 13<sup>th</sup> of October, 2023** considered a **Memorandum NSC (23) 13**, by the Cabinet Secretary for Interior & National Administration jointly with the Attorney-General;

**WHEREAS** the Memorandum sought the approval of the NSC for the proposed deployment of the National Police Service to the Multinational Security Support mission for Haiti pursuant to **Article 240 (8) (a) (i) of the Constitution**;

**WHEREAS** the NSC noted that the United Nations Security Council had *vide* **resolution 2699(2023) of 2<sup>nd</sup> October 2023**, authorized a Multinational Security Support (MSS) Mission for Haiti under **Chapter VII of the Charter of the United Nations**;

**WHEREAS** the United Nations Security Council *vide* the same resolution designated Kenya as the lead nation of the Multinational Security Support (MSS) Mission for Haiti, with the mandate to:

- a. Support** efforts of the Haitian National Police (HNP), to re-establish security in Haiti and build security conditions conducive to holding free and fair elections;
- b. Provide** operational support to HNP; including building its capacity through conduct of joint security support operations;

*M. Chuma*



- c. **Provide** support to HNP for the provision of security for critical infrastructure sites and transit locations such as airports, ports, schools, hospitals and key intersections;
- d. **Facilitate** unhindered and safe access to humanitarian aid for population receiving assistance; and
- e. **Help** HNP maintain public law and order.

**AND WHEREAS**, the National Security Council during its **Fourth (4<sup>th</sup>) Meeting of 2023** held on 13<sup>th</sup> October, 2023, considered the Memorandum; **and**

- I. **Noted** that Kenya has had a longstanding record as a peacekeeping and troop contributing country; whose troops have demonstrated immense capacity, discipline, and resilience in diverse theatres;
- II. **Noted** that the previous peacekeeping missions included: United Nations Iran-Iraq Observer Group, UNTAG in Namibia, UNOSOM, UNPROFOR, UNCRO in Croatia, UNTAES, UNOMIL, UNPREDEP in Macedonia, MONUA in Angola, UNTAET, UNMIBIH in East Timor, UNTAC in Yugoslavia, UNMSL in Sierra Leone, UNPSG UN in Croatia, UNMK in Kosovo and AU Mission in Darfur, ATMIS in Somalia and EACRF in DRC;
- III. **Noted** that Kenya has the required capacity and capability to support the Haiti National Police as part of a Multinational support mission;
- IV. **Observed** that the deployment of National Police Service Officers to Haiti would not compromise the capability and capacity of the Service to continue to fulfil its mandate to Kenyans;

*Michael*





- V. **Noted** that the Government of Kenya shall not incur any expense in implementing this MSS mission as the cost of implementation shall be borne by UN member States and organizations who shall voluntarily contribute to a Trust Fund under the UNSG;
- VI. **Noted** that Kenya as the lead MSS nation shall be the focal point for resource mobilization and utilization;
- VII. **Approved** the deployment of the National Police Service to the Multinational Security Support (MSS) mission for Haiti, subject to parliamentary approval;
- VIII. **Authorized** the transmittal of the request for Parliamentary approval of the proposed deployment of the National Police Service to the MSS mission for Haiti, to both houses of Parliament; and
- IX. **Directed** the Cabinet Secretary for Interior & National Administration and the Attorney-General to take appropriate action.

**CERTIFIED TRUE COPY** on this the **Seventeenth** day of October, the Year of our Lord **TWO THOUSAND AND TWENTY-THREE**.



.....  
**Monica K. Juma, (OXON), EGH**  
**NATIONAL SECURITY ADVISOR &**  
**SECRETARY TO THE NATIONAL SECURITY COUNCIL**

*ANNEX IV*

**Communication from the Speaker of the National Assembly  
dated 25<sup>th</sup> October, 2023**





REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT - (SECOND SESSION)  
THE NATIONAL ASSEMBLY

MESSAGES

MESSAGE FROM THE EXECUTIVE

\_\_\_\_\_ (No.003 of 2023) \_\_\_\_\_

MESSAGE FROM THE NATIONAL SECURITY COUNCIL  
SEEKING APPROVAL OF THE  
MULTINATIONAL SECURITY SUPPORT MISSION FOR HAITI

**Honourable Members,**

1. Pursuant to the provisions of Standing Order 42(4), I wish to convey a Message from the Cabinet Secretary for Interior and National Administration relating to a **request for approval of the Multinational Security Support Mission for Haiti.**
2. **Honourable Members,** in the Message, the Cabinet Secretary conveys that on October 13, 2023, the National Security Council considered and approved a Memorandum from the Cabinet Secretary and the Attorney General for the proposed deployment of the National Police Service to the Multinational Security Support Mission for Haiti.
3. Following the approval of the Memorandum, the National Security Council through the Cabinet Secretary for Interior and National Administration hereby seeks the approval of the Multinational Security Support Mission for Haiti by Parliament.

4. **Honourable Members**, for information of the House, Article 240(8) of the Constitution provides as follows:

*The National Security Council may, with the approval of Parliament-*  
*(a) deploy national forces outside Kenya for-*  
*(i) regional or international peace support operations; or*  
*(ii) other support operations; and*  
*(b) approve the deployment of foreign forces in Kenya.*


5. Subsequently, **Honourable Members**, the request by the Cabinet Secretary for Interior and National Administration is rightly in order as submitted for consideration by Parliament.

6. Pursuant to the provisions of Standing 2002A, therefore, I hereby refer the Memorandum to the **Departmental Committee on Administration and Internal Security** for consideration.

7. The Committee is required to consider the Memorandum jointly with the relevant Committee of the Senate and submit its report to the Houses of Parliament on or before 8<sup>th</sup> November 2023 to allow for a timely disposal of this matter.

The House is accordingly guided.

**I thank you!**

  
**THE RT. HON. (DR.) MOSES M. WETANG'ULA, EGH, MP**  
**SPEAKER OF THE NATIONAL ASSEMBLY**

Wednesday, 25<sup>th</sup> October, 2023



*ANNEX V*

**Communication from the Speaker of the Senate dated  
31<sup>st</sup> October, 2023**

DCCMA)

Submitted for approval

201  
31.10.23

Ⓜ Clerk

For your approval

MSR  
31/10/23

REPUBLIC OF KENYA



THIRTEENTH PARLIAMENT | SECOND SESSION

COMMUNICATION FROM THE CHAIR

| No. 45 of 2023 |

REQUEST FROM THE CABINET SECRETARY, MINISTRY OF INTERIOR, AND NATIONAL ADMINISTRATION FOR APPROVAL BY PARLIAMENT OF THE DEPLOYMENT OF OFFICERS FROM THE NATIONAL POLICE SERVICE TO THE MULTINATIONAL SECURITY SUPPORT MISSION FOR HAITI

Rt. Hon. Speaker  
You may approve/read:  
31/10/23

**Honourable Senators,**

1. Vide a letter, Ref. CONF/MINA/CS/VOL.1, dated 19<sup>th</sup> October, 2023, the Cabinet Secretary, Ministry of Interior and National Administration submitted a request to my office seeking the approval of the Senate, for the deployment of officers from the National Police Service to the Multinational Security Support (MSS) Mission for Haiti.
2. The communication from the Cabinet Secretary indicated that at its meeting held on Friday 13<sup>th</sup> October, 2023, the National Security Council considered and approved a Memorandum, No. NSC (23) 13, from the Cabinet Secretary for Interior and National Administration and the Attorney General, for the proposed deployment of officers from the National Police Service to the Multinational Security Support (MSS) Mission for Haiti, pursuant to Article 240 (8) (a) (i) of the Constitution.

**Honorable Senators,**

3. Article 239 (1) of the Constitution states that-

*The National Security Organs are -*

*(a) The Kenya Defence Forces;*



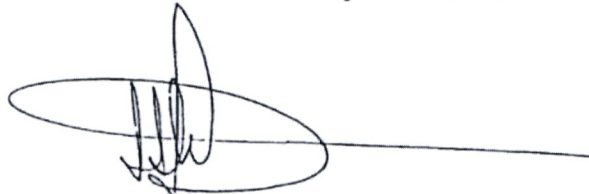
- (b) The National Intelligence Service; and*
- (c) The National Police Service.*

4. Further, Article 240 (8) (a) of the Constitution provides that –
- The Council may, with the approval of Parliament –*
- (a) deploy national forces outside Kenya for*
  - (i) regional or international peace support operations; or*
  - (ii) other support operations.*

**Honorable Senators,**

5. This being a matter of immense national importance, I hereby refer the request of the Cabinet Secretary for Interior and National Administration to the Standing Committee on National Security, Defence, and Foreign Relations. The Standing Committee is required to consider the request and undertake public participation and table a report, thereon on or before 15<sup>th</sup> November, 2023 for consideration by the Senate.

I thank you.



**RT. HON. AMASON JEFFAH KINGI, EGH, MP,  
SPEAKER OF THE SENATE.**

31<sup>st</sup> October, 2023

*ANNEX VI*

**Copy of the advertisement in the local dailies on Thursday  
2<sup>nd</sup> November, 2023**



### ELGEYO/MARAKWET COUNTY GOVERNMENT

Telephone: +254 718 028 028  
 Email: info@emcassembly.go.ke  
 Website: www.emcassembly.go.ke



Elgeyo Marakwet County Assembly  
 P.O. Box 53 - 30700  
 ITEN

#### THE COUNTY ASSEMBLY THIRD ASSEMBLY - SECOND SESSION

### PUBLIC PARTICIPATION ON THE ELGEYO/MARAKWET COUNTY ANNUAL DEVELOPMENT PLAN FOR FY 2024/2025

Pursuant to the provisions of Articles 102(2)(a), 104 (c), 106 (1), (b) and 201 (a) of the Constitution of Kenya, Section 87 of the County Governments Act, 2012, Section 126 of the Public Finance Management Act, 2012, The Elgeyo/Marakwet County Assembly Select Committee on County Budget and Appropriations wishes to invite members of the Public, Civil Society Organizations, Special Interests Groups and Professionals to public participation hearings on the Elgeyo Marakwet County Annual Development Plan for FY 2024/2025 as submitted to the County Assembly by the County Executive Committee Member for Finance and Planning pursuant to Section 126 (2) of the Public Finance Management Act, 2012. The schedule of the public hearings is as indicated below:

DATE	TIME	WARD	VENUE
Monday November 13 <sup>th</sup> , 2023	10:00AM-1:00PM	Sambiri	Chesal CDF Hall
	10:00AM-1:00PM	Enda	TAC Centre
	10:00AM-1:00PM	Embatut/Embatet	Itit Ward Office
Tuesday November 14 <sup>th</sup> , 2023	10:00AM-1:00PM	Kapsoor	Embatet Ward ICT Centre
	10:00AM-1:00PM	Lalan	Simon Catholic Church
	10:00AM-1:00PM	Sakweer	Label Ward Office
Wednesday November 15 <sup>th</sup> , 2023	10:00AM-1:00PM	Rapsoor	Chesbet AIC Church
	10:00AM-1:00PM	Maden/Kurawa	Kapsoor Ward Office
	10:00AM-1:00PM	Cherangany/Cherorwa	Chaplangi Ward Office
Thursday November 16 <sup>th</sup> , 2023	10:00AM-1:00PM	Say South	Kulligom Ward Office
	10:00AM-1:00PM	Embatet	Chesbet Ward Office
	10:00AM-1:00PM	Chesbet	Kapsoor Ward Office
Friday November 17 <sup>th</sup> , 2023	10:00AM-1:00PM	Say North	Nyaru Social Hall
	10:00AM-1:00PM	Embatet	Itit Social Hall
	10:00AM-1:00PM	Market	Embatet Ward Office
Saturday November 18 <sup>th</sup> , 2023	10:00AM-1:00PM	Embatet	Kamweso Social Hall
	10:00AM-1:00PM	Embatet	Kapsoor Primary School
	10:00AM-1:00PM	Kapsoor	Kapsoor Ward Office
Sunday November 19 <sup>th</sup> , 2023	10:00AM-1:00PM	Kapsoor	Bugar Ward Office
	10:00AM-1:00PM	Kapsoor	Kapsoor Resource Centre
	10:00AM-1:00PM	Kapsoor	Kapsoor Resource Centre

Written memoranda may be forwarded to the Clerk of the County Assembly of Elgeyo/Marakwet P.O. Box 53-30700 ITEN, hand delivered to the Office of the Clerk at the County Assembly Building-Iten, or emailed to [info@emcassembly.go.ke](mailto:info@emcassembly.go.ke); to be received on or before Friday 17<sup>th</sup> November, 2023 at 5:00pm. A copy of The Elgeyo/Marakwet County Annual Development Plan for FY 2024/2025 can be found on our website [www.emcassembly.go.ke](http://www.emcassembly.go.ke).

CLERK OF THE COUNTY ASSEMBLY

### REPUBLIC OF KENYA



#### PARLIAMENT THIRTEENTH PARLIAMENT | SECOND SESSION

In the matter of the approval by Parliament of the deployment of officers from the National Police Service to the Multinational Security Support (MSS) Mission in Haiti

### INVITATION FOR SUBMISSION OF MEMORANDA

Pursuant to the provisions of Article 240(8)(a) of the Constitution, the Cabinet Secretary, Ministry of Interior and National Administration has sought the approval of Parliament for the deployment of officers from the National Police Service to the Multinational Security Support (MSS) Mission in Haiti.

Following receipt of the request of the Cabinet Secretary, at a sitting of the National Assembly held on Wednesday, 25<sup>th</sup> October, 2023, the Speaker of the National Assembly referred the matter to the National Assembly's Departmental Committee on Administration and Internal Security for consideration. Similarly, at a sitting of the Senate held on Tuesday, 31<sup>st</sup> October, 2023, the Speaker of the Senate referred the matter to the Senate Standing Committee on National Security, Defence and Foreign Relations for consideration.

In accordance with Article 118 of the Constitution, the Committees now invite interested members of the public to submit any representations that they may have on the matter, by way of written memoranda.

The representations may be forwarded to the Clerk of the National Assembly or the Clerk of the Senate, P.O. Box 41842-00100, Nairobi; hand-delivered to the Offices of the Clerks, Main Parliament Buildings, Nairobi; or emailed to [ena@parliament.go.ke](mailto:ena@parliament.go.ke) and [clerk.senate@parliament.go.ke](mailto:clerk.senate@parliament.go.ke); to be received on or before Thursday, 9<sup>th</sup> November, 2023 at 5.00 pm.

SAMUEL NJOROGE  
 CLERK OF THE NATIONAL ASSEMBLY

J. M. NYEGENYE, CBS  
 CLERK OF THE SENATE



### COUNTY ASSEMBLY OF NYERI

P.O. BOX 162-10100, NYERI  
 Info@nyeriassembly.go.ke  
 Tel: +061 2037100



In the matter of consideration of the Nyeri County Alcoholic Drinks Control Bill, 2023.

### PUBLIC PARTICIPATION AND SUBMISSION OF MEMORANDA

The Assembly is in the process of considering the Nyeri County Alcoholic Drinks Control Bill, 2023. The Bill seeks to provide for the Management, Control, Licensing and Regulation of the production, Sales, Distribution and Consumption of alcoholic drinks; and for connected purposes.

Pursuant to Article 196 of the Constitution and Standing Order 123(3), the County Assembly of Nyeri, Legal Affairs, County Public Service and Administration Committee invites the interested members of the public to submit any representations that they may have on the said Bill. The representations may be made orally or by written memorandum in the following manner: -

i) Written memorandum may be forwarded to the Clerk, County Assembly of Nyeri P. O. Box 162-10100 Nyeri, hand delivered to the Office of the Clerk at the County Assembly Building, Ruirigu Nyeri, or emailed to [info@nyeriassembly.go.ke](mailto:info@nyeriassembly.go.ke) to be received on or before close of business on Thursday, 9<sup>th</sup> November, 2023.

ii) Public participation forum shall be held on the dates and time indicated below: -

Sub-County	Venue	Date	Time
Tetu Sub-County	Wamagana Catholic Hall	Tuesday, 14 <sup>th</sup> November, 2023	10:00a.m. - 11:30a.m.
Nyeri Central	Culture Hall	Tuesday, 14 <sup>th</sup> November, 2023	2:00pm - 4:00p.m.
Mathira West Sub-County	Kiriko PCEA Hall	Wednesday, 15 <sup>th</sup> November, 2023	9:00a.m. - 11:00a.m.
Mathira East Sub-County	Karatina Town Hall	Wednesday, 15 <sup>th</sup> November, 2023	2:00pm - 4:00p.m.
Kieni East Sub-County	PCEA Hall Naromoru	Thursday, 16 <sup>th</sup> November, 2023	9:00a.m. - 11:00a.m.
Kieni West Sub-County	Mweiga CDF Hall	Thursday, 16 <sup>th</sup> November, 2023	2:00pm - 4:00p.m.
Othaya Sub-County	Othaya CDF Hall	Friday, 17 <sup>th</sup> November, 2023	9:00a.m. - 11:00a.m.
Mukurwa-Ini Sub-County	Muhito PCEA Hall	Friday, 17 <sup>th</sup> November, 2023	2:00pm - 4:00p.m.

The proposed Nyeri County Alcoholic Drinks Control Bill, 2023 can be obtained from the County Assembly of Nyeri website <http://www.nyeriassembly.go.ke/budget-documents/>

Jerk,  
 County Assembly of Nyeri



### COUNTY GOVERNMENT OF BUSIA

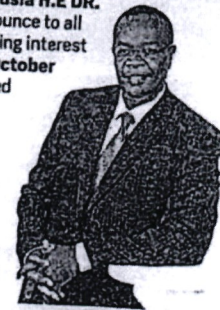
P.O. BOX PRIVATE BAG - 50400  
 BUSIA, KENYA



#### OFFICE OF THE GOVERNOR

### 100% WAIVER ON ALL OUTSTANDING INTEREST AND PENALTIES

The Governor of the County Government of Busia H.E DR. PAUL NYONGESA OTUOMA is pleased to announce to all property owners 100% Waiver on all outstanding interest and penalties on the land rates valid from 11<sup>th</sup> October to 31<sup>st</sup> December, 2023 if cleared by the stated deadline.



HE Dr. Paul Nyongesa Otuoma  
 Governor, Busia County



Payment should be made to Busia Revenue Fund Account no. 1140748017, KCB, Busia branch and deposit slips to be presented to the respective Sub County revenue offices for data base Update;

Matayos, Teso North, Teso South, Nambale, Butula, Samia and Bunyala sub-counties.

Any unpaid rates after the waiver period shall attract reinstatement of the whole amount owed. The County government will deploy alternative recovery mechanism including repossession of the subject property.

Visit the county website to check your rates balances

[www.busiacity.go.ke](http://www.busiacity.go.ke)

COUNTY SECRETARY  
 COUNTY GOVERNMENT OF BUSIA



National News

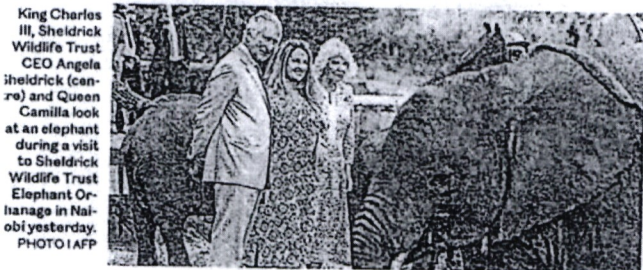
2020, while he was Prince of Wales, to champion sustainable transition for the global private sector  
**after concluding city engagements**



King Charles III and Queen Camilla meet Second World War veteran Kefa Chagira during their visit to the Kariokor War Cemetery in Nairobi yesterday. LUCY WANJIRU | NATION



Queen Camilla with members of the Kariokor community during her visit to the Kariokor War Cemetery in Nairobi yesterday. LUCY WANJIRU | NATION



King Charles III, Sheldrick Wildlife Trust CEO Angela Sheldrick (centre) and Queen Camilla look at an elephant during a visit to Sheldrick Wildlife Trust Elephant Orphanage in Nairobi yesterday. PHOTO IAFP

Correction

In an article titled 'Mosque where King and Queen will meet with leaders' published on Tuesday, we erroneously stated that the historic Mandhry Mosque in Old Town, Mombasa, has two Qiblas, the direction where Muslims face while in prayer. The correct position is that Muslims only face the direction of the Kaaba, built by Prophet Ibrahim and his son Ismail, in Mecca, Saudi

Arabia. The mosque known as Qiblatain (two Qiblas) in Medina, Saudi Arabia, is the place where the direction of prayers was changed from Jerusalem to Mecca after Prophet Mohammed (PBUH) received a revelation. Though it has two Qiblas, the faithful only face one direction — Mecca. We take this early opportunity to apologise to the Muslim community for the error.

REPUBLIC OF KENYA



PARLIAMENT  
 THIRTEENTH PARLIAMENT | SECOND SESSION

In the matter of the approval by Parliament of the deployment of officers from the National Police Service to the Multinational Security Support (MSS) Mission in Haiti

INVITATION FOR SUBMISSION OF MEMORANDA

Pursuant to the provisions of Article 240(B)(a) of the Constitution, the Cabinet Secretary, Ministry of Interior and National Administration has sought the approval of Parliament for the deployment of officers from the National Police Service to the Multinational Security Support (MSS) Mission in Haiti.

Following receipt of the request of the Cabinet Secretary, at a sitting of the National Assembly held on Wednesday, 25<sup>th</sup> October, 2023, the Speaker of the National Assembly referred the matter to the National Assembly's Departmental Committee on Administration and Internal Security for consideration. Similarly, at a sitting of the Senate held on Tuesday, 31<sup>st</sup> October, 2023, the Speaker of the Senate referred the matter to the Senate Standing Committee on National Security, Defence and Foreign Relations for consideration.

In accordance with Article 118 of the Constitution, the Committees now invite interested members of the public to submit any representations that they may have on the matter, by way of written memoranda.

The representations may be forwarded to the Clerk of the National Assembly or the Clerk of the Senate, P.O. Box 41842-00100, Nairobi; hand-delivered to the Offices of the Clerks, Main Parliament Buildings, Nairobi; or emailed to [ca@parliament.go.ke](mailto:ca@parliament.go.ke) and [clerk.senate@parliament.go.ke](mailto:clerk.senate@parliament.go.ke); to be received on or before Thursday, 9<sup>th</sup> November, 2023 at 5.00 pm.

MUEL NJOROGE  
 CLERK OF THE NATIONAL ASSEMBLY

J. M. NYEGENYE, CBS  
 CLERK OF THE SENATE



KENYA PIPELINE COMPANY  
 RETIREMENT BENEFITS SCHEME

PROPERTIES DISPOSAL

TENDER FOR PROPERTIES DISPOSAL - LR. NO. 1338/6 (ORIGINAL NO. 1338/4/2) LOCATED IN ATHI RIVER AND LR. NO. 209/290/4/2 LOCATED ALONG VALLEY ROAD

Kenya Pipeline Company Retirement Benefits Scheme invites interested and eligible candidates to submit sealed Tenders for the above-mentioned tender.

Interested and eligible candidates may view and/or download free of charge the Tender document at [www.kpcrbs.com](http://www.kpcrbs.com). Upon downloading the document, tenderers shall immediately forward their particulars to [kpcrbstenders@kpc.co.ke](mailto:kpcrbstenders@kpc.co.ke) for records and for the purposes of receiving any further clarifications/addenda.

The completed Tender Document is to be enclosed in a plain sealed envelope clearly marked with the tender name and the tender number and should be addressed to:

The Trust Secretary,  
 KPC Retirement Benefits Scheme,  
 Crescent Business Centre,  
 Crescent Road, Off Parklands Road,  
 PO Box 13633-00800, Nbi- Kenya

and deposited in the Tender Box located in 5th Floor, Crescent Business Centre, Crescent Road, Off Parklands Road, opposite MP Shah Hospital to be received on or before 19<sup>th</sup> December 2023 at 1000hrs (East African Time).

Tenders will be opened in the presence of the candidates or their representatives who choose to attend at the scheme's board room. Tenders submitted after the mentioned date and time will be automatically disqualified.

INTERESTED BIDDERS ARE ADVISED TO TAKE NOTE OF ADDENDUM NUMBER 1 ON THE SCHEME'S WEBSITE [www.kpcrbs.com](http://www.kpcrbs.com)

TRUST SECRETARY



*ANNEX VII*

**Copy of submission received from the Mau Mau War  
Veterans Association**

# MAU MAU WAR VETERANS ASSOCIATION



## Nairobi Office

Mwea House, 1st floor  
Cross Road  
NAIROBI  
KENYA

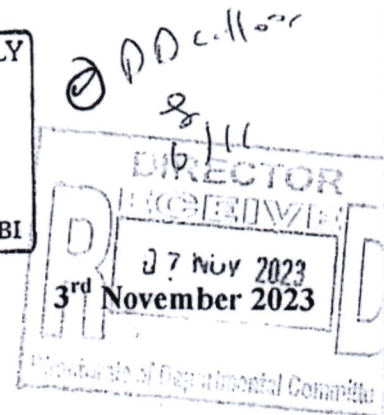
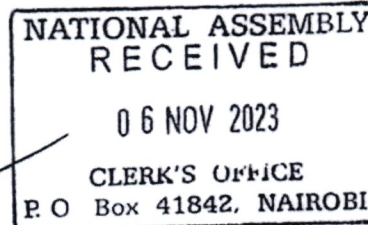
## Contact Address

P.O. Box 13772-00100  
G.P.O - Nairobi - Kenya  
maumauwva@gmail.com

## B/Office

Tel: 0722-418407  
0723-234023

Samuel Njoroge  
The Clerk of The National Assembly  
P.O Box 41842-00100  
Nairobi  
Main Parliament Building  
Nairobi



⑦ *Philip Lakanya*  
*Desi*  
*7/11/23*

Dear sir,

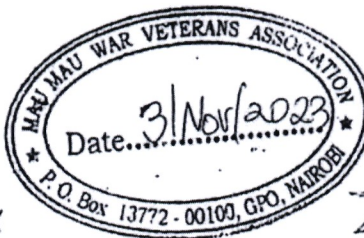
## RE: INVITATION FOR SUBMISSION OF MEMORANDA.

This submission is in response to the initiation for public participation and submission of the memoranda. In relation for the approval by parliament of deployment of officer from the National Police Service to the multinational society support, (M.S.S) mission in Haiti. Invitation for submission of memoranda effort by Parliament in accordance with article 118 of the constitution we members of the MAU MAU WAR VETERANS ASSOCIATION, do hereby make proposal that before the deployment of the national police service for multinational security support (M.S.S) there be set a NATIONAL DAY OF PRAYER to be held at UHURU GARDENS and attended by 47 elders invited jointly by both House of the Senate committee and the parliament committee and be facilitated by both houses. Why? Because in the past Kenya Police were deployed to go to the first world war between 1914-1918 and later in the second world war in 1939-1946 the unfortunate plight to date in out there people still living in poverty. There has to be an elaborate plan and security plans for the officers to be deployed to Haiti and there after coming back to society after completing the mission for example what we see in many elderly and sick in our society.

We therefore pray that the debate certainly cannot contemplate the impoverishment of our people after completing the mission. If our prayer is adopted will yield a win win situation in which harmony assistance and survival are guaranteed for all officers. We have attached a National Assembly official report.

We remain yours faithfully,

General Muiruri Njuguna  
Chairman



Pius Njogu Nguo  
Secretary General

*Njogu*  
Githiga Gikonyo  
National Co-Ordinator

*Mumbi*  
Jane Mumbi Ng'ethe  
Ass National Co-ordinator



*ANNEX VIII*

**UN Security Council Resolution No.2699 of 2023 dated  
2<sup>nd</sup> October, 2023**

**Security Council**Distr.: General  
2 October 2023**Resolution 2699 (2023)****Adopted by the Security Council at its 9430th meeting, on  
2 October 2023***The Security Council,**Recalling* all its previous resolutions and press statements, and *reaffirming* resolution 2692 (2023), on the situation in Haiti,*Reaffirming* its strong commitment to the sovereignty, independence, territorial integrity and unity of Haiti,*Emphasizing* that the Government of Haiti has the primary responsibility for the provision of security, ensuring stability and respect for the rule of law and human rights, and for the protection of civilians across the territory of Haiti, and *expressing great concern* at the increasingly violent actions taken by armed groups and criminal networks,*Reaffirming* the importance of a professional, self-sustaining, fully functioning Haitian National Police of adequate size, structure and equipment, able to conduct the full spectrum of police functions, for the maintenance of public safety, respect for human rights, consolidation of democracy and the revitalization of Haiti's system of justice and *encouraging* Haiti to pursue actively its plans in these respects,*Condemning* in the strongest terms the increasing violence, criminal activities, and human rights abuses and violations which undermine the peace, stability, and security of Haiti and the region, including kidnappings, sexual and gender-based violence, trafficking in persons and the smuggling of migrants, homicides, extrajudicial killings, as well as arms smuggling,*Strongly condemning and expressing deep concern* over the gravity and numbers of violations and abuses committed against children in Haiti; and *urging all* actors, especially gangs and criminal networks, to immediately end and prevent all violations and abuses against children, including those involving killing and maiming, recruitment and use, rape and other forms of sexual and gender-based violence, particularly against girls, attacks on schools and hospitals, abduction, and denial of humanitarian access,*Urging all* actors, including Haitian gangs and their supporters, to cease their destabilizing and criminal activities, and further urging those with the ability to influence the gangs to act to stop the blocking of roads required for the supplying of and access to local markets and the damaging of sources of food, including crops and



livestock, as well as medical, and humanitarian supplies, and highlighting the link between violence and food insecurity, that has reached unprecedented levels,

*Stressing* the need to create a safe and secure environment in Haiti and the region that enables respect for human rights, in particular women's rights, and the protection of children, is conducive to the rule of law, functional state institutions and an effective judicial system, and facilitates the humanitarian delivery of life-sustaining water, fuel, food, and medical supplies,

*Recalling* its resolution 2653 (2022), which established sanctions measures in response to the threat to international peace and security in the region posed by the high levels of gang violence and other criminal activities, as well as of illicit arms and financial flows, and *further recalling* resolution 2664 (2022) which supersedes the asset freeze exception set forth in paragraph 10 of resolution 2653,

*Reaffirming* the commitment of the international community to address the security and humanitarian needs in Haiti, including through offering continued support to the United Nations Integrated Office in Haiti (BINUH),

*Stressing* that addressing the root causes of instability in Haiti requires political solutions, and in this regard *further emphasizing* the urgent need to encourage wider participation and forge the broadest possible consensus in the political process, with, as soon as necessary security conditions are met, a view to holding transparent, inclusive, and credible electoral processes and free and fair elections, and restoring democratic institutions,

*Reiterating* the need for all Haitian stakeholders, including with BINUH's support, to continue to facilitate a Haitian-led, Haitian-owned political process to permit the organization of free and fair legislative and presidential elections, with the full, equal, meaningful, and safe participation of women and the engagement of youth, civil society, and other relevant stakeholders through an inclusive inter-Haitian national dialogue, and further requests all Haitian stakeholders to urgently reach an agreement on a sustainable, time-bound and commonly accepted roadmap for elections,

*Taking note* of the recent visits by the Eminent Persons Group of Caribbean Community (CARICOM) to Haiti and welcoming its continued commitment to supporting the political dialogue,

*Recognizing* the key role of countries in the region, as well as regional and subregional organizations such as the Caribbean Community (CARICOM), and other international partners, in particular the key role of CARICOM and its Eminent Persons Group in facilitating the political dialogue, and *calling on* the international community to remain committed to Haiti's efforts in overcoming the ongoing political stalemate and security and humanitarian situation,

*Taking note* of the direct appeal of 6 October 2022 of Haiti's Council of Ministers for the deployment of a specialized international force and technical assistance to support the Haitian National Police's efforts to address high levels of gang violence and re-establish security, further taking note of the letter dated 8 October 2022 of the Secretary-General (S/2022/747), the report of the Secretary-General (document S/2023/274) dated 14 April 2023, and Jamaican statement on behalf of CARICOM before the Security Council on 6 July 2023 to authorize multinational security efforts with the appropriate mandate to support the Haitian National Police,

*Gravely concerned* by the continued and significant deterioration of the humanitarian situation in Haiti, including the forced displacement of persons, and urging all parties to immediately cease violations and abuses,



*Taking note* of the need to coordinate, as appropriate, with BINUH and UNODC to reduce gang and community violence, as well as to ensure respect for human rights and build child protection capacity, and the need to further strengthen training efforts by BINUH and international partners to expand the overall capacities of the national police beyond security operations, including expanding the number of national police officers, continued vetting, enhancing community-oriented policing skills, strengthening capacity to prevent and respond to sexual and gender-based violence, ensuring the full, equal, and meaningful involvement and representation of women at all levels, ensuring respect for the rule of law, and restoring police stations that have been destroyed in gang-controlled areas,

*Underscoring* the need for broader efforts beyond the work of the Multinational Security Support (MSS) mission to sustainably address the root causes of gang violence, which emanate from political, institutional, and socio-economic instability and, in this regard, reiterating its call to the international community, including international financial institutions, to enhance support for long-term economic, social and institutional development in Haiti even after its stability is restored,

*Underscoring* the need for the international community to work with the people of Haiti in a long-term effort to promote the rebuilding of democratic institutions, including the organization of free and fair elections,

*Welcoming* the announcement of 29 July by the Government of Kenya to positively consider leading a multinational mission at the invitation of Haiti and in response to the appeal by the UN Secretary-General, following consultations with Haiti and the unanimous encouragement of security support to Haiti by the Security Council in resolution 2692 (2023), and further welcoming the positive responses to participate made by several Member States,

*Taking note* of the letter dated 26 September 2023 from the Secretary-General addressed to the President of the Security Council (S/2023/726), strongly expressing the desire to obtain authorization from the Security Council under Chapter VII, and which expresses hope, following an assessment visit by a Kenyan delegation, that the Multinational Security Support mission would help ensure the security of the country's critical infrastructure and would be able to carry out targeted operations, in close collaboration with the Haitian National Police,

*Recognizing* the importance and urgency of curbing the illicit trafficking of arms and ammunition to Haiti to the creation of a safe operating environment for international security support, including the deployment of a multinational security support mission,

*Taking note* of the call made by the Government of Kenya on 21 September 2023 urging the United Nations to urgently deliver an appropriate framework to facilitate the deployment of Multinational Security Support as part of a holistic response to Haiti's challenges, calling on the Security Council to approve a resolution under Chapter VII that tailors the security support mission to the specific needs of Haiti and its people,

*Determining* that the situation in Haiti continues to constitute a threat to international peace and security and to stability in the region,

*Acting* under Chapter VII of the Charter of the United Nations,

1. *Authorizes* Member States that have notified the Secretary-General of their participation to form and deploy a Multinational Security Support (MSS) mission with a lead country, in close cooperation and coordination with the Government of Haiti, for an initial period of twelve months following the adoption of this resolution, to be reviewed nine months after the adoption of this resolution, on the understanding



that the cost of implementing this temporary operation will be borne by voluntary contributions and support from individual Member States and regional organizations, and in strict compliance with international law, including, international human rights law, as applicable, to support the efforts of the Haitian National Police to re-establish security in Haiti and build security conditions conducive to holding free and fair elections, by:

(a) providing operational support to the Haitian National Police, including building its capacity through the planning and conduct of joint security support operations, as it works to counter gangs and improve security conditions in Haiti, characterized by kidnappings, sexual and gender-based violence, trafficking in persons and the smuggling of migrants and arms, homicides, extrajudicial killings, and recruitment of children by armed groups and criminal networks; and

(b) providing support, to the Haitian National Police, for the provision of security for critical infrastructure sites and transit locations such as the airport, ports, schools, hospitals and key intersections;

2. *Calls on* the MSS, through its support to the Haitian National Police outlined in paragraph 1, to help ensure unhindered and safe access to humanitarian aid for the population receiving assistance;

3. *Decides* that the Multinational Security Support mission, as requested by Haiti in its letter dated 22 September 2023, in coordination with the Haitian National Police, may, to prevent the loss of life and within the limits of its capacities and areas of deployment, adopt urgent temporary measures on an exceptional basis, which are limited in scope, time bound, proportionate and consistent with the objectives set forth in paragraph 1 above, to help the Haitian National Police maintain basic law and order and public safety, including through arrest and detention, as necessary and in full compliance with international law, including international human rights law, as applicable; and requests the leadership of the Multinational Security Support mission to update the Security Council any measures that may be adopted on this basis;

4. *Calls on* Member States and regional organizations to contribute personnel, equipment, and necessary financial and logistic resources based upon the urgent needs of the Multinational Security Support mission and *invites* contributing Member States to inform in writing the leadership of the Multinational Security Support mission, the Security Council and the Secretary-General of their intent to participate in the mission, and further requests Haiti and the leadership of the Multinational Security Support mission to update regularly the Security Council and the Secretary-General of the progress of deployment of relevant personnel and equipment;

5. *Authorizes* the Member States participating in the Multinational Security Support mission in Haiti to take all necessary measures to fulfil its mandate, strictly adhering to all international law, including international human rights law, as applicable;

6. *Requests* the Multinational Security Support mission to take fully into account child protection and the protection of other vulnerable groups as a cross-cutting issue throughout its mandate in all the planning and conduct of its operations;

7. *Requests* Member States participating in the Multinational Security Support mission in Haiti to include dedicated expertise in anti-gang operations, community-oriented policing, children and women's protection, and preventing and responding to sexual and gender-based violence in a victim-centred manner, and to take necessary action to ensure appropriate conduct and discipline and to prevent sexual exploitation and abuse, including vetting of all personnel and other safe hiring practices, encouraging women's representation at all levels of the MSS, and



predeployment and in-mission awareness training on human rights, child protection, and sexual and gender based violence, and to detect incidents when they occur and ensure a safe survivor- and victim-centred response in cases of such conduct involving their personnel, including through providing safe and accessible complaint mechanisms and timely investigations of all allegations of misconduct, to hold perpetrators accountable, and to repatriate units when there is credible evidence of misconduct, including widespread or systemic sexual exploitation and abuse, by those units;

8. *Requests* the leadership of the Multinational Security Support mission, in coordination with the government of Haiti and Member States participating in the MSS, to inform the Council, prior to the mission's full deployment, on information including but not limited to the concept of operations developed in consultations and cooperation with the government of Haiti and Member States participating in the MSS, sequencing of deployment, mission goals and end state, rules of engagement, as well as indicative financial needs to be funded by voluntary contributions, and number of personnel to be deployed;

9. *Reaffirms* that the rules of engagement and any directives on the use of force are to be developed by the leadership of the Multinational Security Support mission in consultation with Haiti and other Member States participating in the MSS and should be in full respect of Haiti's sovereignty and in strict compliance with international law, including, international human rights law, as applicable;

10. *Requests* the Member States participating in the Multinational Security Support mission in Haiti to ensure the highest standards of transparency, conduct and discipline for their contingents operating in the framework of the Multinational Security Support mission in Haiti, to establish a robust compliance mechanism to prevent, investigate, address and publicly report violations or abuses of human rights related to the Multinational Security Support mission in Haiti;

11. *Calls on* the Multinational Security Support mission to establish an oversight mechanism to prevent human rights violations or abuses, in particular sexual exploitation and abuse as well as to ensure that the planning and conduct of operations during deployment will be in accordance with applicable international law;

12. *Requests* Member States participating in the Multinational Security Support mission in Haiti to adopt appropriate wastewater management and other environmental controls to guard against the introduction and spread of water-borne diseases, in accordance with The World Health Organization Water Quality: Guidelines, Standards, and Health publication on Assessment of Risk and Risk Management for Water-related infectious diseases from 2001, and in cooperation with Haitian authorities, which bear shared responsibility for guarding against water-borne disease;

13. *Requests* the Multinational Security Support mission to cooperate with BINUH and relevant UN agencies, including but not limited to UNODC and the Office of the High Commissioner for Human Rights, to support the efforts of the Haitian National Police to re-establish security in Haiti, including efforts by the Haitian National police to combat illicit trafficking and diversion of arms and related materiel and to enhance management and control of borders and ports;

14. *Decides* that paragraph 11 of resolution 2653 (2022) shall be replaced by the following:

*“Decides* that, for an initial period of one year from the date of adoption of this resolution, all Member States shall take the necessary measures to prevent the direct or indirect supply, sale, or transfer to Haiti, from or through their territories or by their nationals, or using their flag vessels or aircraft of



small arms, light weapons, and ammunition, and *further decides* that this measure shall not apply to:

a. The supply, sale, or transfer of small arms, light weapons, or ammunition to the UN or a UN-authorized mission or to a security unit that operates under the command of the Government of Haiti, intended to be used by or in coordination with those entities and intended solely to further the objectives of peace and stability in Haiti;

b. Other supplies, sales, or transfers of small arms, light weapons, and ammunition to Haiti as approved in advance by the Committee established pursuant to resolution 2653 (2022) to further the objectives of peace and stability in Haiti;"

15. *Calls on* all parties in Haiti to cooperate fully with the Multinational Security Support mission in the execution of its mandate and to respect the security and freedom of movement of the Multinational Security Support mission;

16. *Requests* the Secretary-General to establish a trust fund as a mechanism that can facilitate voluntary contributions to the Multinational Security Support mission to enable and operationalize the mandate;

17. *Affirms* the Secretary-General may provide logistical support packages to the MSS, when requested by the MSS and MSS donors, subject to the full financial reimbursement to the United Nations through available voluntary contributions, and in full respect of the United Nations Human Rights Due Diligence Policy (HRDDP);

18. *Requests* the leadership of the Multinational Security Support mission to ensure the highest standards of transparency and conduct, and to report every three months once the MSS is operational on the ground, as a part of regular reporting to the Security Council, through the Secretary-General, on the implementation of the resolution, including but not limited to composition of the mission, measures to ensure appropriate conduct and discipline, and to prevent sexual exploitation and abuse; and on investigations of allegations of misconduct and excessive use of force;

19. *Requests* the Secretary-General to provide as part of the Secretary-General's regular reporting to the Security Council, no later than nine months following adoption of this resolution, recommendations on possible adaptation of the mandate of the Multinational Security Support mission or its transformation as needed;

20. *Requests* the leadership of the Multinational Security Support mission to develop a strategy for mission conclusion and withdrawal and include information on that matter in regular reporting to the Security Council;

21. *Emphasizes* the need for Member States, United Nations organs, bodies and agencies, and other international organizations, including international financial institutions, to redouble their efforts to promote the institutional, social, and economic development of Haiti, in particular for the long-term, in order to achieve and sustain stability and combat poverty;

22. *Strongly urges* the Haitian authorities and other stakeholders to cooperate fully with the good offices of CARICOM and BINUH to reach compromise for the broadest possible consensus as soon as possible;

23. *Decides* to remain actively seized of the matter.