

REPUBLIC OF KENYA



Approved
8/9/2020
SNA

Hon. speaker
You may approve!
8/9/20.

TWELFTH PARLIAMENT (FOURTH SESSION)

THE NATIONAL ASSEMBLY

PUBLIC PETITION

(No. 30 of 2020)

DL&P.
preceded.
8/9

PETITION FOR SAFEGUARDING PUBLIC INTEREST IN THE USE OF
GITUAMBA LAND IN KINYONA WARD OF MURANG'A COUNTY

I, the UNDERSIGNED, on behalf of residents of Kinyona Ward in Murang'a County;

DRAW the attention of the House to the following: -

- 1) THAT, over 65 acres of land in Gituamba area of Kinyona Ward of Kigumo Constituency, Murang'a County that was originally owned by the petitioners' grandparents as ancestral land under Land Reference Number LR/KINYONA/LOC/2/786 were allocated for tea nurseries and agricultural-related research and held in trust by the Murang'a County Council on behalf of area residents;
- 2) THAT, in 1962, the Murang'a County Council leased the said land to the Special Crop Development Authority for a period of 99 Years;
- 3) THAT, the Special Crop Development Authority was later renamed first as the Kenya Tea Development Authority, then as the Kenya Tea Development Agency and finally to its current name as the Kenya Tea Development Agency Holdings;
- 4) THAT, the Community's original intention in allocating the land was the setting up of tea tree nurseries as well as establishment of a public tea research institute, and not for the growth of Eucalyptus trees for KTDA's fuel program as is currently the case;
- 5) THAT, the said land was held as public land to be utilized for public interest but its use has for years been diverted and used for private interests by the Kenya Tea Development Agency Holdings or its subsidiary companies that are privately-registered entities;
- 6) THAT, the Eucalyptus trees have created a dense forest cover that poses perennial security concerns ranging from attacks by wild animals, rape cases as well as being used as a hiding place for stolen properties'

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08 SEP 2020
CLERK'S OFFICE
P. O. Box 41842, NAIROBI

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P. O. Box 41842, NAIROBI.

**PETITION FOR SAFEGUARDING PUBLIC INTEREST IN THE USE OF
GITUAMBA LAND IN KINYONA WARD OF MURANG'A COUNTY**

- 7) **THAT**, as a consequence to the planting of the water-consuming Eucalyptus trees, the Kinyona River has reduced its water volumes and water flow downstream hence affecting irrigation and the general ecosystem of the area;
- 8) **THAT**, during the recent El-Nino rains, several trees fell across the busy Mununga – Kinyona Road thereby affecting transport and communication in the entire area;
- 9) **THAT**, failure to utilize the land for its original purpose continues to cause unwarranted distress, anguish and inconvenience to the residents of Kinyona Ward;
- 10) **THAT**, efforts to have these concerns addressed by relevant authorities have not borne fruit;
- 11) **AND THAT**, the matters raised in this petition are not pending before any court of law, constitutional or legal body.

THEREFORE, your humble Petitioners pray that the National Assembly through the Departmental Committee on Lands:

- i. Investigates the irregular change of the use of the land from public use to private use by Kenya Tea Development Agency Holdings;
- ii. Enquiries into the matter with the objective of ascertaining LR/KINYONA/LOC/2/786 as a public land in conjunction with the National Land Commission;
- iii. Directs KTDA Holdings to revert to the original objective of establishment of a public agricultural research institute and a tea tree nursery (Gituamba Tea Nursery and Factory), failure to which KTDA's land lease is to be revoked forthwith;.
- iv. Make recommendations to protect the socio-economic interests of people of Kinyona Ward as well as resolutions to protect the environment from negative effects occasioned by KTDA's wood fuel planting, and
- v. Makes any other orders that it deems appropriate in light of the circumstances outlined in this Petition.

And your **PETITIONERS** will ever pray.

PRESENTED BY



**THE HON. SABINA WANJIRU MAITU CHEGE, MP
MEMBER FOR MURANG'A COUNTY**

DATE: 7TH SEPTEMBER, 2020

NAME	ID NO	IK No	SIGN
1) JACKSON MUGANE KAMURE	21365788	1050045	
2 BENSON KIMANI MITOBIO	21994409	IK0093089	
3. HELEN NYAMBARA KURIA	10266535	IK100101	
4. JACK WAWERU		IK 94002	
5 CECILIA NJERI		IK940067	
6 Kelvin Thiongo	29180791	IK940071	
7 JAMES KURIA NGWARE	5212649	IK100030	
8 Samuel Karanja	23814254	IK151089	
9 Joseph M. Chege	3732725	IK141045	
10 Luke Ndumu Gituike	2040964	IK090026	
11 PETER MUGANE	7422543	IK09040	
12 WILSON MWANGI NGATHU	11622520	IK10010010	
13 JOSEPH MUGI KAMAU	25693240	IK097100	
14 CYRUS K. MUGANE	10393889	IK0920054	
15 ELIUD M KURIA	14627999	IK100210	
16 James K. Kuria	5941047	IK104025	
17 Isaiah K. Mwangi	22025629	IK0030084	
18. SAMUEL MUGUNA CHEGE	26440484	IK0093093	
19. DANIEL KURIA GATHU	22816307	IK101	
20 JAMES BUKUNGU WANJAU	22397986		
21 JOSEPH NDIRANGU MAINA	4356519	IK100-121	
22 PAUL KAMAU KIAYA	9587007	IK20108	
23 SAMUEL Thiongo Gathuru	10246681	IK0920101	
24 Mwangi Gathuru	2011099	IK 077	
25. Wilson N. Muthura	0440478	IK 043	
26 John A. Kamau	9484202	IK1050019	
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	ID NO	IKNO	SIGN
29 Joseph Critimiy	2040971	9K92162	<i>[Signature]</i>
30 SIMON Ajiin	9152823	IK89/071	<i>[Signature]</i>
31 SIMON NDIRANGU	217497614		<i>[Signature]</i>
32 SAMUEL Ndeuti	14566504		<i>[Signature]</i>
33 DANIEL WATURU	23814263		<i>[Signature]</i>
34 ERIC KARANGA	21436933		<i>[Signature]</i>
35 TABITHA WAMBUI	26211169	IK82/204	<i>[Signature]</i>
36 PAUL Karuru	11752344	IK77115	<i>[Signature]</i>
37 ANTONY NIWANGI	14489745	IK092/123	<i>[Signature]</i>
38 DANSON Nyugura	22269378	IK092120	<i>[Signature]</i>
39 ONESMUS KAMORE	0440511	IK1050002	<i>[Signature]</i>
40 ISAAC Karuru	21357702	IK0920095	<i>[Signature]</i>
41 Julia WAKONGU	22229962		<i>[Signature]</i>
42 Samuel Wairahi	22038219	IK0920095	<i>[Signature]</i>
43 Michael Ruge	23633478	IK0920095	<i>[Signature]</i>
44 Ann MUIRU	32757052		<i>[Signature]</i>