

4202

Petition to Parliament Concerning the Implementation of the Constitution and the Proposed Amendment Bills – National Police Service Commission (Amendment) Bill 2013 and The National Police Service (Amendment) Bill 2013

PARLIAMENT OF KENYA LIBRARY

PETITION TO THE PARLIAMENT OF THE REPUBLIC OF KENYA ASSEMBLED NATIONAL ASSEMBLY DURING THE [Standing Order 220]

This is the petition of the undersigned citizens and residents of the Republic of Kenya whose full addresses, identity details, signatures and Thumb impression are included in this petition. The petition is presented under PART XXIII - PUBLIC PETITIONS of the NATIONAL ASSEMBLY STANDING ORDERS as adopted by the National Assembly on 9th January, 2013, during the Second Session of the Tenth Parliament.

The petition is concerning the implementation of Constitution of Kenya 2010 and securing the gains by the people of Kenya in the proposed amendments to the National Police Service Commission Act No 30 of 2011 and the National Police Service Act No 11A 2011, as proposed by The National Police Service Commission (Amendment) Bill, 2013 and The National Police Service (Amendment) Bill 2013 respectively.

WE, the undersigned citizens of the Republic of Kenya, drawn from all the 47 Counties coming together under the umbrella of 'Jukwaa la Katiba'; DRAW the attention of the Honorable House to the following:

That Part of the reasons Kenyans enacted a new Constitution was to reform its institutions and agencies of governance including institutions of the security sector as underpinned under Agenda Four of the Kenya National Dialogue and Reconciliation Process.

That Kenya's previous experience with the police force comprised of impunity, extra judicial force, corruption, discrimination in recruitment in terms of marginalization, lack of merit in recruitment

That by enacting the Constitution of Kenya 2010 we collectively as the holders of sovereign authority under article 1 (1) of the Constitution of Kenya 2010 which states, 'All sovereign power belongs to the people of Kenya and shall be exercised only in accordance with this Constitution

Aware that this sovereign authority is only delegate to institutions

Sammy Njiragu
W. Princes
Sialai
18/7/13

WA
Mrs. Wangari
do a "royal" statement to be made 18/7, under S.O. 225(2)(b).
Nyong'o 18/7

Petition to Parliament Concerning the Implementation of the Constitution and the Proposed Amendment Bills – National Police Service Commission (Amendment) Bill 2013 and The National Police Service (Amendment) Bill 2013

of governance under article 1 (3) which states Sovereign power under this Constitution is delegated to the following State organs, which shall perform their functions in accordance with this Constitution.

Aware that by reason of adopting the new Constitution the need to review all legislation to bring them to accord with the Constitution of Kenya 2010

In consideration of the above the honorable national assembly of Kenya acting under the delegated authority as in paragraph... enacted the National Police Service Commission Act No 30 of 2011 and the National Police Service Act No 11A of 2011 during its tenth tenure.

That the enactment of these laws was done in compliance with and in respect to the letter and spirit of the Constitution of Kenya 2010

Aware that two bills namely Police Service Commission (Amendment) Bill 2013 and Police Service (Amendment) Bill 2013 to make amendments to the National Police Service Commission Act No 30 of 2011 and the National Police Service Act No 11A of 2011 have been published.

That we are concerned that the proposed amendments as in above have the potential of subverting both the letter and spirit of the Constitution, and its implementation in violation of the mandate of the commission as provided for in the Constitution of Kenya 2010 article 246

That the Police service Commission is a constitutional commission whose mandate is secured under article 248, 249 250 and 246 and articles 255, 256 and 257 which give directions on changing the mandate of the Constitutional Commissions.

That the gains therefore made by enacting the Constitution of Kenya 2010 and by embarking on a reforms process, need to be safeguarded.

That the implementation of the Constitution of Kenya needs to remain a priority for every citizen and duty bearer.

That the Constitution of Kenya needs to be protected at all costs.

THEREFORE your humble petitioners PRAY that the honorable

Parliament of the Republic of Kenya

Petition to Parliament Concerning the Implementation of the Constitution and the Proposed Amendment Bills – National Police Service Commission (Amendment) Bill – 2013 and The National Police Service (Amendment) Bill 2013

Parliament of the Republic of Kenya

Refrains from adopting any amendments to the Police Service Commission Act No 30 of 2011 and the Police Service Act No 11A of 2011, which violate both the spirit and the letter of the Constitution and erode the gains made in reforming the police service.

Refrains from eroding the authority and mandate of the Police Service Commission by transferring its powers to an individual office, that of the Inspector General

Anchors any proposed amendments to the Police Service Commission Act No 30 of 2011 and the Police Service Act No 11A of 2011 on the values and principles of the Constitution of Kenya 2010

Obeys upholds, protects preserves and defends the Constitution of Kenya as sworn in the oath of office, in enacting any proposed amendments to the Police Service Commission Act No 30 of 2011 and the Police Service Act No 11A of 2011

And your PETITIONERS will ever pray:

Petition to Parliament Concerning the Implementation of the Constitution and the Proposed Amendment Bills – National Police Service Commission (Amendment) Bill 2013 and The National Police Service (Amendment) Bill 2013

Name of Petitioner	Full Address	National ID or Passport No	Signature/Thumb Print
JOSEPH D MONDI	16326 NAIKURU	11160683	
Cornelius Ochiu	15801 NAIKURU	13071575	
SUSAN MUTERO	ST NANTUKI	27328146	
SAMSON T. ROTTKEN	73 NAROK	0099894 DR	
DANIEL K. LEIUKO	5 DDL DDL	11653610	DANIEL
RICHARD K. JOSEFI	BOX 48 LINGISA	3829231	
MARITIM ANDREW	BOX 326 KERICHU	3823358	
Simon M. Muluu	135 Nyachururu	12873749	
KARIA CHARITY	654 NAROK	27781786	
Joseph hemiso	26-40700 Kilgwis	26967602	
HASSIA JUMA	P.O BOX 627 NAROK	24842413	
MUSERRAD KUDATE	P. O BOX 217 NAROK	22998822	
KIPKORIR TESOT	BOX 77, BOMMET	2353175	
YUSUF KISTANEH	627 NAROK	0732935	
ALI JUMA	116 NAROK	0101684	
EDNA C. MBOG	118 BOMMET	2417830	
ESTHER CHEPKORO	BOX 1195 KCO	9232099	
JOSEPH D. WANJOH	1501 NYAH.	0341006	

