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KENYA NATIONAL ASSEMBLY

TENTH PARLIAMENT - THIRD SESSION - 2009

THE DEPARTMENTAL COMMITTEE NO. C ON DEFENCE AND FOREIGN RELATIONS

REPORT ON THE STUDY VISIT TO TURKEY, REPUBLIC OF IRELAND AND THE UNITED KINGDOM

CLERK'S CHAMBERS,
PARLIAMENT BUILDINGS,
NAIROBI

DECEMBER, 2009

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1. PREFACE

Mr. Speaker,

The Departmental Committee on Defence and Foreign Relations is established pursuant to provisions of Standing Order 198 (1). Under the provisions of Standing Order 198 (3) the Committee is mandated to:-

- (a). investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and departments;*
- (b). study the Programme and policy objectives of the Ministries and departments and the effectiveness of the implementation;*
- (c). study and review all legislation referred to it;*
- (d). study, assess and analyse the relative success of the Ministries and departments as measured by the results obtained as compared with its stated objectives;*
- (e). investigate and inquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House or a Minister; and*
- (f). make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.*

The Committee is also mandated to scrutinise the budget of line Ministries as provided under Standing Order No. 152 which states that:-

- (1) Upon being laid before the National Assembly, the annual estimates shall stand committed to the respective departmental Committees according to their mandates.*
- (2) Each departmental Committee shall consider, discuss and review the estimates committed to it under this standing order and submit its*

report thereon to the House within twenty one days after they were first laid before the House.

The Committee oversees the performance of the following Ministries and Government department:-

- (i) Defence;
- (ii) Foreign Affairs;
- (iii) East African Community; and
- (iv) National Security Intelligence Service.

Under the above Ministries, the Committee covers the following subjects;

- (i) Defence matters;
- (ii) Foreign policy;
- (iii) Treaties , Conventions and Agreements;
- (iv) International and Regional Organisations;
- (v) Bilateral and Multilateral Relations;
- (vi) Regional Cooperation policy;
- (vii) East African Community Affairs; and
- (viii) National Security Intelligence.

2. MEMBERSHIP

The Committee comprise the following Members of Parliament:-

The Hon. Adan W. Keynan, MP – Chairperson
The Hon. Hassan A. Joho, MP – Vice Chairperson
The Hon. Julius K. Kilonzo, MP
The Hon. Eugene L. Wamalwa, MP
The Hon. Jeremiah N. Kioni, MP
The Hon. Charles M. Kilonzo, MP
The Hon. Joshua S. Kutuny, MP
The Hon. Peter E. O. Anyanga, MP
The Hon. Benedict F. Gunda, MP
The Hon. Wilson M. Litole, MP
The Hon. George Nyamweya, MP

3. THE STUDY VISIT

Mr. Speaker,

The Committee undertook the study visit to Turkey, Ireland and the United Kingdom between November 22 and December 07, 2009. The purpose of the visit was three fold; to review the performance of Kenya's missions in Dublin and London, forge bilateral relations between the countries visited and exchange views and share experiences on parliamentary oversight over the security sector with their counter parts in the above mentioned countries.

The delegation set out to meet these objectives by visiting Kenya's missions in Dublin and London, holding meetings with mission staff, meeting their parliamentary counter parts, and meeting Kenyans in diaspora.

The following members of the Committee undertook the visit:-

- (i) The Hon. Adan W. Keynan, MP – **Leader of Delegation**
- (ii) The Hon. Jeremiah Ngayu Kioni, MP
- (iii) The Hon. Charles Kilonzo, MP
- (iv) The Hon. Peter Edick Omondi Anyanga, MP
- (v) The Hon. Benedict Fondo Gunda, MP
- (vi) The Hon. Wilson Mwotiny Litole, MP

The delegation was accompanied by Emejien L. Nicholas as secretary to the delegation.

The delegation had a successful study visit in which it met and held discussions with the following:-

- (i) Meeting with the Turkish chapter of the Kenya Turkey inter-parliamentary friendship group. During the meeting the delegation undertook to form the Kenya chapter of the parliamentary friendship group. The meeting also explored ways of promoting parliamentary diplomacy and strengthening bilateral relations between the two friendly nations on issues of mutual interest.

- (ii) Meetings with the Turkish Committees on defence and foreign affairs. The meetings agreed that parliamentarians need to work closely to foster relations between the two countries for the development of the people.
- (iii) Meetings with officials of the Ministries of Foreign Affairs and Labour in Turkey respectively. The meetings explored ways of further strengthening bilateral relations between the two countries through investment and increasing trade volumes.
- (iv) Meeting with members of the defence industry of the Turkish chamber of commerce. The delegation was briefed on the Turkish defence industry and its contribution to Turkish national development. The meeting agreed that the two countries need to explore military cooperation and technology transfer.
- (v) Meeting with embassy officials at the Dublin mission – delegation assessed the performance of the mission.
- (vi) Meeting with the Joint Committee on Foreign Affairs of the Irish Parliament. Meeting discussed ways of strengthening already existing bilateral relations.
- (vii) Courtesy call on the Speaker of the Irish Parliament – the meeting discussed the role of parliament in strengthening relations among states.
- (viii) Meeting with Kenyan diaspora in Ireland – the meeting discussed issues of dual citizenship and the need for diaspora to play a key role in projecting a positive image of Kenya.
- (ix) Meeting with officials of the Kenya High Commission in London - the meeting discussed the role of the mission, its performance and challenges.
- (x) Meeting with diaspora in the United Kingdom – the meeting discussed the need for dual citizenship, the role of the diaspora community in Kenya's development.
- (xi) Meeting with the House of Commons select Committee on Foreign Affairs – the meeting discussed bilateral relations between Kenya and the United Kingdom and the role of Kenya in the peace and conflict management in the region. The members further exchanged views on the Somalia conflict and agreed that more attention and resources need to be directed towards a politically and economically stable Somalia.

- (xii) Meeting with the House of Commons Select Committee on Defence - the meeting deliberated on the critical role that Kenya plays in conflict resolution in the region. The meeting further discussed the threats posed by piracy and the crisis in Somalia to the stability of East, central and horn of Africa region.

In addition to these meetings the Committee also held a meeting with the incoming Turkish Ambassador to Kenya. In the meeting the delegation had fruitful discussions on investment opportunities in Kenya. The delegation also visited many historical and touristic sites in Turkey, the Grand National Assembly of Turkey, the Parliament of the Republic of Ireland and the Parliament of the United Kingdom (House of Commons and the House of Lords).

From the meetings and observations during the visit the Committee recommends that:-

- (i) The Ministry of Foreign Affairs reviews its policy of establishing missions. The Ministry should focus on the economic viability of the missions in line with Kenya's foreign policy shift to trade and economic diplomacy. The Committee recommends that the Ministry undertakes a review of the performance of all missions and that those that are economically not viable be closed down.
- (ii) The Ministry of Foreign Affairs should strengthen the division of international jobs and diaspora at the Headquarters and open diaspora desks in each mission so as to effectively engage the diaspora in national development.
- (iii) The Ministry of State for Defence should explore areas of military collaboration with Turkey which has a strong and productive defence industry that has contributed to the economic development of the country.

Mr. Speaker,

The Committee wishes to record its displeasure in the manner in which the affairs of the Kenya High Commission in London were managed in the

period 2004 to 2009. The conduct of the affairs of the mission, which was characterised by a total disregard of the Foreign Service regulations and orders led to inefficiency and created a diplomatic embarrassment to the country. In this regard the Committee recommends that the efficiency monitoring unit in the office of the Prime Minister should investigate the circumstances under which four officers from the High Commission in London continued working after they had been recalled. The officers should be surcharged for any expenses the government incurred on them after the recall order.

The Committee further recommends that responsible officers at the Ministry Headquarters be investigated for taking no action on the four officers who defied the recall orders and those found culpable be dealt with in line with existing public service regulations. The efficiency monitoring unit should further undertake a thorough audit of the performance of the mission including its books of accounts over allegations of mismanagement during the period stated above.

In light of the happenings in the London mission where intrigues have affected the performance of the mission, the Committee is concerned that the low rating of the Ministry in government performance contracting might be a reflection of what takes place in most missions abroad. The committee further hopes that the posting of the new High Commissioner to London might change the performance of the mission which is critical for Kenya's diplomatic engagement.

The Committee notes with concern that the answer given to Parliament by the Minister for Foreign Affairs with regard to Hon. Benedict Gunda's Question asked in the afternoon of Wednesday 18th November, 2009 on the continued stay of Amb. Muchemi in London beyond the stipulated period was misleading and inaccurate and meant to cover up the illegalities at the mission in London. The Committee recommends that necessary action be taken against the Minister in accordance with Standing Order 97.

The Committee is of the view that the appointment of Ambassadors be subjected to parliamentary vetting and approval. The posting of diplomats in the country has in the past been done without a legal framework. This gave room for cronyism and appointment of non performers to the service

at the expense of career diplomats. The Committee wishes to record its intent of bringing in place a legislative framework to guide appointments in the Foreign Service.

The Committee also recommends that Parliament as the representative of the people should play the role of scrutinizing and approving treatise and conventions before ratification by the executive.

4. ACKNOWLEDGEMENT

Mr. Speaker,

I wish to express my appreciation to Members of the delegation who sacrificed time from their families and constituents to undertake the study visit. The Committee is grateful to the Speaker for allowing the delegation to undertake the visit and to the office of the Clerk, for facilitating and providing technical support during the visit.

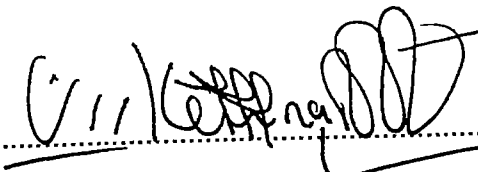
The Committee is also grateful to the Ministry of Foreign Affairs and in particular Europe division, Kenya's missions in Rome, Dublin and London for their facilitation of the study visit. The delegation also wishes to register its appreciation to the Kenyan diaspora in the Republic of Ireland and the United Kingdom for sacrificing their time to meet and hold discussions with the Members of the Committee.

The Committee would also wish to record its appreciation to the Grand National Assembly of Turkey, the Parliament of the Republic of Ireland and to the House of Commons for giving the delegation the opportunity to interact with their counterparts and share experiences.

The decisions of the Committee on this report were arrived at after extensive deliberations by the delegation and were unanimous.

Mr. Speaker,

It is my pleasant duty and privilege, on behalf of the Departmental Committee on Defence and Foreign Relations to table this report and commend it to the House for adoption pursuant to provisions of the National Assembly Standing Order 181.

Signed: 

THE HON. ADAN W. KEYNAN, MP
CHAIRPERSON,
DEPARTMENTAL COMMITTEE ON DEFENCE AND FOREIGN RELATIONS

Date: 18/12/09

5. STUDY VISIT IN TURKEY – November 22 to 28, 2009

5.1 Background

The Grand National Assembly of Turkey simply known as *Meclis* - "the Parliament", is the unicameral parliament of Turkey. The constitution grants parliament the sole prerogative to legislate. The Parliament was founded in Ankara on 23 April 1920 in the midst of the Turkish War of Independence.

There are 550 members of parliament who are elected for a five-year term by the D'Hondt method, a party-list proportional representation system, from 85 electoral districts which represent the 81 administrative provinces of Turkey. Only parties that win at least 10% of the votes cast in a national parliamentary election gain the right to representation in the parliament. Independent candidates also run for election but must also win at least 10% of the votes in their constituencies to be elected.

5.2 Committee system in Turkey

The committee system in Turkey comprises of four broad categories: specialised committees, research committees, investigatory committees and international committees.

- Specialised committees – There are 17 specialised committees in the parliament of Turkey. They are specialised in the sense that they deal with specific government ministries.
- Parliamentary research committees – They constitute one of the auditing tools of Parliament. The research can begin on the behest of the Government, political party groups or minimum of 20 MPs.
- Parliamentary investigation committees – they are established to undertake investigation and must be approved by the General Assembly through hidden voting.
- International Committees – they deal with regional and international associations or organisations e.g. parliamentary Assembly of NATO which has 12 members. There are 10 international committees in the Grand Parliament of Turkey.

The number of members of each committee is determined by the proposal of the Advisory Council and the approval of the General Assembly but reflects the relative majority of parties in parliament.

Committee meetings are open to Members of Parliament, the Ministers' Board members and the Government representatives. The MPs and the Ministers' Board members can talk in the committees but cannot make amendments proposals or vote. NGOs can attend the committee meetings upon the invitation of the committee therefore volunteer individual or public participation is not available. Media, but not the visual media, can attend the meetings. The committees can prevent the attendance of the media with a joint decision.

5.3 Meeting with the Kenya Turkey Parliamentary friendship group

The meeting deliberated on the importance of forming an inter parliamentary friendship group between parliamentarians from the two countries. The meeting agreed that the inter parliamentary friendship group would be important in the nurturing of parliamentary diplomacy and in addressing the issues of mutual interest between the two countries in addition to fostering the already existing bilateral relations. In view of the fact that the Turkish chapter of the friendship group had been established, the Kenyan delegation undertook to form the Kenyan chapter of the parliamentary friendship group.

The meeting noted that formal Kenya Turkey relations date back to the period of struggle for independence. The bilateral relations were however strengthened with the high level visits between the leaders of the two countries which started with the Turkish president's visit to Kenya in February 2009 and thereafter there have been high level visits by Kenyan dignitaries.

The meeting agreed that there was need to increase the number of high level visits with a view to improving the already cordial bilateral relations between the two countries.

5.4 Meeting with the Committee on Agriculture, forestry and rural issues.

The delegation had a successful meeting with the Committee on agriculture in which issues of agricultural cooperation were discussed. The delegation learnt that the Turkish international cooperation agency (TICA) that deals with agricultural aid and development was working in the process of opening offices in Nairobi and was desirous of starting agricultural development projects in Kenya.

The meeting agreed that the two countries should to cooperate and actualise their bilateral agreements on issues of agricultural development under the terms of the memorandum of understanding on agricultural cooperation signed by the two nations for the mutual development of the people.

5.5 Meeting with the Committee on National Defence

The Committee held discussions on the oversight role of parliamentary Committees over the security sector. The Turkish Members of the Committee expressed their country's gratitude to Kenya for supporting it at the United Nations to become a non permanent member of the Security Council. The Committee also lauded Kenya's support for peace in the sub Saharan region and in the world.

The delegation was informed that the Committee influences the defence policy through legislation and that the recent changes in the defence sector have resulted to a more open and transparent national security council where civilians and military officers work closely.

The meeting agreed to cooperate more closely in parliamentary oversight, share best practises and foster parliamentary diplomacy.

5.6 Meeting with the Committee on Education, Culture, Youth and Sports

The delegation was informed that:-

- Education is a priority policy issue for the ruling justice and development Party (AK). The Government offers free text books to all

primary and secondary schools which are also connected with internet facilities. The Government's policy is to make education universal and encourage investment in the education sector.

- The recruitment, training and promotion in the education sector are free, fair and transparent with a central system of selecting students joining universities. There are over 150 universities in Turkey. In a bid to make university education accessible each province has at least a university. University education in Turkey is a non profit venture with the Government encouraging the establishment of specialised universities for specific vocations.
- The role of the Committee in the education sector is legislative and oversight. The Committee undertakes investigations on issues of national interest and reports to Parliament.

5.7 Meeting with the Minister for labour and social security

The Minister highlighted the areas of cooperation between Kenya and Turkey. He noted that establishment of direct flights between Istanbul and Nairobi, the formation of Kenya Turkey inter parliamentary friendship group, high level visits and signing of bilateral agreements had increased people to people interactions as well as trade between the two nations. The meeting agreed that there was need to foster relations in social cultural and economic spheres as well as technology transfer between the two countries for the development of the people.

The meeting noted that the relations between the two countries was initiated by the entrepreneurs from Kenya and Turkey and it is upon the Governments to develop and further strengthen the economic, social and cultural relations between the two countries for the benefit and development of the people.

The Minister informed the delegation that the Turkish Government was determined to strengthen its cooperation with Kenya through the Kenya Turkey Joint Economic Council.

5.8 Meeting with the Committee on foreign relations

The delegation was informed that Turkey Africa relations are historical and that over the years Turkey has established 16 missions in Africa. Due to Kenya's strategic location and partnership, Turkey has maintained a strong diplomatic mission in Nairobi.

The deputy chairperson of the foreign relations Committee of Turkey lauded Kenya's role in the election of Turkey to the non permanent membership in the United Nations Security Council. He further appreciated Kenya's role in regional and international peace efforts.

The delegation was informed that Turkish international cooperation agency (TICA) is the official development aid agency for the Turkish Government. The agency operates through its permanent offices in Senegal, Ethiopia and Sudan among other African countries. The delegation was further informed that the agency will in future extend support to Kenya in the area of agriculture.

The delegation was further informed that the appointment to ambassadorial positions in Turkey is based on diplomatic background except for few critical locations.

The delegation was further informed that the Committee comprise of 25 Members of parliament from the various political parties depending in their relative parliamentary majority. The Committee influences policy through legislation and also deliberates on international treaties before debate in the Grand National Assembly. To enable the Committee operate efficiently an expert from the Ministry of Foreign Affairs at the level of an ambassador is attached to the Committee.

The Committee undertakes oversight through meetings/consultations with ministry officials. The Committee also influences foreign policy through legislation.

The Kenyan delegation lauded the cordial relations between the two countries and noted that the Kenya Turkey inter parliamentary friendship

group will go a long way in bolstering the already existing bilateral relations between the two nations. The delegation undertook to establish the Kenya chapter of the inter parliamentary friendship group. The delegation informed their counterparts that Kenya has a good investment environment and opportunities. The delegation impressed upon Turkish parliamentarians to encourage their business community to directly invest in Kenya.

The meeting agreed to foster relations between the two countries and encourage exchange and or study visits between the two parliaments so as to share best practises as well as nurture parliamentary diplomacy on issues of common interest at the bilateral, regional and international arena.

The delegation noted that the trade between the two countries was in favour of Turkey and Kenya needed to address the imbalance.

5.9 Meeting with the Turkish Chamber of Commerce – Defence Industry Assembly

The delegation held a meeting with the Turkish defence industry assembly under the auspices of the Turkish chamber of commerce. The delegation was briefed on the contribution of the defence industry to Turkish national economic development.

The delegation further learnt that the industry develops technology that is transferred to other sectors of the economy.

5.10 Meeting with the Ministry of Foreign Affairs

The delegation held a meeting with the deputy secretary Ministry of Foreign Affairs. The meeting discussed the bilateral relations between the two countries and explored ways of improving the already existing relations through increased trade, technological transfer, bilateral agreements on areas of agriculture, defence, economic development, education among others as well as high level visits. The meeting also agreed that the formation of an inter parliamentary friendship group will go a long way in fostering people to people relations.

6. VISIT TO THE REPUBLIC OF IRELAND - November 28 to December 02, 2009

6.1 Background

Ireland is a parliamentary democracy. The National Parliament, also known as Oireachta, consists of the President, the House of Representatives (Dáil Éireann) and the Senate (Seanad Éireann). The two Houses derive their powers and functions from the Constitution of Ireland which was enacted by the People on 1 July 1937. Each House of the Oireachtas has powers under its Standing Orders to form Committees for specific purposes.

6.2 Meeting with officials of the Kenya Embassy in Ireland

The delegation held a meeting at the Kenyan Embassy in Dublin with officials at the Embassy. The delegation was informed that the mission was opened in August 2007 in recognition of the long standing relations and the humanitarian and social development offered by the Irish Government through civil society organisations. It is also in line with the foreign policy shift towards economic diplomacy in addition to serving the Kenyan diaspora.

The delegation was further informed that diplomatic relations between Kenya and Ireland were established in 1979 but ten years later the Irish embassy in Nairobi was closed due to "economic" reasons.

The trade relations between Kenya and Ireland are low but in favour of Ireland. The main trade items from Kenya are tea, coffee, sugar snaps, French beans, avocado, pineapples, baby corn, flowers, peas, baby carrots, asparagus etc while Irish exports include pharmaceuticals, machinery, medical equipment and ICT products.

6.3 Meeting with Kenyan's living in Ireland

The delegation was informed that there are less than 3,000 Kenyan's living in Ireland mainly in the cities of Dublin, Dundalk, Limerick, Galway and Cork. The Kenyans work in the health, transport, financial and ICT sector and some are students mostly at the postgraduate level.

The Diaspora population raised the issues of dual citizenship and spouses work permits as some of the challenges facing them in Ireland. The delegation informed them that the draft constitution provides for dual citizenship and once passed the Kenyan diaspora population will have the opportunity to apply for dual citizenship. On the issue of work permits for spouses, the Committee asked the mission to explore ways of resolving the issue through available diplomatic channels such as the principle of reciprocity. The diaspora population was advised to work closely with the mission in issues affecting them and in promoting a positive image of Kenya in Ireland.

6.4 Meeting with the joint Foreign Affairs Committee of the Parliament of the Republic of Ireland.

The delegation held a meeting with the joint foreign affairs Committee and discussed issues of bilateral relations between the two countries and the need to strengthen the already cordial relations. The meeting further discussed the need for Ireland to open a mission in Kenya considering Kenya's geo strategic location and economic advantage in the region.

The meeting explored the possibility of Kenya becoming a programme country for Irish Aid. Irish aid to Africa focuses on humanitarian assistance and social development.

To further strengthen people to people relations the meeting agreed to form a Kenya Ireland inter parliamentary friendship group.

The delegation also paid a courtesy call on the Speaker.

7. VISIT TO THE UNITED KINGDOM – December 02 to 07, 2009

The delegation paid a courtesy call on Kenya's High Commissioner to London, H.E. Mr. Ephraim W. Ngare. The delegation held two sessions with officials at the High Commission.

7.1 Meeting with officials at the Kenya High Commission - London

The delegation was briefed on the Kenya UK relations, functions of the High Commission, and the specific functions of the various sections in the Mission.

General role of the High Commission

The Delegation was informed that the core functions of the mission include:-

- Representing Kenya in the United Kingdom and international organisations and associations based in UK;
- Maintain and enhance good relations with the UK;
- Seeking direct foreign investment, technical and development cooperation with the UK;
- Developing, maintain and promote cultural relations with the UK;
- Promoting expansion and diversification of trade, investment and economic cooperation between Kenya and UK;
- Monitoring political economic and social development in UK;
- Catering for the welfare of Kenyans in the UK and,
- providing consular services.

Kenya United Kingdom relations

The Kenya UK relations date back to the colonial period and are based on:-

- Existing good will and historical ties
- Large potential markets;
- Source of tourism;
- Strong Diaspora base; and,
- Strategic importance and opportunities for economic prosperity.

The mission has six sections; trade and economic affairs; agriculture; education; defence; immigration; commercial and consular sections.

Trade and economic affairs

Functions

- Facilitate trade and networking for Kenya exporters, brokers, distributors and retailers.
- Source and promote foreign direct investment;
- Coordinate the collection and collation of market intelligence for Kenyan exporters
- Coordinate media engagements to raise Kenya's profile;

Consular services section

The consular service performs the following functions:-

- Facilitate the issuance of certificate of good conduct for Kenyans and foreign nationals previously residing in Kenya seeking employment;
- Facilitate the issuance of registration of births and deaths/ replacement of lost birth and death certificate;
- Facilitate the issuance of certified copies of entry of marriage certificates and certificates of no impediment to marriage for those who got married in Kenya and for Kenyans wishing to conduct marriage in the UK respectively;
- Authentication of official documents;
- Liaising with the diplomatic protection group on security of mission facilities, staff etc;

Commercial section

The commercial attaché informed the delegation that his role includes:-

- Promoting Kenya as the investment destination of choice through advertising and publicity
- Promoting collaboration with investment, trade and development institutions in the UK.
- Marketing Kenya's tourism through fairs and exhibitions
- Conducting market research and economic intelligence with the view to informing on new and emerging markets and consumer trends.

Immigration attaché

The functions of the immigration attaché include:-

- Issuance of travel documents such as certificate of identity (CIN's) and emergency certificates for Kenyan's in distress
- Issuance of visas
- Issuance of work permits and special passes to retirees who wish to spend their retirement life and pension in Kenya and to those seeking short term assignments in Kenya respectively.
- Liaise with foreign and commonwealth office for processing of renewal of leave to remain in the UK for staff of the mission
- Liaise with home office on matters of removal or deportation of Kenyan's found to be living illegally in the UK.

The delegation was also informed that 130, 000 Kenyan's are registered as living in the United Kingdom but many more are unregistered and therefore illegally living in the country. The section collects an Appropriation in Aid (AIA) of 70, 000 UK pounds per month from the issuance of visas. Due to the high demand for passports and Identification Cards (ID's), the Ministry for immigration and registration of persons through the request of the section has approved London as a passport and ID issuing centre. This will reduce the period of issuance of the documents from six weeks to one week and thus efficient service delivery.

Challenges

- Shortage of personnel – the current personnel comprise of a principal immigration officer and a deputy with six local staff.
- Reduction in visa fees by 50 percent and elimination of visa requirement for visitors under the age of 16 years has affected the missions AIA collection.

The delegation heard that the reduction in visa fee has not resulted to an increase in the number of tourists visiting the country, instead it has led to Kenya being perceived as a cheap destination.

Military attaché

The delegation was informed that the functions of the military attaché include:-

- Monitoring trends in political, social economic, technological and defence fields in countries of accreditation (UK, France, Germany, Belgium, Italy and Luxembourg) and keep the Ministry of State for Defence posted.
- Fostering, developing and reinforcing military diplomacy with armed forces of accredited countries.
- Identifying courses for military personnel training, receive monitor and administer discipline to military students training in Europe.
- Contact for overseas suppliers to MOSD and undertake urgent operational procurement for Kenya armed forces
- Facilitating travel and issuance of visas to military students to the EU
- Arranging combined and collective military training exercises with foreign troops
- Advising the High Commissioner on defence matters.

The office has been able to secure and facilitate the training of Kenyan military students in military schools across Europe.

Challenges

- Shortage of staff – need to post a deputy defence attaché
- Rationalisation of allowances of defence attaches in missions abroad.

Education attaché

The education attaché is mandated to:-

- Co-ordinate Kenya Government education and training programmes in the UK and identify opportunities for collaboration in science, technology, research and education and training as well as providing support for a population of over 27,000 Kenyan students in the UK.
- Liaise with the education institutions and organisations in the UK that support education as well as share best practises in education.
- Lobby and negotiate with the British Government through DFID for support of education sector in Kenya

- Promote exchange, partnership and link programmes between Kenya and UK education, training and research institutions.
- Administer and coordinate exams for Kenyans living in the UK – KASNEB exams

Agriculture attaché

The delegation was informed that the agricultural attaché is posted at the mission to:-

- Represent Kenya in international and bilateral agricultural commodity organisations such as international coffee organisation (ICO), international sugar organisation (ISO), international grains council (IGC), international tea Committee (ITC), commonwealth bureau international (CABI), UK tea council (UKTC), Royal agricultural society of commonwealth (RASC), Fresh Produce Consortium (FPC).
- Promote Kenyan agricultural produce through participation in exhibitions, press releases, advertisements, sponsorship of trade events, campaigns against food miles (grown under the sun campaign) and shows aimed at popularising Kenya's agricultural products and potential for investment
- Advise importers and exporters of Kenyan agricultural produce on market opportunities, quality standards and plant health requirements
- Monitor agricultural technological trends and advise the parent ministry appropriately on technological transfer opportunities and targeted investments.

Challenges

- Negative publicity from climate change advocates particularly on carbon miles.
- The drought situation in Kenya is threatening sourcing strategies of buyers of Kenyan products
- Negative image caused by post election violence
- Financial crisis which reduced purchasing power of European consumers.
- Lack of adequate resources to market Kenyan produce.

7.2 Meeting with diaspora

The delegation held discussions with Kenyans in the United Kingdom on the following issues:-

- Dual citizenship – The diaspora was informed that the matter was being addressed by the new constitutional reforms.
- Role of diaspora in investment and marketing Kenya as an investment destination of choice. The meeting agreed that the diaspora had a great role in marketing Kenya and promoting a positive image of the country.
- Need to establish formal structures for diaspora engagement – The High Commission was directed to establish a diaspora desk at the mission to coordinate diaspora engagement. The delegation undertook to actively engage the diaspora.
- The role of the diaspora in national development. That the diaspora should be encouraged to invest in the country and be involved in marketing Kenya as a preferred investment destination and projecting a positive image of the country through positive publicity.
- Need to create favourable investment climate in Kenya

7.3 Management and operations at the High Commission

The delegation inquired into allegations of mismanagement and refusal by officers at the mission to honour recall orders and was informed that:-

- In the past there were incidences where claims by officers were exaggerated and were rejected by the accounts section. The rejection of the dubious claims led to animosity between the officers who made the claims and the accounts section.
- The delegation was further briefed that the mission has an establishment of 14 home based staff. The following cases of officers refusing to be recalled were reported to the delegation;

- **Mr. Chege Kihiko**

He was posted to the mission vide letter Ref: MFA 168/380/001A dated 3rd December 2006 which also stipulated his tour of duty and consequently the time for him to return to Headquarters. Upon completion of his tour of duty, the officer did not comply with the posting instructions. Reminder letters of recall were written by the Ministry together with a disciplinary letter which the officer never responded to and instead continued his stay

in London. Disciplinary letters were subsequently written to the officer among them one for insubordination Ref: MFA/2001000061/(58) dated 10th May, 2007. Due to the violation of official instructions the officer was recommended for dismissal from the service with effect 1st April 2007. The mission was advised not to spend public funds on the officer but the officer still remains serving at the mission enjoying diplomatic benefits.

From the letters written by the immediate former High Commissioner, Mr. Kihiko enjoyed the protection of Amb. Joseph Muchemi who purported that the Headquarters could not punish an officer under his charge through a letter dated 4th May 2007 addressed to the permanent secretary to the attention of Mr. J. G. Kabuthia. The delegation noted that the act of defiance by the officer at the mission can only be attributed to the "protection" he might have enjoyed from the top diplomat at the mission and some officials at the Headquarters.

The delegation noted that no attempts were made by the Headquarters to cancel his visa and diplomatic passport which were procured by public funds in light of his defiance of the recall order.

- **Mr. Abel Kanyoru**

He served as Deputy to the High Commissioner in London. He was recalled in May vide letter Ref: MFA.19811009930 dated 25th May, 2007. The officer did not honour the recall order forcing the Ministry Headquarters to write a letter Ref: MFA.168/380/001A Vol. XI dated 13th August, 2008 reinstating the recall order and advising the mission to facilitate his return and further informing the High Commissioner that a new Principal Counsellor will be reporting and assuming duties at the mission. The officer defied the recall order and further defied to heed the Ministry's advice not to use the diplomatic passport and UK Visa that had be procured using public funds. He travelled to London but was deported at Heathrow airport for lack of a visa and invalid passport.

- **Mr. Mutinda Musee Marugu**

He was employed as a home based driver attached to the mission in London. Through a letter Ref. MFA168/380/001A of 26th September, 2007 he was recalled and directed to report back at the Headquarters by the 31st

of November, 2007. One year later letters dated 21st July, 2008 and 12th November, 2008 were issued from the Ministry Headquarters reminding the officer of his recall order. Upon the intervention of the immediate former High Commissioner through telephone conversations and a letter dated 29th July, 2008, Mr. Mutinda marugu was allowed an extension of two months from 1st August, 2008 and the High Commission was requested to make arrangements for the officer to report to Headquarters on 1st October, 2008.

The officer did not honour this recall order as well, prompting the Headquarters to write a reminder on 28th January, 2009. He further defied this order and continued his stay in London way beyond his tour of duty.

- **Amb. Joseph Muchemi**

The immediate former Kenya High Commissioner to London was recalled in May 2009 but the recall order was varied to 19th August 2009. He declined to honour the recall order and instead requested to remain in London on account of indisposition. Amb. Muchemi continued staying at the official residence even after the arrival of the new High Commissioner. He did not relinquish the official residence thus forcing the High Commission to incur additional public expenditure by way of renting an apartment for the incoming High Commissioner, Amb. Ephraim W. Ngare at a cost of 10,307.1 UK pounds per month. The delegation was informed that the cost of renting an apartment in the area where the official residence is situated costs 16,000 pounds per month. This translates to a cost of 48,000 pounds for the period Amb. Muchemi stayed in the residence after his recall.

The total cost therefore that the mission incurred as a result of his defiance to the recall order amounts to 58,307.1 UK pounds.

The Committee was further informed that Amb. Muchemi had refused to recognise the posting of a new principal counsellor, Mr. Addison Chebukaka that was done through posting order ref: MFA.168/380/001A/VOL. XI dated 3rd august 2008. The former High Commissioner through a letter dated 2nd December, 2008 wrote to the manager HSBC bank to cancel an introduction letter written to the bank by the mission's accountant requesting that Mr. Chebukaka be allowed to

open a bank account and distancing the mission from the officer and declaring him an impostor. Amb. Muchemi further reprimanded the accountant who wrote the introduction letter for Mr. Addison Chebukaka. Consequently through the High Commissioner's letter the bank closed the account opened for the above mentioned officer.

The delegation observed that acts of defiance by the four officers had the potential of creating diplomatic embarrassment to the country and forced the High Commission to incur additional expenses that had not been budgeted for. The delegation further observed that swift action was taken against Mr. Abel Kanyoru but no immediate action was taken against the other three officers from the Ministry Headquarters.

The Committee noted that the answer given to Parliament by the Minister for Foreign Affairs with regard to a question asked by Hon. Benedict Gunda, MP in the afternoon of Wednesday 18th November, 2009 on the continued stay of Amb. Muchemi in London beyond the stipulated period and his use of the official residence was misleading and inaccurate and meant to cover up the illegalities at the mission in London. The Committee recommends that necessary action be taken against the Minister in accordance with Standing Order 97.

The Committee further observed that due to the intrigues at the mission during Amb. Muchemi's tenure the diplomatic standing of the country waned and the performance of the mission dwindled as a result of the low morale and confusion among the staff. The delegation observed that the acts of defiance by the above mentioned officers were due to the perceived protection they enjoyed from influential individuals in government.

The delegation was surprised to learn that the intrigues at the mission was an open secret to the country of accreditation, the entire diplomatic community in the UK, Kenyan diaspora in the UK and the entire Kenyan Foreign Service.

The delegation also observed that the Minister for Foreign Affairs and his accounting officer failed to take decisive and timely action to bring the intrigues at the mission to an end so as to protect the country's image.

7.4 Meeting with the House of Commons Select Committee on Foreign Affairs

The delegation held a meeting with the Select Committee on foreign affairs of the House of Commons at the CPA room Westminster Hall.

The delegation was informed that the Committee comprises of fourteen members of parliament who are selected by the whips of the parties. Unlike in Kenya where the chairperson is elected by members of the Committee the chair of the select Committee of foreign affairs of the House of Commons is selected by the whip together with the other members of the Committee.

The Committee prepares its own programmes of activities, decides on inquiries and witnesses to be invited. Scrutiny of the Government is a critical component of the work of the Committee which produces reports on critical issues of national political importance. In execution of its mandate the Committee considers Governments annual reports, scrutinises organisations funded by the commonwealth foreign office in addition to organising specific inquiries on topical issues of global security and public concern such as Iraq war, Afghanistan war, bilateral relations between UK and Russia, Japan, Korea, India and USA among others.

The Committee also scrutinises the expenditure of the commonwealth foreign office. The delegation sought to know the role of the Committee if any on treatise and the appointment/vetting of diplomatic service. The Chair of the House of Commons Committee Mr. Mike Gapes, MP informed the delegation that the role of his Committee on treatise is limited and on the appointment of diplomats the Committee only conducts confirmatory hearings for non career diplomatic appointments, for example after the appointment of Valerie Amos as UK High Commissioner to Australia.

The meeting also discussed the role of Kenya in the Somali peace process, fight against piracy along the Indian Ocean, situation in South Sudan and the impending referendum as well as the constitutional reforms undertaken by the Government and the people of Kenya.

The delegation noted that its counterpart influenced and shaped the United Kingdom's foreign policy through legislation, scrutiny and inquiry.

7.5 Meeting with the House of Commons Select Committee on Defence

The delegation met with the Chairman of the committee on defence and exchanged views on the mandate of committees and their oversight role over the defence sector.

The meeting further discussed the role of Kenya in peace and security in the region and the threat posed by piracy and the crisis in Somalia to the stability of East, central and horn of Africa region. The meeting noted that piracy along the coast of Somalia was as a result of the lawlessness in Somalia. Members agreed that the international community needs to put more effort in resolving the conflict in Somali which had the potential of destabilising the region.

8. RECOMMENDATIONS

1. The Ministry should review and evaluate the performance of its missions and further review its policy of establishing new missions with a view to maximising on economic diplomacy. The committee further recommends that missions with little or no economic viability be closed immediately.
2. The Ministry of Foreign Affairs should urgently consider opening up a mission in Ankara, Turkey due to the economic potential between the two countries in areas of tourism, agriculture, defence and trade.
3. The Ministry of Foreign Affairs should strengthen the international jobs and diaspora office at the Headquarters and establish a diaspora desk in each mission so as to actively engage the diaspora on national development and tap their expertise and experience.
4. Investigations be conducted on the circumstances under which officers at the High Commission in London defied recall orders and the alleged mismanagement of public funds at the said mission. The Government should ensure that all public expenditure incurred illegally, on officers who defied the recall orders, is recovered and those found culpable be punished as per the law and barred from holding public office.
5. Ministry of Foreign Affairs should harmonise Foreign Service allowance for all mission staff to address disparities in allowances. The Ministry should immediately implement the Report of the Task Force for

Rationalisation and Strengthening of Ministry of Foreign Affairs and Kenya's Diplomatic Missions.

6. The Government should allocate more money for the marketing and rebranding of Kenya as foreign direct investment destination of choice and promotion of Kenyan products abroad.
7. The Ministry of Foreign Affairs should operationalized its foreign policy document and sensitize mission staff on key tenets of Kenya's foreign policy as contained in the policy document. Regular training and skills development is critical in professionalising the Foreign Service for efficient and effective service delivery.
8. The Ministry of Foreign Affairs should consider retaining attaches who offer specialized professional services that are part of the core mandates of the Foreign Service such as trade, education, agriculture, and economic services particularly in busy missions such as London etc.
9. The Committee recognises the important role the Ministry ought to play in projecting, promoting and protecting Kenya's image in the international sphere. In view of the low rating of the performance of the Ministry, as per the government performance contracting, the Committee recommends a radical surgery of the diplomatic service and an urgent review and overhaul of the Ministry's management, activities and operations.
10. Necessary action be taken against the Minister for Foreign Affairs in accordance with the provisions of Standing Order 97 for deliberately misleading the House with regard to the response he gave to a question asked by hon. Benedict Gunda, MP on the afternoon of Wednesday 18th November, 2009 on the continued stay of Amb. Muchemi in London after he had been recalled and his use of the official residence. The committee noted with concern that the answer given by the minister was misleading and inaccurate and meant to cover up the illegalities at the mission.

MINUTES OF THE FIRST SITTING OF THE COMMITTEE ON DEFENCE AND FOREIGN RELATIONS DURING ITS VISIT TO TURKEY, REPUBLIC OF IRELAND AND UNITED KINGDOM HELD ON MONDAY 7TH DECEMBER, 2009 HELD AT THE BOARD ROOM OF THE KENYA HIGH COMMISSION, LONDON AT 11.00 AM

PRESENT

Hon. Adan W. Keynan, MP
Hon. Wilson M. Litole, MP
Hon. Benedict F. Gunda, MP
Hon. Peter E. O. Anyanga, MP
Hon. Charles M. Kilonzo, MP
HON. Jeremiah N. Kioni, MP

PRELIMINARY

The meeting started with a word of prayer.

MIN. NO. 01/2009 – MEETING WITH KENYA HIGH COMMISSONER, LONDON

The Ambassador invited Members to the High Commission and thanked the delegation for the fruitful discussions held in the first meeting at the High Commission on Friday 4th December, 2009.

He informed the delegation that the documents that had been requested by the delegation were ready. The documents related to the correspondence regarding the issue of posting and recall orders for officers at the High Commission and the expenses incurred by the mission for renting an apartment.

The following documents were tabled:

- List of staff at the high commission
- Brief on commonwealth scholarships awarded to Kenyans
- Recall letters and disciplinary letters for Mr. William Chege Kihiko
- Posting and recall letters for Mr. Mutinda Musee Marugu
- Posting and recall letters for Mr. Abel Kinyoru

- Recall order for Ambassador Joseph Muchemi.
- Letter of introduction to HSBC bank for Mr. Addison Chebukaka
- Tax invoice for the MayFayre House rented for the new High COMMISSIONER

MIN. NO. 02/2009 - ADOPTION OF THE REPORT OF THE STUDY VISIT

Members considered the draft report and adopted it with amendments. Members further noted that the proceedings of the meetings to be held on Monday 7th December be added to the report.

Members agreed that the report should be tabled before Parliament goes on recess. The chairperson and the secretariat were tasked to ensure that the report is table.

MIN. NO. 03/2009 – ADJOURNMENT

The meeting adjourned at thirty minutes past one o'clock. Next meeting will be at the CPA Room, House of Commons.

Signed.....

Hon. Adan Keynan, MP

Chairperson

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e-mail: communication_nbi@mfa.go.ke
Website: www.mfa.go.ke
When replying please quote Ref. No. and date



HARAMBEE AVENUE
P.O. Box 30551-00100
NAIROBI
KENYA

Ref. No. MFA.2003048324A/(19)

MINISTRY OF FOREIGN AFFAIRS

14th October, 2009

file

Mr. A.K. Chebukaka
Ag. High Commissioner
Kenya High Commission
LONDON

KENYA HIGH
COMMISSION

21 OCT 2009

LONDON

RE: AMB. J.K. MUCHEMI'S RECALL

Reference is made to our letter No. MFA.2003048324(10) dated 2nd June 2009, through which Amb. Muchemi's tour of duty was extended upto August 19, 2009.

In view of the new developments conveyed vide our last correspondence of even reference dated 1st October, 2009 i.e. the extension of Amb. Muchemi's stay in the U.K. on compassionate grounds to receive specialized treatment, and after due consultations, it has been decided that he should be paid three (3) months Foreign Service Allowance w.e.f. August 19, 2009. All other instructions relayed in our aforementioned letter of October 1, 2009 remain the same.

We shall notify you in due course, the arrival dates of the new High Commissioner-Designate.

By copy of this letter, Amb. Muchemi is informed accordingly.

Amb. B.H.O. Ogutu
DIRECTOR FOR POLITICAL AFFAIRS
FOR: PERMANENT SECRETARY

c.c. Amb. Francis K. Muthaura, EGH
Permanent Secretary, Secretary to the Cabinet &
Head of the Public Service
Harambee House
NAIROBI

Amb. Joseph K. Muchemi
c/o Kenya High Commission
LONDON

*Noted. matter already
concluded
Date 23/10/09*

10

11

KHCL/2003048324/11

29th October 2009

Amb. Joseph Muchemi
78 Winnington Road
LONDON

78 WINNINGTON ROAD, LONDON, N2 OTX

I refer to the Ministry's letter MFA. 2003048324A(17) of 1st October 2009 regarding, among other issues, your continued use of the official Residence at the above address.

I wish to confirm that the new High Commissioner, together with his family, is scheduled to arrive in London on 5th November 2009. This is to, therefore, require that you make available the High Commissioner's Official Residence on Monday 2nd November 2009 for inventory taking, cleaning and other auxiliary activities relating thereto.

I hope I can count on your cooperation in this fairly straightforward matter.

A. K. Chebukaka
Ag. High Commissioner

*Certified True copy
of original
Subekunana*

cc. The Permanent Secretary
Ministry of Foreign Affairs
NAIROBI (Att: Director of Administration/Director of Political Affairs)

(2)

15:03 240066

No. 3713/2008

Telephone: +254-20-318888

Fax: +254-20-240066/341953/344333

E-mail: communication@mfa.go.ke

Website: www.mfa.go.ke

When replying please quote Ref. No. and date



HARAMBEE AVENUE
P.O. Box 30551-00100
NAIROBI, KENYA

MINISTRY OF FOREIGN AFFAIRS

Ref. No.

MFA. 168/380/001A/VOL.XI

KENYA HIGH
COMMISSION

04 AUG 2008

LONDON

3rd August, 2008

All Heads of Mission

All Heads of Division

POSTING ORDER

The following postings have been agreed upon and the affected officers should report to their new duty stations with immediate effect. The officers posted will serve for a maximum term of forty-eight (48) months. The period of 48 months will also include the period already served by officers on cross-transfers from one Mission to another. Those on home posting should report not later 1st October, 2008. You are reminded that Foreign Service abroad is a temporary assignment with specific time bound responsibilities and duties. The period can therefore be varied depending on performance or exigencies of duty or otherwise for reasons of indisposition.

Your attention is also drawn to the ongoing rationalization and restructuring exercise by the Ministry, whose outcome could affect the deployment of officers to Missions abroad and Foreign Service generally.

1. Mr. Addison K. Chebukaka - From Kenya Mission to UNEP to Kenya High Commission, London as Principal Counselor

2. E. M. Barine - From Ministry Headquarters to Kenya High Commission New Delhi as 1st Counselor
3. Mrs. Saima J. Ondimu - From Kenya High Commission New Delhi to Kenya Embassy Kinshasa as Principal Counsellor
4. Mr. Arthur. A. Andambi - From Ministry Headquarters to Kenya Embassy, Stockholm as First Counsellor
5. Ms. Matilde Lijembe - From Ministry Headquarters to Kenya High Commission, Islamabad as First Counsellor
6. Mrs. Muthoni M. Mwithiga - From Ministry Headquarters to Kenya High Commission, Dar es Salaam as First Counsellor
7. Mr. Ezekiel Serem - From Ministry Headquarters to Kenya High Commission, Kampala as Second Counsellor
8. Mr. Peter Njogu - From Ministry Headquarters to Kenya High Commission, Harare as Second Counsellor
9. Mr. Adolfus Ogendo - From Ministry Headquarters to Kenya High Commission, Juba as Second Counsellor
10. Mr. Salim M. Mohammed - From Ministry Headquarters to Kenya High Commission, New York as Second Counsellor
11. Mr. Arwon K. Suge - From Ministry Headquarters to Kenya High Commission, Vienna as Second Counsellor
12. Ms. Mechtilde N. Musula - From Ministry Headquarters to Kenya High Commission, Abuja as Second Counsellor

13. Mrs. Sylvane M. Chongwony- From Ministry Headquarters to Kenya High Commission, New Delhi as Second Counsellor
14. Mr. George M. Orina - From Ministry Headquarters to Kenya Embassy, Addis Ababa as Second Counsellor
15. Mr. Stephen M. Lorete - From Kenya Embassy to Somalia to Kenya Embassy Tel Aviv as Second Counselor
16. John N. Wagemma - From Ministry Headquarters to Kenya Embassy Abu Dhabi as First Secretary
17. Mr. Martin A. Omella - From Kenya Consulate, Juba to Ministry Headquarters as First Secretary
18. Mr. Joseph Boinnet - From Kenya High Commission, Harare to Ministry Headquarters as First secretary
19. Mr. Robert A. K. Kobia - From Ministry Headquarters to Kenya Embassy, Rome as First Secretary
20. Ms. Beatrice Muthigani - From Ministry Headquarters to Kenya High Commission, Canberra as Second Secretary
21. Mr. Fred R.O. Eshikuta - From Ministry Headquarters to Kenya Embassy, Kigali as Second Secretary
22. Mr. John O. Odipo - From Ministry Headquarters to Kenya High Commission, Gaborone as Second Secretary
23. Ms. Salome S. Kagosha - From Ministry Headquarters to Kenya Embassy, Ottawa as Second Secretary
24. Mr. Jon Chesoni - From Ministry Headquarters to Kenya Embassy, Washington as Second Secretary

25. Dennis G. Mburu - From Ministry Headquarters to Kenya High Commission, Lusaka as Second Secretary
26. Mrs. Monica W. Nyamira - From Ministry Headquarters to Kenya Embassy Khartoum as Third Secretary
27. Mrs. M.H. Nyimbae-Awondo - From Ministry Headquarters to Kenya Embassy Moscow as Third Secretary
28. Ms. Kasiva Mbithi - From Ministry Headquarters to Kenya Embassy, Dublin as Third Secretary
29. Mrs. Sifa Nancy Pendo - From Ministry Headquarters to Kenya Embassy, Paris as Third Secretary
30. Ms. Nina A. Alai - From Ministry Headquarters to Kenya Embassy, Berlin as Third Secretary
31. Ms. Esther M. Magiti - From Ministry Headquarters to Kenya Embassy, Vienna as Third Secretary
32. Mr. Amukowa Wycliffe - From Ministry Headquarters to Kenya Embassy, The Hague, as Third Secretary
33. Ms. Anne C. Keah - From Ministry Headquarters to Kenya High Commission, Geneva as Third Secretary
34. Mr. Julius K. Kithamba - From Small Arms Secretariat to Kenya Embassy, Bujumbura as Third Secretary
35. Mr. Mustafa Ibrahim - From Ministry Headquarters to Kenya High Commission, Tripoli as Third Secretary

36. Mr. Fredrick K. Ndegwa - From Ministry Headquarters to the Kenya Embassy, Tehran as Third Secretary
37. Mr. Gilbert K. Ng'eno - From Ministry Headquarters to Kenya Embassy, Addis Ababa as Third Secretary
38. Ms. Dorothy K. Nthiwa - From Ministry Headquarters to Kenya Embassy Tokyo as Third Secretary
39. Ms. Margaret N. Iraki - From Ministry Headquarters to Kenya High Commission, Canberra as Administrative Attaché
40. Ms. Lillian A. Obonyo - From Ministry Headquarters to Kenya Embassy, Brussels as Administrative Attaché
41. Ms. Monica K. Muema - From Ministry Headquarters to Kenya Mission to UN-HABITAT as Administrative Attaché
42. Miss Irene T. Moshira - From Ministry Headquarters to Kenya Embassy, Bujumbura as Administrative Attaché
43. Miss Sally J. Tanui - From Ministry Headquarters to Kenya Embassy, Somalia as Administrative Attaché
44. Ms. Serah W. Mwangi - From Kenya Embassy, Somalia to Ministry Headquarters as Senior Personal Secretary
45. Mrs. Alivine M. Kimeu - From Ministry Headquarters to Kenya Mission to the United Nations-UNEP as Administrative Attaché
46. Ms. Abigael R. Righa - From Kenya Mission Embassy Brussels to Ministry Headquarters and proceed on retirement

47. Ms. Betty M. Kithukuma - From Kenya High Commission C
Ministry Headquarters and proce
retirement
48. Mrs. Mary N. Wainaina - From Kenya Mission to UN-HABI
Kenya Mission to ministry headq
Personal Secretary II
49. Ms. Redempta M. Nzue - From Kenya High Commission Ne
Ministry Headquarters as Person
II
50. Ms. Beatrice Odembo - From Ministry Headquarters to Ke
Embassy Beijing as Administrat
Attaché
51. Ms. Marina M. Mututo - From Ministry Headquarters to Ke
High Commission, New Delhi as
Administrative Attaché
52. Miss Evelyne A. Okeyo - From Ministry Headquarters to Ker
Mission to the United Nations-UNE
Administrative Attaché


THUITA MWANGI, CBS
PERMANENT SECRETARY

Copy to:

Hon. Minister
Hon. Assistant Minister
Chief of Protocol
Director for Political Affairs
Director of Administration

OFFICE OF THE HIGH COMMISSIONER

Telephone: 020-7636 2371/5

Fax: 020-7323 6717

E-mail: kcomm45@aol.com



KENYA HIGH COMMISSION
45 Portland Place
London W1N 4AS

2 December 2008

The Branch Manager
HSBC
117 Great Portland Street
London
W1W 6QJ

**RE: LETTER OF INTRODUCTION – MR ADDISON KUTONDO
CHEBUKAKA, 1 HOLDERS HILL AVENUE, LONDON, NW4 1EN**

Reference is made to a letter Ref. No. KHCL/ACCTS.002 on the above captioned subject matter.

This is to inform you that the officer who signed the letter on my behalf was not duly authorised to do so. This is a breach, of administrative procedures and regulations as my office has no knowledge and does not know the officer introduced to open a personal account with your bank.

With the current financial crunch, it is for your interest and mine to safeguard the bank from dealing with customers who are not known to us and purporting to be from our Mission. In this regard, I am requesting the bank to treat the letter of introduction by Mr Fred Ondieki signed on my behalf as null and void.

Joseph K. Muchemi
HIGH COMMISSIONER

4

Telephone: 020-7636 2371/5
Fax: 020-7323 6717
E-mail: kcomm45@aol.com



KENYA HIGH COMMISSION
45 Portland Place
London W1B 1AS

When replying please quote:

KHCL/ACCTS/022/

Ref:

27 November, 2008

The Branch Manager
H S B C t
117 Great Portland Street
London W1W 6QJ

RE LETTER OF INTRODUCTION – MR ADDISON KUTONDO CHEBUKAKA

This is to introduce to you **Mr Addison Kutondo Chebukaka**, Principal Counsellor in the Ministry of Foreign Affairs in the Republic of Kenya.

Mr Chebukaka would like to open a personal account with your Bank and it would be highly appreciated if you could assist him to secure one.

His personal details are as follows:

- | | |
|--------------------------|---|
| (i) Passport Number: | D009104 issued in Kenya on 07th February 2005 |
| ii) Residential Address: | 1 Holders Hill Avenue
London
NW 4 1EN |
| (iii) Address in Kenya | 5/7 Kenya Re Estate
Kapiti Road
South C
Nairobi
Kenya |

Your assistance in this matter is highly appreciated.

Fred R Ondieki.
For High Commissioner

Telephone: +254-20-318888
Fax: +254-20-240066/341935/344333
email: communication@mfa.go.ke
website: www.mfa.go.ke

When replying please quote Ref. No. and date



46
HARAMBEE AVENUE
P.O. BOX 30551-00100
NAIROBI, KENYA

MINISTRY OF FOREIGN AFFAIRS

Ref. No. **MFA/2001000061/(58)**

10th May 2007

Mr. William Chege Kihiko

Thro'

The High Commissioner
Kenya High Commission
LONDON

Dear Sir,

RE: INSUBORDINATION

On request by the High Commissioner, your date of reporting at headquarters was varied to the beginning of April 2007. To date, you have not shown up and this is defiance of the instructions. Your being away also amounts to being absent from your official duty station.

This is to remind you of the seriousness of insubordination and absence from duty. It worsens the situation particularly when the Authorized Officer's instructions are ignored. The offences are punishable by among others dismissal from the Service in accordance with the Service Regulations. This is contemplated and you are hereby given twenty one (21) days from the date of this letter, to detail your defense in writing, on why the intended action should not be taken.



04.07.2007 11:21 020341935

FOREIGNNAIROBI

#6353 P.001/082

43

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2136/2007

HARAMBEE AVENUE
P.O. BOX 30551-00100
NAIROBI, KENYA

MINISTRY OF FOREIGN AFFAIRS

MFA/2001000061/57

3rd May 2007

KENYA HIGH
COMMISSION
04 MAY 2007
LONDON

The High Commissioner
Kenya High Commission
LONDON

ABSENCE FROM DUTY: MR. WILLIAM CHEGE KIHICO

Mr. Kihiko has not reported to these headquarters despite the Posting Order.

Payment of any allowances or expenditure on his behalf is irregular and will be borne by whoever occasioned the same.

Salary payment stopped forthwith. Disciplinary action in process.


J. G. KABUTHIA
FOR: PERMANENT SECRETARY

7

41^c

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When replying please quote Ref. No. and date

MINISTRY OF FOREIGN AFFAIRS

1403/2007

No. MFA 168/380/001A

KENYA HIGH COMMISSION
22 MAR 2007
LONDON

VERY URGENT

Bh J 2/3

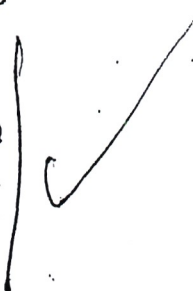
22nd March, 2007

H.E. The High Commissioner,
Kenya High Commission,
LONDON.

RE: FOLLOW-UP ON POSTINGS – MR. W.C. KHIKO

Reference is made to this office posting order Ref. MFA. 168/380/001A of 3rd December, 2006 and your letter Ref. No. KHCL/44/122B/40 dated 16th February, 2007 regarding the above officer.

I have been directed to inform that your request had been considered but rejected. The officer should, in this regard, make arrangements to report to the Ministry Headquarters latest 31st March, 2007.



A.A. MUSASIA
FOR: PERMANENT SECRETARY

CONFIDENTIAL

4/7

KHCL/44/122B/44

4th May 2007

The Permanent Secretary
Ministry of Foreign Affairs
NAIROBI ATT: KABUTHIA

RE: WILLIAM C. KIHICO

Your letter MFA/2001000061/57 dated 3rd May 2007 refers.

Mr. Chege is not in London illegally. He is performing the functions as Transport Officer and some Protocol duties under my supervision.

I have written on the matter severally but you seem not to appreciate the situation we are faced with.

However, I shall discuss the issue personally with the Permanent Secretary next week when I come to Nairobi to attend IMO Conference. In the meantime, your purported disciplinary action against my retention of the officer pending resolution on the filling of the position and work he is performing in a manner satisfactory to this Mission is clearly uncalled for.

You cannot discipline an officer under my charge. I have given him instructions to stay and he will of course remain until I release him. I believe you understand this under the normal working of government.

I trust we can bring this correspondence to an end now.

Incidentally, I note you are dealing with the officer's case in different files and I wonder if we are reading from the same page.

Joseph Muchemi
High Commissioner, MBS

certified true
copy of original @

To be
Deputy Head

CONFIDENTIAL

1/2/09

3701108

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P.O. Box 30551-00100
NAIROBI, KENYA

61

MINISTRY OF FOREIGN AFFAIRS

MFA 168.380/001A

Ref. No.

21st July, 2008

The High Commissioner
Kenya High Commission
LONDON

KENYA HIGH
COMMISSION
23 JUL 2008
LONDON

RE: MR. CHEGE KIHICO

The above officer was re-called back to the Ministry Headquarters after completion of his tour of duty vide posting order Ref: MFA 168/380/001A dated 3rd December, 2006. The officer did not return and his failure to comply with the posting instructions was construed as gross misconduct. A show cause letter was communicated to this effect under Ref: MFA 2001000061(63) dated 28th September, 2007.

Failure to respond satisfactorily to the show cause letter on his continued stay in the station in violation of official instructions to return to the Ministry Headquarters necessitated the Ministerial Human Resources Advisory Committee to recommend his dismissal from the Service. The same was communicated to the officer vide letter Ref: MFA 2001000061(68) dated 10th July, 2008.

In view of the above, any expenditure of Public funds on the officer at whatever position is inadvisable and will be deemed to be irregular from 1st April, 2007, the effective date he was dismissed from the service.

AMB. A. A. MUSASIA
FOR: PERMANENT SECRETARY

c.c. Principal Accountant
Assistant Director/Internal Audit

10

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Fax: +254-20-240066/341953/344333
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Website: www.mfa.go.ke
When replying please quote Ref. No. and date



HARAMBEE AVENUE
P.O. Box 30551-00100
NAIROBI, KENYA

MINISTRY OF FOREIGN AFFAIRS

Ref. No. **MFA.168/380/001A**

3rd April, 2009

The High Commissioner
Kenya High Commission
LONDON

KENYA HIGH
COMMISSION

09 APR 2009

LONDON

TERMINATION OF LEASE AGREEMENT:

1. MR. ABEL KENYORU
2. MR. MUTINDA MUSEE

*See my file note
J 15/4*

The above residential lease agreements for the indicated officers who are on recall should be terminated forthwith and the officers be shipped back to Kenya with immediate effect.

Please confirm receipt and advise accordingly.

A.M.
A.M. MUCHIRI
FOR: PERMANENT SECRETARY

c.c. Hon. Minister
Permanent Secretary
Principal Accountant
Assistant Internal Auditor General

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Mayfayre House

22-28 Shepherd Street
 Mayfair
 London
 W1J 7JH
 Tel : 1714910000

Mr. H.E Ephraim Ngare Booking Code : 9754
 Kenya High Commission Room Number : 0203
 45 Portland Place Room : Royal Suite II D
 London Arrival Date : 05 Nov 2009
 W1B 1AS Departure Date : 12 Dec 2009

TAX Invoice

Date : 07 Dec 2009 Time : 09:52 Print Run: 011250 : Folio 1

Date	Time	Description	Qt	Price Each	Total VAT	Debit Total	Credit Total
05-Nov-09	14:44	7 Nights @ Discounted Rate	1	1950.00	0.00	1950.00	
06-Nov-09	15:34	Payment by Cash - 05-11-09					1950.00
11-Nov-09	17:14	Rent from 12 to 19th Nov	7	278.57	0.00	1949.99	
12-Nov-09	14:33	Payment by Cash					1849.99
12-Nov-09	14:33	Payment by Delta PDQ1					100.00
18-Nov-09	14:39	Extension 19.11 to 5.12	1	4457.14	0.00	4457.14	
19-Nov-09	13:36	Payment by Cash					4457.14
23-Nov-09	17:25	EXTENSION 05 TO 12.12	1	1950.00	0.00	1950.00	
07-Dec-09	09:51	Payment by Cash					1950.00

Total Excluding VAT	10307.13
Total of VAT	0.00
	<u>10307.13</u>
Total Payments	10307.13
Balance Due	0.00



Dec 7, 2009



4/66/2008

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KENYA HIGH COMMISSION
14 AUG 2008
LONDON

MINISTRY OF FOREIGN AFFAIRS

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When replying please quote Ref. No. and date



HARAMBEE AVENUE
P.O. Box 30551-00100
NAIROBI, KENYA

Ref No. **MFA. 168/380/001A Vol. XI**

13th August, 2008

H.E. The High Commissioner,
Kenya High Commission,
LONDON.

RE: POSTING ORDER

We refer to your letter Ref. No. KHCL/24/7A dated 4th August 2008 on the above subject matter.

As you are aware, the continued stay of the Principal Counsellor in London is irregular. Indeed, our communication vide our letter Ref. MFA. 1981009930 dated 25th May, 2007 has not been varied.

In the circumstances, it is strongly advised that urgent arrangements be put in place to facilitate his return. It is expected that the newly posted Principal Counsellor will report and assume duties in London as per the instructions in our letter Ref. No. MFA/168/380/001A/Vol. XI dated 3rd August, 2008.

Please be advised accordingly.

Amb. A.A. Musasia
FOR: PERMANENT SECRETARY

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CONFIDENTIAL
MINISTRY OF FOREIGN AFFAIRS

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MFA.168/380/001A/X/104

29th April, 2005

See PA

1831/2005

TO: All Heads of Mission
All Heads of Division

29 APR 2005

SUBJECT: POSTINGS

The following postings have been agreed upon and take effect immediately, in any case not later than 30th June, 2005. The Officers posted to Missions Abroad will be expected to serve for a term of Forty Eight (48) months or until retirement respectively, whichever comes first.

1. ~~Mr. A. K...~~ - From Ministry Headquarters to Kenya High Commission, London, as Principal Counsellor.
2. Mr. P. S. Wamoto - From Kenya Embassy Vienna, to Kenya Embassy, Abuja, as Principal Counsellor. (To complete his tour of duty)
3. Ms. J. V. Awuor - From Ministry Headquarters to Kenya High Commission, Gaberon, as Principal Counsellor.

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4. Ms. A. J. Mandi - From Ministry Headquarters to Kenya High Commission, Canberra, as First Counsellor.
5. Mr. S. M. Nakitare - From Ministry Headquarters to Kenya High Commission Dar-es-Salaam, as First Counsellor.
6. Mr. John Tipis - From Ministry Headquarters to Kenya High Commission London, as First Secretary.
7. Mr. George Kwanya - From Ministry Headquarters to Kenya Embassy, Tel Aviv as First Secretary.
8. Mr. T. G. Karugu - From Ministry Headquarters to Kenya Embassy, Tehran, as Second Secretary.
9. Mrs. Elizabeth Omondi - From Ministry Headquarters to Kenya High Commission, Pretoria, as Administrative Attaché.
10. Ms. Jane Wagara - From Ministry Headquarters to Kenya Embassy, Abu Dhabi, as Administrative Attaché.

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