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ELEVENTH PARLIAMENT- FOURTH SESSION- 2016

NATIONAL ASSEMBLY

DEPARTMENTAL COMMITTEE ON ENVIRONMENT AND NATURAL  
RESOURCES

REPORT ON THE PETITION BY HON.FLORENCE KAJUJU, MP ON BEHALF OF  
RESIDENTS OF MERU COUNTY REGARDING HUMAN- WILDLIFE CONFLICT  
IN MERU COUNTY

CLERK'S CHAMBERS  
PARLIAMENT BUILDINGS  
NAIROBI

JULY, 2016

Report of the Departmental Committee on Environment & Natural Resources

*Handwritten notes:*  
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21/7/16  
Paper laid  
By Hon. Katwiri Muringi, MP  
Member, DC - Envir &  
Natural Resources  
Thurs. 21.07.2016 (PNS)  
MMW

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## **ACRONYMS / ABBREVIATIONS**

CWCCC                      County Wildlife Conservation and Compensation Committee

KWS                         Kenya Wildlife Service

## **CHAIR'S FOREWORD**

The petition regarding human-wildlife conflict in Meru County was tabled before the House by the County Women Representative for Meru County the Hon. Florence Kajuju, M.P. pursuant to Standing Order 227 (1). The Petition was committed to the departmental committee on Environment and Natural Resources for consideration and response to the petitioners as provided for under the Standing Orders. The Petition prayed that the National Assembly through the Committee on Environment and Natural Resources intervenes and stop the conflict between human and wildlife through erection of

The Committee in its investigations, held several meetings with various stakeholders who included officials of the Kenya Wildlife Service and the Ministry of Environment & Natural Resources. The Committee also carried out a fact finding visit to some select areas in Meru County deemed to be human- wildlife conflict hotspot areas where it held meetings with the residents.

The Committee wishes to register its appreciation to the offices of the Speaker and the Clerk of the National Assembly for the support accorded to the Committee in the execution of its mandate.

Finally, it is my pleasant duty, on behalf of the Departmental Committee on Environment and Natural Resources to present this Report to the House pursuant to the provisions of Standing Order 227 (2).

**HON. AMINA ABDALLA, CBS, M.P**

## **EXECUTIVE SUMMARY**

This report has considered and responded to the prayers presented by the residents of Meru County regarding human - wildlife conflict in Meru County. The Petition prayed that the committee recommends erection of a fence along the human - wildlife conflict hotspots and also recommends that the Ministry of Environment & Natural Resources compensates all the victims of human-wildlife conflict. The Committee found out that the prayers of the petitioners were valid given the increased cases of human-wildlife conflict and further since the Wildlife Conservation & Management Act, 2013 provided for compensation of victims of human-wildlife conflict.

The report details presentations by the Petitioner, Hon. Florence Kajuju, M.P who informed the Committee that human-wildlife conflict had resulted to destruction of crops, injuries and even death. The Committee also met officials the Kenya Wildlife Service and the Ministry of Environment & Natural Resources who stressed on the need to erect a fence to prevent wildlife from leaving the forest to invade homesteads and farms.

The Committee recommends that the Kenya Wildlife Service (KWS) should include in their budget Kshs. 100 million to complete the 34 KM remaining part of the fence. The Committee also recommends that the Ministry of Environment & Natural Resources should clear all pending bills of Kshs. 4.8 billion on compensation to victims of human-wildlife conflict, some of these funds should go towards offsetting all the pending claims in Meru County.

## **COMMITTEE MANDATE**

The Committee is established pursuant to the provisions of Standing Order No. 216, with the following terms of reference:

1. Investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and departments;
2. Study the program and policy objectives of the Ministries and departments and the effectiveness of the implementation;
3. Study and review all legislation referred to it;
4. Study, access and analyze the relative success of the Ministries and Departments as measured by the results obtained as compared with its stated objectives;
5. 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;
6. Vet and report on all appointments where the constitution or any law requires the National Assembly to approve, except those under Standing Order 204; and
7. Make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.

The Committee oversees issues to do with climate change, environment management and conservation, forestry, water resource management, wildlife, mining and natural resources, pollution and waste management amongst others.

## MEMBERS OF THE COMMITTEE

<b>Chairperson</b>	The Hon. Amina Abdalla, CBS, M.P.
<b>Vice – Chairperson</b>	The Hon. Alexander K. Kosgey, M.P.
<b>Members</b>	The Hon. Alice Ng'ang'a, M.P.
	The Hon. Samuel Ndiritu, M.P.
	The Hon. Zuleikha Hassan Juma, M.P.
	The Hon. Ejidius Njogu Barua, M.P.
	The Hon. Jude Njomo, M.P.
	The Hon. Moitalel Ole Kenta, M.P.
	The Hon. Kathuri Murungi, M.P.
	The Hon. Sunjeev Birdi, M.P.
	The Hon. Jackson K. Rop, M.P.
	The Hon. Abdi Noor Ali, M.P.
	The Hon. Joyce Emanikor, M.P.
	The Hon. Abdulaziz Farah, M.P.
	The Hon. Ronald Tonui, M.P.
	The Hon. (Dr.) Reginalda Wanyonyi, M.P.
	The Hon. Gideon Mwiti, M.P.
	The Hon. Hassan Dukicha, M.P.
	The Hon. Chachu Ganya, M.P.
	The Hon. Isaac Mwaura, M.P.
	The Hon. Charles G. Mongare, M.P.
	The Hon. (Dr.) Wilber K. Ottichilo, M.P.
	The Hon. Charles Makenga, M.P.
	The Hon. George Ogalo, M.P.
	The Hon. (Major) Muluvi Mutua, M.P.

The Hon. Mohamed, Diriye M.P.

Hon, Peter Kinyua, MP.

The Hon. Shukran Hussein Gure, M.P

The Hon. Joyce Lay, M.P



**SECRETARIAT**

Ms. Tracy Chebet Koskei      **Second Clerk Assistant**

Mr. Hassan A. Arale          **Third Clerk Assistant**

Mr. Ronald Walala          **Legal Counsel II**

Mr. James Muguna          **Research Officer III**

Ms. Amran Mursal          **Fiscal Analyst III**

## **PRAYERS**

The petitioners prayers were that the National Assembly, through the Departmental Committee on Environment and Natural resources:

1. Recommends the erection of an electric fence covering the entire park and provision of additional forest stations and wardens;
2. Recommends that the ministry of Environment and natural resources puts in place mechanisms to ensure human and wildlife conflict ceases forthwith;
3. Recommends the qualification and compensation of victims of human- wildlife conflict and such other affected person, and / or families and properties as a result of the damages suffered due to the massive destruction of homes and crops and loss of life; and
4. Makes any other order or direction that fits in the circumstances of the case.

## **RESPONSE TO PRAYERS**

Following meetings held and evidence gathered, the Committee responds as follows:

1. The Kenya Wildlife Service should include in their budget Kshs. 100 million to complete the remaining 34 KM stretch that remains unfenced, further the agency should consider engaging community wardens as a local solution to enhancing the capacity of rangers and to boost response rate;
2. The National Treasury should allocate Kshs. 4.8 billion requested by the Committee in its Report on the estimates for the Financial Year 2016/2017. The funds will go towards offsetting pending claims of compensation for victims of human-wildlife conflict;
3. The Ministry of Environment & Natural Resources should clear all pending bills amounting to Kshs. 4.8 billion on compensation to victims of human wildlife conflict, some of these funds should go towards offsetting all the pending claims in Meru County; and
4. KWS should explore a partnership with the Nyayo Tea Zones to plant a belt of 100 Metres next to the forest to act as a buffer zone to prevent elephants from leaving the forest.

## **1.0 Introduction**

On Thursday, 3rd December, 2015, the County Women Representative for Meru County, the Hon. Florence Kajuju, MP presented a petition on behalf of residents of her county regarding human wildlife conflict.

The petition sought to draw the attention of the House to the following:-

1. Residents of Meru County have been engaged in human and wildlife conflict for a long period;
2. Recently over 300 stray elephants trampled down fences, ruined farmlands and damaged crops and homes, caused injuries and loss of life;
3. The residents of Meru County have suffered extreme crop loss and destruction, hunger, and suffering;
4. There remains deep anxiety and fear in Kithoka, Nkunga and Tigania West areas and other parts of the larger Meru County due to the continued wanton destruction of crops by the elephants;
5. The Kenya Wildlife Service wardens take a long duration to respond to the residents' distress. Concerned that only twenty kilometers(20 km) of the entire park area is fenced hence making it easier for the animals to stray more often;

The petitioners prayers were that the National Assembly, through the departmental committee on Environment and Natural resources:

1. Recommends the erection of an electric fence covering the entire park and provision of additional forest stations and wardens;
2. Recommends that the ministry of Environment and natural resources puts in place mechanisms to ensure human and wildlife conflict ceases forthwith;
3. Recommends the qualification and compensation of victims of human- wildlife conflict and such other affected person, and / or families and properties as a result of the damages suffered due to the massive destruction of homes and crops and loss of life; and
4. Makes any other order or direction that fits in the circumstances of the case.

## **2.0 Evidence**

Having been seized of the Petition, the Committee commenced its consideration by meeting the petitioner and residents of Meru County on diverse dates. During the meetings, written and oral evidence was adduced as recorded hereunder:

### **2.1 Meeting with the County Women Representative for Meru, the Hon. Florence Kajuju, M.P**

The Hon. Kajuju appeared before the Committee on 28th April, 2016 and informed the Committee that the destruction of crops had forced the residents of Meru County to rely on relief food which should not be the case, given that the area is very agricultural productive area. The Member informed the Committee that erection of the electric fence for Meru game reserve has not been done because the Ministry of Environment and Natural resources has not provided their share of the money.

She further stated that the problem of human wildlife conflict was a major catastrophe that needed the urgent attention of the National Government and the County Government. She therefore impressed on the Committee to find a lasting solution to the problem to avoid further damage of crops mostly caused by the Elephants;

The Honourable Member also requested the Committee to recommend that the Kenya Wildlife Service undertakes more Corporate Social Responsibility activities (CSR) in the area for the residents to reap the benefits of having a national park in their neighbourhood.

### **2.2 Fact Finding Visit to Meru County**

On 26<sup>th</sup> May, 2016, five Members of the Committee comprising the following carried out a field visit to Meru County:

1. Hon. Chachu Ganya, M.P.- Chairperson/ Leader of the Delegation
2. Hon. Kathuri Murungi, M.P
3. Hon. Isaac Mwaura, M.P.
4. Hon. Emanikor Joyce, M.P
5. Hon. Tonui Ronald, M.P

During the visit, the Committee held a meeting with officials of Kenya Wildlife Service and the Ministry of Environment and Natural Resources and later received submissions by residents of Meru County.

### 2.2.1 Submission by Mr. Simon Gitau, Head of Eastern Conservation Area, Kenya Wildlife Service

Mr. Gitau submitted that Imenti Forest Reserve covers 17,713 hectares. It covers parts of Meru Sub counties: Imenti central, Imenti North, Tigania East, Tigania West, Buuri and Maara. The hot spot areas for human wildlife conflict were the following: Nkunga, Maili Kumi, Nchoroiboro, Kamatune, Themba, Kithoka, Naari and Mbeu areas. Reported cases were on Human death, Human injuries, Crop destruction, Property damages and Elephant mortalities/ injuries through electrocution.

He informed the committee that 47 cases of human-wildlife conflict were compensated between the year 2010 and 2014, however in the Financial Year 2015/2016 no deaths were compensated. He further stated that there are a number of Corporate Social responsibilities going on in the area by KWS which included building of classrooms and school halls. Mr. Gitau informed the committee that the Community, local leadership and KWS were collaborating in the conservation of wildlife and the forest.

Mr Gitau presented the following table of reported cases of human-wildlife conflict:

January to December, 2015		January to May, 2016	
Month	No. of cases Reported	Month	No. of cases Reported
January	28	January	28
February	24	February	21
March	25	March	26
April	30	April	24
May	24	May	19
June	29		
July	24		
August	29		
September	26		
October	29		
November	24		

December	23		
TOTAL	312		118

He also submitted that compensation was still on-going as shown in the diagram below:

<b>Description</b>	<b>CWCCC Deliberated 11.03.2016</b>	<b>on</b>	<b>Deferred</b>	<b>Pending</b>
Human Death	6	-	-	3
Human Injuries	52	-	-	112
Crop Destruction	-	-	-	897
Property destruction	-	-	-	12
TOTAL	58	-	-	1030

### **2.2.2 Meeting at the Meru University Multi-Purpose Hall**

The following made submissions to the Committee:

#### **1. Mr. John Marage**

Mr. Marage informed the Committee that Meru County has six forests and the elephants were always leaving the forests to look for food at farms. The residents spent most of their nights awake chasing elephants and this had affected school going children and also the general health of the residents. He also informed the meeting that other than elephants there were other wild animals such as leopards that had also been attacking the residents and eating their livestock and therefore urged the committee to look for other means to prevent human/wildlife conflict since the attacks by wild animals cannot be prevented by ordinary fences.

#### **2. Mrs. Martha Karume**

Ms. Karume informed the meeting that farmers in the area have had their crops had destroyed by elephants and had no food for their children yet there was no compensation forthcoming. The water pipes are also destroyed by the elephants and she suggested that there was need to fence and employ local youth as KWS wardens to assist in enhancing the capacity of KWS.

### **3. Mr. James Ikunyua**

Mr. Ikunyua informed the Committee that the elephants normally destroy their coffee, nuts, potatoes, pawpaw among others crops. The matter was reported to the KWS but nothing was forthcoming. As a result there was likelihood of starvation in the area and increased school dropout as students were afraid of going to school due to fear of attack by elephants.

He urged the Committee to ensure a permanent solution to the matter that was sought so as to avoid the matter getting out of hand. He further submitted that residents were threatening the killing of Elephants should they destroy their crops again. He called upon the KWS to take stock of all animals living in the forest so as to ensure better monitoring.

#### **General concerns of the residents**

The community had the following general concerns:

- ✚ They would want solutions to prevent death and destruction
- ✚ There should be animals designated routes for passage of animals;
- ✚ Since the environment is also destroyed there is need for concerted effort between local leaders, both levels of governments and all other stakeholders;
- ✚ There is need for the local communities to be empowered to participate in conservation efforts;
- ✚ There is need to educate the public on the procedures for claiming compensation since there is a lot of expenses involved from one office to another;
- ✚ There is need for KWS wardens to engage the community in conservation and train community on how to live with the animals and create complains office nearby;

#### **2.2.3 Meeting at Kithoka**

The following made submissions to the Committee:

##### **1. Mr. John Mugambi, Chairman Constituency Fencing committee**

Mr. Mugambi informed the Committee that Rhino Ark foundation had partnered with KWS and the area Member of Parliament through the Constituency development fund and constructed 20km fence and therefore requested the completion of the fencing and its maintenance. He thanked the residents who provided support to the fencing initiatives by digging holes.

##### **2. Mr. Daniel Gitau, a victim of attack by elephants**

Mr. Gitau informed the Committee that he had been hospitalized for three months and despite forwarding the necessary papers to the County Wildlife Conservation and Compensation Committee nothing was forthcoming. He requested that the Committee fast tracks compensations to all victims.



#### **2.2.4 Meeting at Nkunga Catholic Church**

The following made submissions to the Committee:

##### **1. Prof. Judi Njue, Representative of the Women**

Prof. Njue stated that human beings have more value than elephant and therefore urged that the fence should be electric. She also recommended use of solar to power high beam lights along the roads as the light would repulse the elephants.

##### **2. Mr. Benson Muthomi, Representative of the Youth**

Mr. Muthomi informed the meeting that, no farming had taken place that season due to the previous destruction of crops by elephants which demoralized the farmers. He further informed the meeting that a resident had also been killed by elephants and his family was still awaiting compensation. Finally, he submitted that there was poor performance by children in schools in the County due to disrupted sleep at night hence sleeping in class or missing classes altogether for fear of attack and therefore requested that KWS station should be set up in the area.

##### **3. Dr. Peter Rwanda, Member of the Nchuri Ncheke Council of Elders**

He urged the committee to come up with both short and long term solutions to deal with the issue of human-wildlife conflict. The resident's income from farming has been affected therefore the residents could meet their needs, most parents had school fees arrears. He requested the Committee to ensure the all the victims were compensated as soon as possible.

### **3.0 Observations**

The Committee made the following observations from evidence adduced in the meetings:

1. There was need to put up a permanent electric fence as attacks by elephants had caused immense destruction and even deaths in the area;
2. The leadership in the human-wildlife conflict hotspot areas has through the Constituency Development Fund allocated funds to KWS towards fencing while the residents had provided labour towards this cause. This shows that the goodwill and sense of cooperation in dealing with this problem;
3. The claims for compensation have been forwarded to the Ministry of Environment however no compensation has been done since January 2015 to date; and
4. There is need to have budgetary allocation for the maintenance of the fence once it was erected.


#### **4.0 Recommendations/ Response to prayers of the Petitioners**

The petitioners prayers were that the National Assembly, through the departmental committee on Environment and Natural resources:

1. Recommends the erection of an electric fence covering the entire park and provision of additional forest stations and wardens;
2. Recommends that the ministry of Environment and natural resources puts in place mechanisms to ensure human and wildlife conflict ceases forthwith;
3. Recommends the qualification and compensation of victims of human- wildlife conflict and such other affected person, and / or families and properties as a result of the damages suffered due to the massive destruction of homes and crops and loss of life and
4. Makes any other order or direction that fits in the circumstances of the case.

In considering the prayers of the Petitioners, the Committee responds as follows:


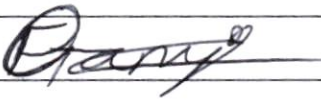




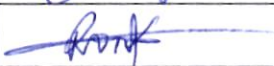
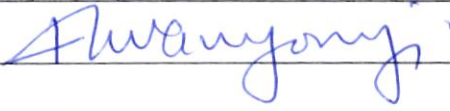
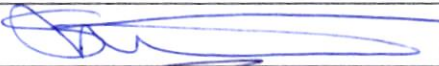
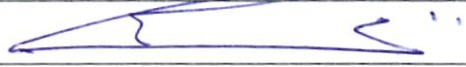

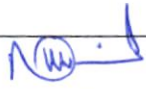
1. The Kenya Wildlife Service should include in their budget Kshs. 100 million to complete the 34KM stretch that remains unfenced, further the agency should consider engaging community wardens as a local solution to enhancing the capacity of rangers and to boost response rate;
2. The National Treasury should allocate Kshs. 4.8 billion requested by the Committee in its Report on the estimates for the Financial Year 2016/2017. The funds will go towards offsetting pending claims of compensation for victims of human-wildlife conflict;
3. The Ministry of Environment & Natural Resources should clear all pending bills amounting to Kshs. 4.8 billion on compensation to victims of human wildlife conflict, some of these funds should go towards offsetting all the pending claims in Meru County; and
4. KWS should explore a partnership with the Nyayo Tea Zones to plant a belt of 100 Metres next to the forest to act as a buffer zone to prevent elephants from leaving the forest.



Signed..........Date.....*23<sup>rd</sup> June 2016*.....

Hon. Amina Abdalla, CBS, MP

Chairperson, Departmental Committee on Environment & Natural Resources

**ADOPTION LIST OF THE REPORT ON THE PETITION HUMAN WILDLIFE CONFLICT IN MERU COUNTY ON 23<sup>RD</sup> JUNE, 2016 IN CPA ROOM.**

	NAME	SIGNATURE
1	Hon. Abdalla, Amina, MP, CBS-CHAIRPERSON	
2	Hon. Alexander Kosgey, MP Vice Chairperson	
3	Hon. Dukicha, Hassan Abdi, MP	
4	Hon. Emanikor, Joyce Akai, MP	
5	Hon. Ganya, Francis Chachu, MP	
6	Hon. Geni, Charles Mongare, MP	
7	Hon. Gure, Shukra Hussein, MP	
8	Hon. Ole Kenta, Richard Moitalel, MP	
9	Hon. Mohamed, Diriye Abdullahi, MP	
10	Hon. Murungi, Kathuri, MP	
11	Hon. Ogalo, George Oner, MP	
12	Hon. Sunjeev Kour Birdi, MP	
13	Hon. Tonui, Ronald Kiprotich, MP	
14	Hon. Dr. Wanyonyi, Reginalda N, MP	
15	Hon. Farah, Abdulaziz Ali, MP	
16	Hon. Barua, Ejidius Njogu, MP	
17	Hon. Irea, Gideon Mwiti, MP	
18	Hon. Muluvi, Marcus Mutua, MP	
19	Hon. Isaac Mwaura, MP	
20	Hon. Ndiritu, Samuel Mathenge, MP	
21	Hon. Ottichilo, Wilber Khasilwa, MP	
22	Hon. Rop, Jackson Kipkorir, MP	
23	Hon. Abdinoor, Mohammed Ali, MP	

24	Hon. Ng'ang'a, Alice Wambui, MP	
25	Hon. Peter Kinyua, MP	
26	Hon. Richard Makenga, MP	
27	Hon. Zuleikha Hassan Juma, MP	
28	Hon. Jude Njomo, MP	
29	Hon. Joyce Lay, M.P	

**APPENDIX 1- MINUTES**

**MINUTES OF THE 47<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES HELD ON THURSDAY 23<sup>RD</sup> JUNE, 2016 AT 10.30 AM IN CPA ROOM, PARLIAMENT BUILDINGS**

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**PRESENT**

1. Hon. Abdalla Amina, CBS, M.P. – **Chairperson**
2. Hon. Ganya Francis Chachu, M.P.
3. Hon. Ole Kenta Richard Moitalel, M.P.
4. Hon. Mohamed Diriye Abdullahi, M.P.
5. Hon. Kathuri Murungi, M.P.
6. Hon. Sunjeev Kaur Birdi, M.P.
7. Hon. Tonui Ronald Kiprotich, M.P.
8. Hon. Ndiritu Samuel Mathenge, M.P.
9. Hon. Abdinoor Mohammed Ali, M.P.
10. Hon. Jude Njomo, M.P.

**APOLOGIES**

1. Hon. Alexander Kosgey, M.P. – **Vice Chairperson**
2. Hon. Geni Charles Mong'are, M.P.
3. Hon. Ogalo George Oner, M.P.
4. Hon. Dr. Wanyonyi Reginalda N. M.P.
5. Hon. Irea Gideon Mwiti, M.P.
6. Hon. Rop Jackson Kipkorir, M.P.
7. Hon. Peter Kinyua, M.P.
8. Hon. Ng'ang'a Alice Wambui, M.P.
9. Hon. Joyce Lay, M.P.
10. Hon. Isaac Mwaura, M.P.
11. Hon. Emanikor Joyce, M.P.
12. Hon. Barua Ejidius Njogu, M.P.
13. Hon. Dukicha Hassan Abdi, M.P.
14. Hon. Zuleikha Hassan, M.P.
15. Hon. Gure Shukran Hussein, M.P.
16. Hon. Farah, Abdulaziz Ali, M.P.
17. Hon. Muluvi Marcus Mutua, M.P.
18. Hon. Ottichillo K. Wilber, M.P.
19. Hon. Richard Makenga, M.P.



## IN-ATTENDANCE

### THE NATIONAL ASSEMBLY

- |                            |                       |
|----------------------------|-----------------------|
| 1. Ms. Tracy Chebet Koskei | - Clerk Assistant II  |
| 2. Mr. Hassan A. Arale     | - Clerk Assistant III |
| 3. Mr. Wilson Angatangoria | - Serjeant At Arms    |

### MIN.NO. DC-ENR/167/2016:

### PRELIMINARIES

The meeting was called to order at 10.30 am after which prayers were said. The chair then welcomed the members to the meeting.

### MIN. NO. DC-ENR/168/2016: CONSIDERATION OF THE REPORT ON THE PETITION ON THE HUMAN WILDLIFE CONFLICT IN MERU COUNTY;

The committee considered the report and made the following recommendation based on the prayers of the petitioners;

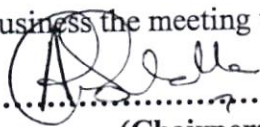
1. The Kenya Wildlife Service should include in their budget Kshs. 100 million to complete the remaining part of the fence, further KWS should also consider engaging community wardens as a local solution to enhancing the capacity of rangers and to boost response rate;
2. The National Treasury should allocate Kshs. 4.8 billion requested by the Committee in its Report on the estimates for the Financial Year 2016/2017 the funds will go towards offsetting pending claims of compensation for victims of human-wildlife conflict;
3. The Ministry of Environment & Natural Resources should Clear all pending bills of Kshs. 4.8 billion on compensation to victims of human wildlife conflict, some of these funds should go towards offsetting all the pending claims in Meru County; and
4. KWS to explore a partnership with the Nyayo Tea Zones to plant a belt of 100M of Tea Leaves to be planted next to the forest to act as a buffer zone to prevent elephants from leaving the forest.

MIN.NO. DC-ENR/169/2016:

ADJOURNMENT

There being no other business the meeting was adjourned at 12.30pm.

SIGNED.....



(Chairperson)

DATE.....

28/6/2016



**MINUTES OF THE 26<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES HELD ON THURSDAY 28<sup>TH</sup> APRIL, 2016 AT 10.30 AM C.P.A ROOM, MAIN PARLIAMENT BUILDING.**

---

**PRESENT**

1. Hon. Abdalla Amina, M.P.,CBS – Chairperson
2. Hon. Alexander Kosgey, M.P. – Vice Chairperson
3. Hon. Emanikor Joyce Ikai, M.P.
4. ~~Hon. Gure Shukran Hussein, M.P.~~
5. Hon. Ole Kenta Richard Moitalel, M.P.
6. Hon. Mohamed Diriye Abdullahi, M.P
7. Hon. Kathuri Murungi, M.P.
8. Hon. Sunjeev Kaur Birdi, M.P.
9. Hon. Tonui Ronald Kiprotich, M.P
10. Hon. Dr. Wanyonyi Reginalda N. M.P.
11. Hon. Irea Gideon Mwitii, M.P.
12. Hon. Ottichillo K. Wilber, M.P.
13. Hon. Abdinoor Mohammed Ali, M.P.
14. Hon. Peter Kinyua, M.P.

**APOLOGIES**

1. Hon. Ndiritu Samuel Mathenge, M.P
2. Hon. Ganya Francis Chachu, M.P.
3. Hon. Geni Charles Mong'are, M.P.
4. Hon. Farah, Abdulaziz Ali, M.P.
5. Hon. Muluvi Marcus Mutua, M.P.
6. Hon. Ogalo George Oner, M.P.
7. Hon. Rop Jackson Kipkorir, M.P.
8. Hon. Ng'ang'a Alice Wambui, M.P.
9. Hon. Jude Njomo, M.P.
10. Hon. Dukicha Hassan Abdi, M.P.
11. Hon. Barua Ejidius Njogu, M.P.

**IN ATTENDANCE.**

1. Hon. Florence Kajuju, M.P
2. Hon. Kubai Iringo, M.P

**THE NATIONAL ASSEMBLY**

1. Ms. Chebet Koskei - Clerk Assistant II
2. Mr. Hassan A. Arale - Clerk Assistant III

**MIN.NO. DC/ENR/098/2016 - PRELIMINARIES**

The meeting was called to order at 10.30 am after which prayers were said. The chair then welcomed the members to the meeting.

**MIN. NO. DC/ENR/099/2016 – PRESENTATION BY HON. FLORENCE KAJUJU REGARDING THE PETITION HUMAN WILDLIFE CONFLICT IN MERU COUNTY.**

Hon. Florence Kajuju M.P presented a petition on behalf of the residents of Kithoka, Nkunga, and Tigania West and other Parts of Meru County and drew the attention of the Members to the following-

- I. THAT, residents of the Meru County have been dealing with human- wildlife conflict for a long period;
- II. THAT, recently over 300 stray elephants trampled down fences, ruined farmlands and damaged crops and homes, caused injuries and loss of life;
- III. THAT, the residents of Meru county have suffered extreme crop loss and destruction;
- IV. THAT, there remains deep anxiety and fear in Kathioka, Nkunga and Tigania West areas and other parts of the larger Meru County due to the continued wanton destruction of crops by the elephants.
- V. THAT, the Kenya wildlife service wardens take a long duration to respond to the residents' distress. Concerned that, only twenty kilometers ( 20Km) of the entire park area is fenced hence making it easier for the animals to stray more often;
- VI. THAT, the matter presented in this petition is not pending before any constitutional or legal body.

The petitioners prayers were that the National Assembly, through the departmental committee on Environment and Natural resources:-

- i.) Recommends the erection of an electric fence covering the entire park and provision of additional forest stations and wardens.
- ii. Recommends that the ministry of Environment and natural resources puts in place mechanisms to ensure human and wildlife conflict ceases forthwith;

- iii. Recommends the qualification and compensation of victims of human- wildlife conflict and such other affected person, and / or families and properties as a result of the damages suffered due to the massive destruction of homes and crops and loss of life and
- iv. Makes any other order or direction that fits in the circumstances of the case.

In addition Hon. Kajuju, M.P said that, the destruction of crops had forced the residents of Meru County to rely of relief food which should not be the case, given that the area is very agricultural productive area; further, she informed the Committee that the electric fence for Meru game reserve has not been done because the Ministry of Environment and Natural resources has not provided their share of the money.

**Submission by Hon. Kubai Iringo, M.P, Member of Parliament for Igembe Central Constituency**

Hon. Iringo, M.P while supporting the Petition informed the Committee that wildlife has been destroying crops and properties and despite reporting the matter to KWS on various occasions nothing has been done so far. Further, he requested the Committee should fast track compensation to victims of the Human-wildlife conflict; More rangers to be deployed to the area;

**COMMITTEE OBSERVATIONS;**

The Members observed that,

- i. The county conservation and compensation committee in Meru county should have addressed all complains of the Meru residents.
- ii. There is need to prioritize electric fencing and maintenance of it to avoid compensation cost.
- iii. The committee will organize field visit to the affected areas to assess the damage and affected residents for a conclusive report.

MIN.NO. DC/ENR/100/2016

ADJOURNMENT

There being no other business the meeting was adjourned at 11.25 am.

SIGNED.....

(Chairperson)

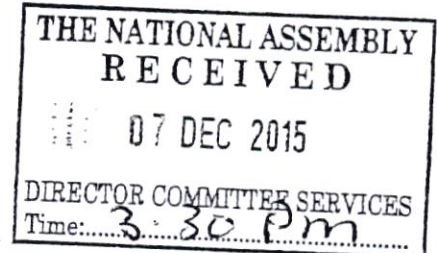
DATE.....24/6/2016.....

**APPENDIX 2- PETITION**

**Directorate of Legislative and Procedural Services**

**MEMO**

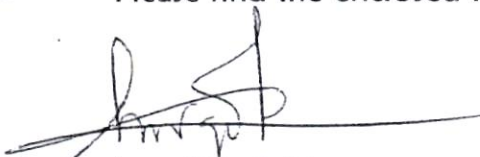
TO : DIRECTOR, COMMITTEE SERVICES  
FROM : PRINCIPAL CLERK ASSISTANT  
DATE : 3<sup>RD</sup> DECEMBER, 2015  
SUBJECT : PUBLIC PETITIONS



Pursuant to *Standing Order 220*, the following Petitions were presented to the House on Thursday, 3<sup>rd</sup> December, 2015;

1. Petition presented by Hon. Florence Kajuju, MP on behalf of residents of Meru County regarding human wildlife conflict;
2. Petition presented by Hon. Patrick Wangamati, MP on behalf of former employees of the Pan Paper Mills regarding payment of their final dues; and;
3. Petition presented by Hon. Abdullahi Diriye, MP on behalf of National Victims and Survivors Network regarding consideration and adoption of the Report of the Truth Justice and Reconciliation Commission.

Please find the enclosed Petitions for your action.

  
Lucy Wanjohi

Copy to

- Clerk of the National Assembly
- Director, Legislative and Procedural Services
- Chair, Departmental Committee on lands
- Chair, Departmental Committee on Environment and Natural Resources
- Chair, Departmental Committee on Justice and Legal Affairs
- House Business Committee

Encl.

Pass to:  
1. Committee on Environment  
2. Justice & Legal Affairs  
3. Finance planning & trade

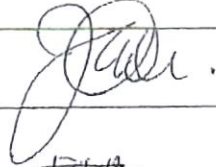
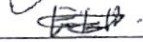



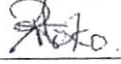
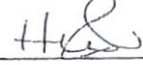

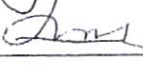

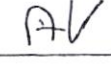


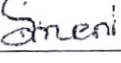
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7/12/15





## PUBLIC PETITION

BY THE NATIONAL VICTIMS AND SURVIVORS NETWORK APPEALING TO THE NATIONAL ASSEMBLY OF KENYA TO  
DEBATE AND ADOPT THE REPORT OF THE TRUTH, JUSTICE AND RECONCILIATION COMMISSION

No.	NAME OF PETITIONER		ID NUMBER	CONTACTS	Signature/Thumb Print
	SURNAME	FIRST NAME			
1.	MUTERE.	JANUELINE.	8823642	0712062715	
2.	ALIENO	ELIZABETH	28878081	0701628715	
3.	KALUKI	REDEMPT	82240602	0726332826	
4.	AKHAYI	PERUSY	22828331	0722643572	
5.	Purity Kauria	Purity	A22628101	0724369132	
6.	Pamela Aoko	Pamela	12680028	0723688888	
7.	NSERI	HELEN	14683210	0720942199	
8.	DWITI	ADHAMBO JULY	23883412	0718082111	
9.	Ndeta	Linda	16864828	0702582953	
10.	PATRICIA CHANGILWA	PATRICIA	24817806	0405093945	
11.	Veronica Awino	Veronica	14668404	0727069918	
12.	Consolata Anyango	Consolata	25340227	0705398004	
13.	Oebra	Christine	23142950	0705423717	
14.	Mueni	Susan	24321619	0706071297	

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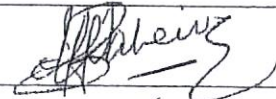
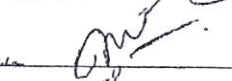
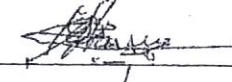


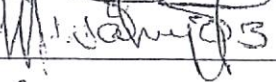
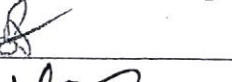



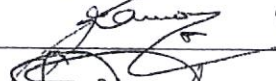



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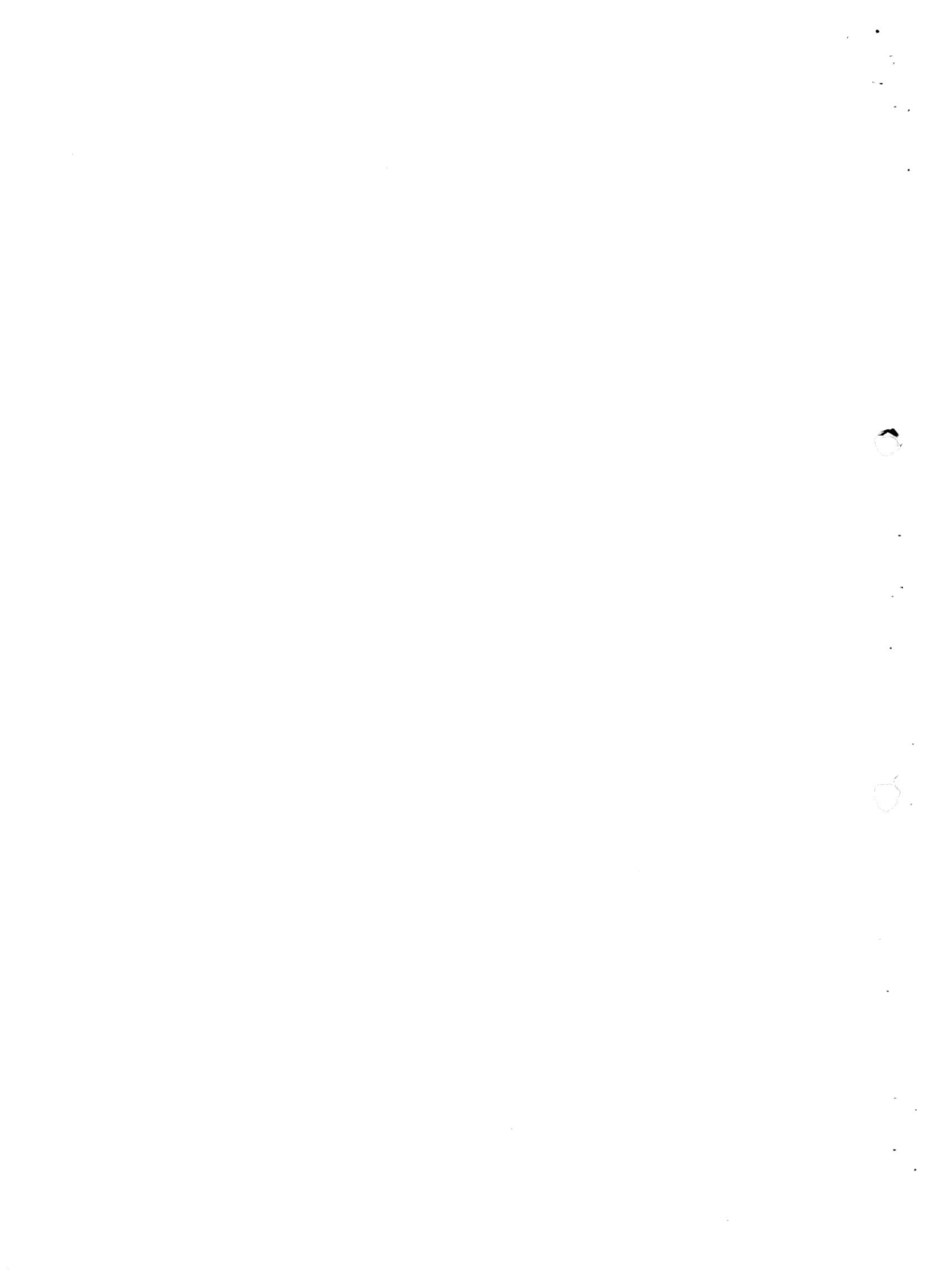
PUBLIC PETITION

BY THE NATIONAL VICTIMS AND SURVIVORS NETWORK APPEALING TO THE NATIONAL ASSEMBLY OF KENYA TO  
DEBATE AND ADOPT THE REPORT OF THE TRUTH, JUSTICE AND RECONCILIATION COMMISSION

No.	NAME OF PETITIONER		ID NUMBER	CONTACTS	Signature/Thumb Print
	SURNAME	FIRST NAME			
1.	WAHEIRE	WACHIRA	0237873	0722316146 wwahere@gmail.com	
2.	OLOO	DANYANGO	0066000	0715 787 947 danyango.oloo@gmail.com	
3.	OBUOR	SILVANUS CHRISTOPHER	3425809	0733972429 Silvanus@yahoodomain	
4.	MUHEHE	BENJAMIN	22616074	0722592276	
5.	WILSON K.	KIPKAZI	5750589	0721549649	
6.	WAHNYA	BOORE	0503121	0727789478	
7.	ROSENDA	NYAMBUXI	93671946	0720920272	
8.	Bishar Ismail	Ibrahim	0054503	0721781373	
9.	MUKUBWA	NEHEMIAH	0725942	0716301739	
10.	KARIUKI	WAWERU STANLEY	2046276	0711465309	
11.	KAMONYE M.	JOSEPH	1020917	0722658410	
12.	KIHORO	KARIUKI	5509762	0722688179	
13.	DAVID NYAGUNA	WANTOIKE	5334459	0722570108	
14.	KAVIHA	PRISCA	24527124	0725 915 106	

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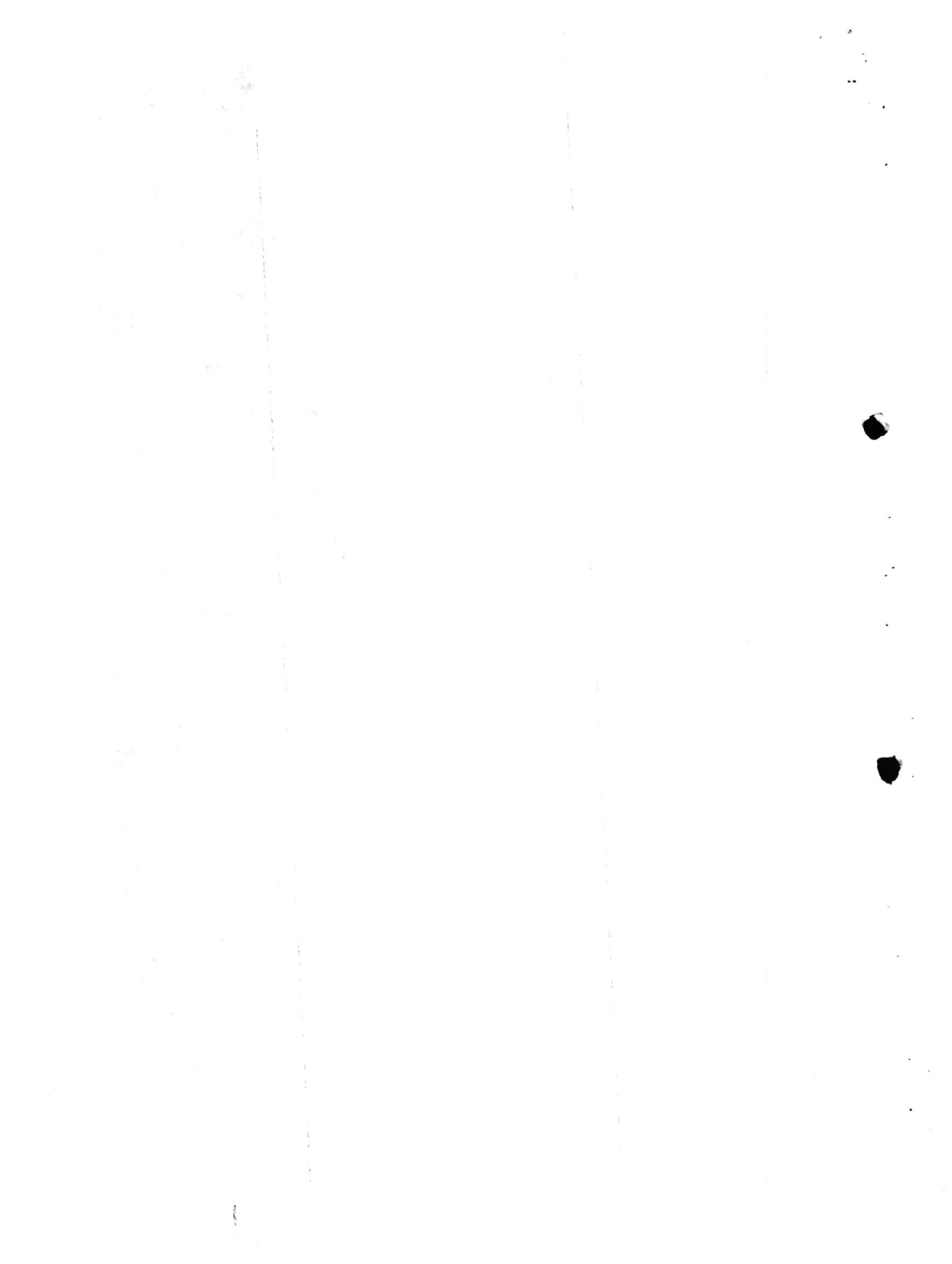
**APPENDIX 3- SUBMISSIONS**





2018.04.04 05:12







**THE PRESIDENCY**

**MINISTRY OF INTERIOR AND CO-ORDINATION OF NATIONAL GOVERNMENT**

Telegrams: "DISTRICTER", .....

Telephone: .....

E-mail: .....

When replying please quote

Ref. No. ....  
and date

To whom it may concern,

Dear Sir / Madam,

**OFFICE OF THE ASSISTANT CHIEF**  
MUTUNGURU SUB-LOCATION

P.O. Box 82

1601 - MERU

26<sup>th</sup> May 2016

ASST. CHIEF  
MUTUNGURU SUB-LOCATION  
P.O. BOX 82 1601 - MERU.  
DATE

RE: MR. DAVID MUGENDI ID No. 21795851

This is to inform you that the above named person is a resident of Gamenti South Sub County, 1601 West Ward, Gakini Sats. Location, Mutunguru Sub Location. He is well known to me. His farm is near the forest and at times his crops was damaged by the elephants. please help him whenever necessary.

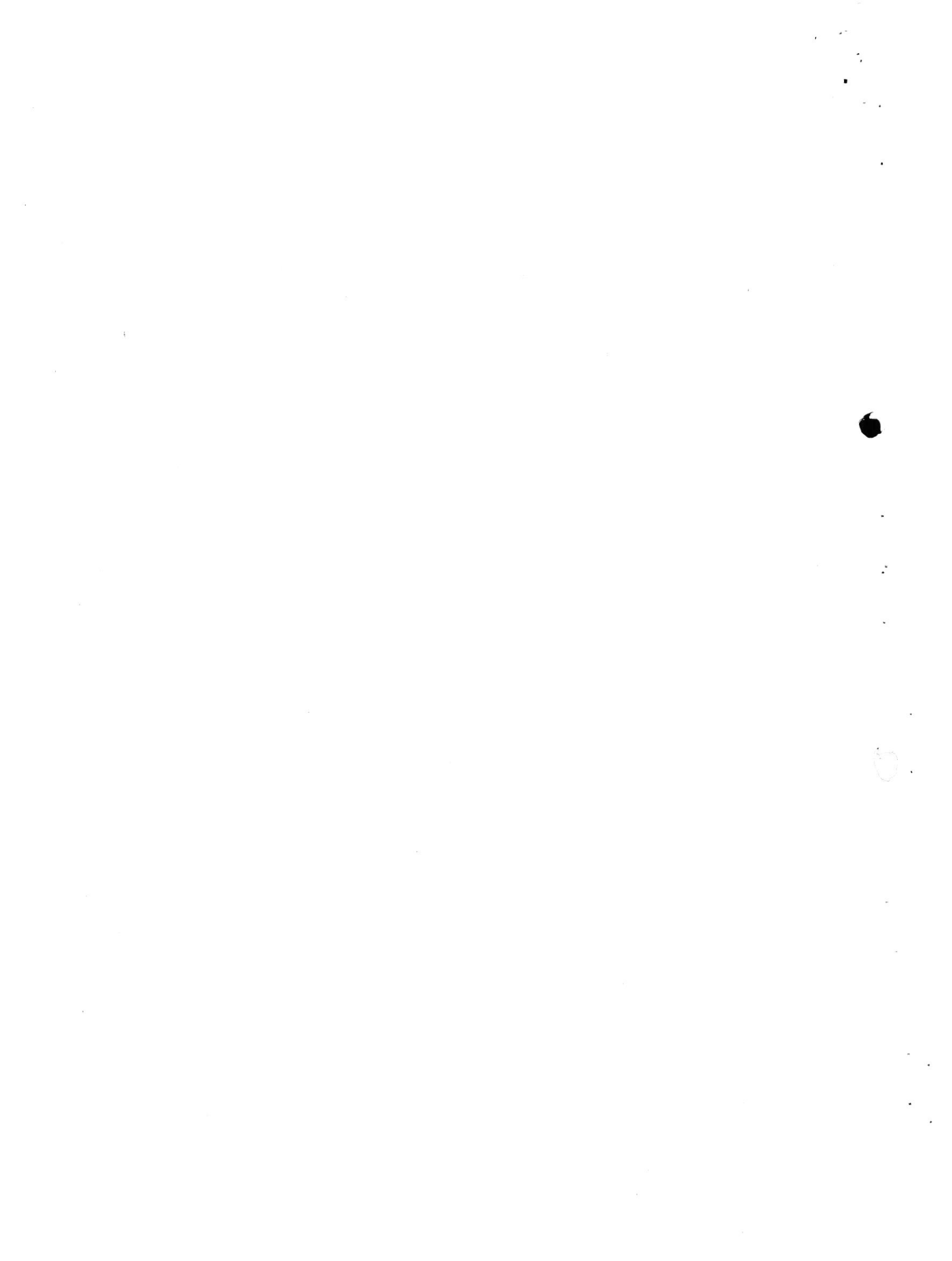
Thank you.

Yours Faithfully,

Mutwiri  
ASST. CHIEF  
MUTUNGURU SUB-LOCATION  
P.O. BOX 82 1601 - MERU.  
DATE

DANIELS MUTWIRI 0722-725567

ASSISTANT CHIEF MUTUNGURU SUB-LOCATION.



**COMPENSATION CLAIM FORM**  
**CROPS, LIVESTOCK AND PROPERTY DAMAGED BY WILDLIFE**  
 (TO BE FILLED IN TRIPLICATE)

STATION MURU SIN S.NO. 04/22/3/2016

**CLAIMANT DETAILS**

1. NAME OF AFFECTED: DAVID MUGENI KAMUNDI  
 (FIRST) (MIDDLE) (LAST)
2. ID/No 21795801
3. ADDRESS 189 IGOSI POST CODE \_\_\_\_\_
4. TEL NO. 0710 361 664
5. SEX  Male  FEMALE
6. AGE 38
7. NAME OF NEXT OF KIN: IDAHA GAKU KARA
8. ID NO: ~~21795801~~ 27960663
9. ADDRESS 189 IGOSI POST CODE \_\_\_\_\_
10. TEL NO: 0713 18 780 7 EMAIL \_\_\_\_\_

**PART II CROP DESTRUCTION**

1. CROP NAME: Maize, Bananas, Yams, Napier grass, Cabbages & Irish potatoes. ANIMAL RESPONSIBLE Elephants
2. APPROXIMATE ACREAGE DESTROYED 1.5 acres.
3. STAGE OF GROWTH cabbage at head formation, Maize at cobbing, bananas & Napier at production, potatoes yams & tuber forms
4. ESTIMATED VALUE Sh. 16,500/- (One hundred - sixty one thousand - five hundred/-)
5. MEASURES IN PLACE TO PROTECT CROPS AGAINST DESTRUCTION BY WILDLIFE
  - i. Reported to the wildlife office
  - ii. Chasing away the animals when they invade.

(We recommend an Electric fence to keep away the wildlife.)





### PART III LIVESTOCK PREDATION

1. LIVESTOCK TYPE : \_\_\_\_\_ ANIMAL RESPONSIBLE \_\_\_\_\_
2. NO. OF LIVESTOCK AFFECTED \_\_\_\_\_
3. No. DEAD \_\_\_\_\_ No. INJURED \_\_\_\_\_
4. APPROXIMATE AGE AND SEX \_\_\_\_\_
5. ESTIMATED VALUE \_\_\_\_\_
6. MEASURES IN PLACE TO PROTECT CROPS AGAINST DESTRUCTION BY WILDLIFE
  - a. \_\_\_\_\_
  - b. \_\_\_\_\_
  - c. \_\_\_\_\_
  - d. \_\_\_\_\_

### PART IV PROPERTY DESTRUCTION

1. DESCRIPTION OF PROPERTY DESTROYED  
\_\_\_\_\_  
\_\_\_\_\_
2. ANIMAL RESPONSIBLE:  
\_\_\_\_\_
3. ESTIMATE VALUE (ATT AVAILABLE EVIDENCE) \_\_\_\_\_
4. MEASURES IN PLACE TO PROTECT PROPERTY AGAINST DESTRUCTION BY WILDLIFE
  - a) \_\_\_\_\_
  - b) \_\_\_\_\_
  - c) \_\_\_\_\_
  - d) \_\_\_\_\_
  - e) \_\_\_\_\_









DIVISIONAL AGRICULTURE  
EXTENSION OFFICER  
IGOU

KENYA  
WILDLIFE  
SERVICE

SIGNATURE \_\_\_\_\_ DATE 17/5/2014

3. COMMENTS BY KWS WARDEN  
COMMENT FROM SERVICE WARDEN

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NAME \_\_\_\_\_  
DESIGNATION \_\_\_\_\_  
SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

**PART VII WILDLIFE CONSERVATION AND COMPENSATION COMMITTEE (W.C&C)**

1. APPROVED FOR COMPENSATION

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2. DEFERED/ REJECTED

Reasons \_\_\_\_\_  
\_\_\_\_\_

CHAIRMAN: \_\_\_\_\_  
SECRETARY \_\_\_\_\_





**PART VIII**

1. REMARKS BY DIRECTOR GENERAL KENYA WILDLIFE SERVICE

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SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

2. REMARKS BY THE CABINET SECRETARY

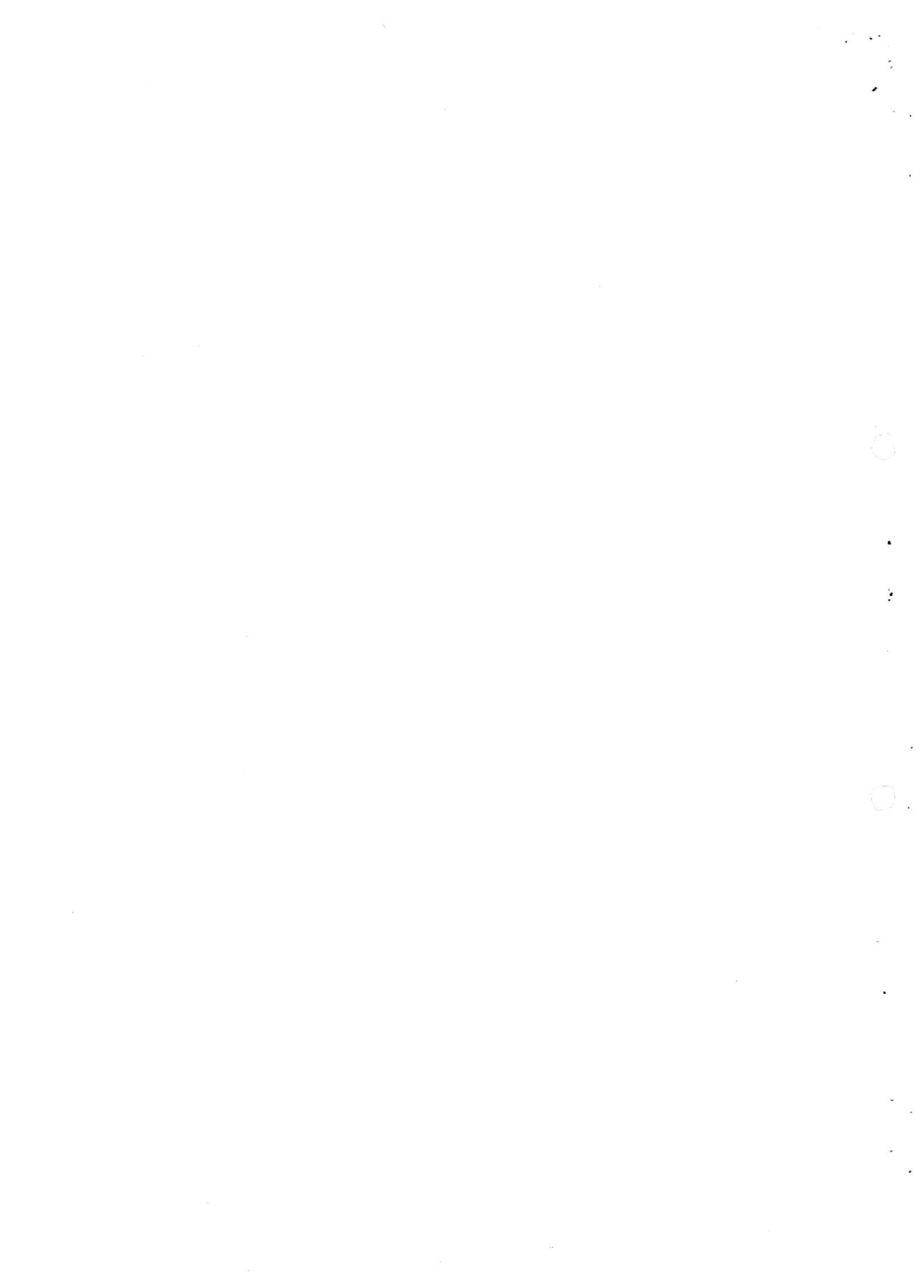
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SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

8/10





**OFFICE OF THE MEMBER OF COUNTY ASSEMBLY; MERU COUNTY  
GOVERNMENT; IGOJI WEST WARD**

**HON. ALPHAXARD KAUMBUTHU CHABARI**

TO THE CHAIR

THE PARLIAMENTARY SELECT COMMITTEE ON HUMA WILDLIFE CONFLICT.

06 May 2016

**RE: SUBMISSIONS TO THE PARLIAMENTARY COMMITTEE ON ENVIRONMENT AND  
NATURAL RESOURCES ON HUMAN-WILDLIFE CONFLICT: CASE OF IGOJI WEST WARD**

Allow me to begin by sincerely thanking the Chair all the members and particularly Hon. Kajuju for the great job this committee is meant to do to alleviate the suffering of the people constantly suffering from Human Animal Conflict. Igoji West is one of the areas adversely affected by wildlife. It is our prayer that when the committee sits down to do a report and when the National Parliament sits to pass the report; the following will be put into consideration.

1. The government to stop immediately burning of ivory. It makes no sense to us as people affected by elephants when there is no compensation but we see ivory being burnt. We wonder what happens to elephants that die naturally why can't that ivory be sold under license, then the proceeds are used to employ youth as Rangers who can protect the living elephants? For that way we would both conserve and create employment.
2. In Turkana and other areas, residents benefit from natural resources like oil. How come our people do not have any known direct benefit from our forests? We want the government to allow local communities to harvest trees that are old fallen and just rotting in the forest. We have bamboo that could create employment for our youth but the system has made it unavailable to the people. This should be facilitated. We want the government to start a bamboo processing factory in the area, that way we will feel part of this country.
3. We have many natural salt links and sparkling water (mwonyo) in the forest, the government should facilitate in establishment of bottling and marketing of this product to create employment.
4. Finally we want a University or a natural resources exploitation training center built in the area. The Ndunguru area should not be fenced together with the rest of the forest. It should be set apart for this purpose.

Yours Faithfully

Hon. Alphaxard K. Chabari

(MCA for Igoji West Ward)

Description	C WCCG Deliberated on 11-03-2016	Deffered	Penal
Humadeth	6	—	3
Human injured	52	—	112
CROP destruction	—	—	897
PROPERTI destruction	—	—	12
← Total	58	—	1030



**OFFICE OF THE MEMBER OF COUNTY ASSEMBLY; MERU COUNTY**  
**GOVERNMENT; IGOJI WEST WARD**

**HON. ALPHAXARD KAUMBUTHU CHABARI**

TO THE CHAIR

THE PARLIAMENTARY SELECT COMMITTEE ON HUMA WILDLIFE CONFLICT.

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(MCA for Igoji West Ward)

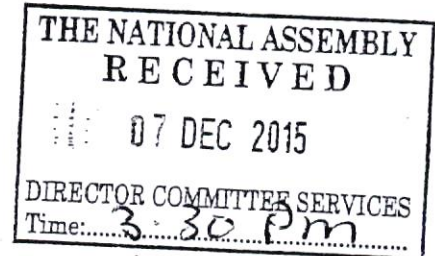




**Directorate of Legislative and Procedural Services**

**MEMO**

TO : DIRECTOR, COMMITTEE SERVICES  
FROM : PRINCIPAL CLERK ASSISTANT  
DATE : 3<sup>RD</sup> DECEMBER, 2015  
SUBJECT : PUBLIC PETITIONS



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2. Petition presented by Hon. Patrick Wangamati, MP on behalf of former employees of the Pan Paper Mills regarding payment of their final dues; and;
3. Petition presented by Hon. Abdullahi Diriye, MP on behalf of National Victims and Survivors Network regarding consideration and adoption of the Report of the Truth Justice and Reconciliation Commission.

Please find the enclosed Petitions for your action.

  
Lucy Wanjohi

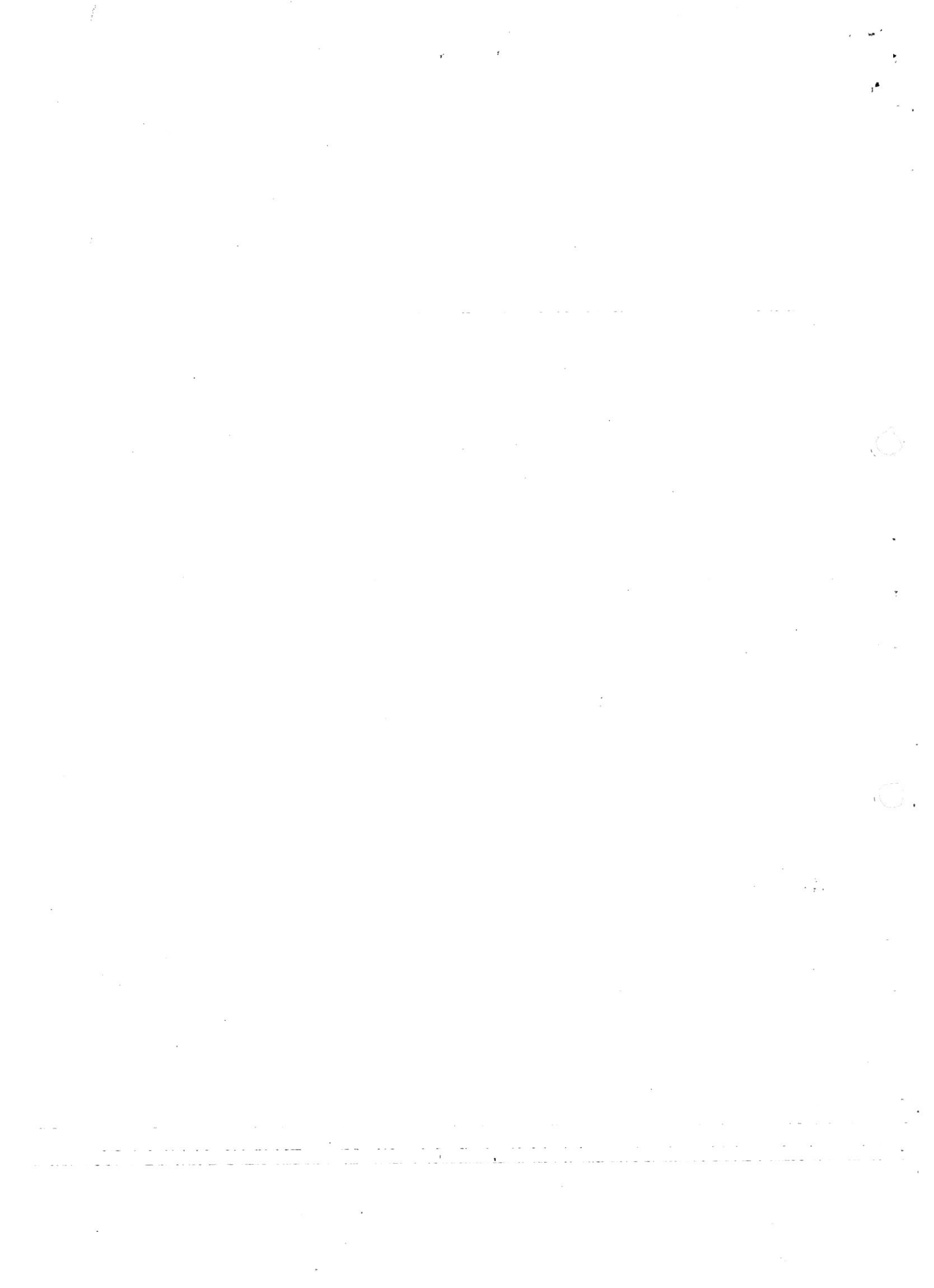
Copy to

- Clerk of the National Assembly
- Director, Legislative and Procedural Services
- Chair, Departmental Committee on lands
- Chair, Departmental Committee on Environment and Natural Resources
- Chair, Departmental Committee on Justice and Legal Affairs
- House Business Committee

Encl.

Pass to:  
1. Committee on Environment  
2. Justice & Legal Affairs  
3. finance planning & trade

up to NA  
7/12/15



REPUBLIC OF KENYA



Mr. Speaker  
pls approve  
1/12/18  
30/11

THE NATIONAL ASSEMBLY

Approved.

ELEVENTH PARLIAMENT  
(THIRD SESSION)

BT  
SNA  
1/12/18

PUBLIC PETITION

BY THE NATIONAL VICTIMS AND SURVIVORS NETWORK APPEALING TO THE NATIONAL ASSEMBLY OF KENYA TO DEBATE AND ADOPT THE REPORT OF THE TRUTH, JUSTICE AND RECONCILIATION COMMISSION

I, the UNDERSIGNED on behalf of Citizens of Kenya, referring themselves as the National Victims and Survivors Network;

DRAW the attention of the House to the following:

- (i) THAT, following the tragic political violence that engulfed Kenya in the aftermath of the disputed 2007 elections, the people of Kenya embarked upon comprehensive reforms aimed at ensuring Kenya transitioned into a peaceful, prosperous, stable, inclusive and democratic country where such violence did not reoccur;
- (ii) THAT, one of the measures adopted to address long-term issues that had contributed to the violence was the setting up of the Truth, Justice and Reconciliation Commission with a mandate to promote peace, justice, national unity, healing, and reconciliation among the people of Kenya by *inter alia* inquiring into gross violations of human and historical injustices that occurred in Kenya from 12 December 1963 and 28 February 2008;
- (iii) THAT, the TJRC recorded over 40,000 statements and memoranda and held public hearing across the country, concluded its work and handed over the Report to H.E the President, Hon. Uhuru Kenyatta, EGH on 21<sup>st</sup> May 2013;
- (iv) THAT, according to the Truth, Justice and Reconciliation Commission Act, the Minister was to table the TJRC Report in Parliament and operationalize the implementation mechanism in accordance with the recommendations of the Commission under section 48 (2) (f) of the Act to monitor the implementation of the recommendations of the Commission and to facilitate their implementation;
- (v) THAT, according to Section 49(3) of the TJRC Act, the implementation of the report of the Commission should have commenced within six months upon its publication;

28	<del>29</del>	22	29	29
24	24	27	Feb	21
25	29	24	Mar	26
30	<del>20</del>	312	Apr	24
24	29		May	19
	24			

0724-861681

PUBLIC PETITION

BY THE NATIONAL VICTIMS AND SURVIVORS NETWORK APPEALING TO THE NATIONAL ASSEMBLY OF KENYA TO DEBATE AND ADOPT THE REPORT OF THE TRUTH, JUSTICE AND RECONCILIATION COMMISSION

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- (vi) THAT, in December 2013, the National Assembly passed the Truth, Justice and Reconciliation (Amendment) Act amending the TJRC Act so as to provide *inter alia* that the TJRC Report would be tabled before the National Assembly 'for consideration' and that implementation of the report of the Commission shall commence immediately after consideration of the report by the National Assembly;
- (vii) THAT, to-date National Assembly has not considered the report of the TJRC, while the victims and survivors of gross human rights violations continue to suffer;
- (viii) THAT, National Assembly's inability to prioritize, debate and act on the TJRC report is a source of great frustration for thousands of Kenyans still nursing injuries; physical, emotional and psychological from the dark years of our history;
- (ix) THAT the issues in respect of which this petition is made are not pending before any court of law, or constitutional or legal body;
- 

HEREFORE, your humble petitioners Pray that the National Assembly –

1. That the National Assembly consider prioritizing for debate the Report of the Truth, Justice and Reconciliation Commission that has been pending before the House since 24<sup>th</sup> July 2013 without further delay;
2. That in addition to adopting the TJRC report, the National Assembly enacts necessary legislation requisite to anchor the implementation process in law;
3. That the National Assembly allocates sufficient budget for the immediate and effective implementation of the recommendations contained in report, in particular reparation of victims; and
4. That the National Assembly mandates the relevant Committee of the House to monitor the comprehensive and effective implementation of the TJRC Report.

And your PETITIONERS will ever PRAY.

PRESENTED BY:



HON. ABDULLAHI MOHAMED DIRIYE, MP,  
MEMBER FOR WAJIR SOUTH CONSTITUENCY

Date:.....19/11/2015.....

## PUBLIC PETITION

BY THE NATIONAL VICTIMS AND SURVIVORS NETWORK APPEALING TO THE NATIONAL ASSEMBLY OF KENYA TO  
DEBATE AND ADOPT THE REPORT OF THE TRUTH, JUSTICE AND RECONCILIATION COMMISSION

No.	NAME OF PETITIONER		ID NUMBER	CONTACTS	Signature/Thumb Print
	SURNAME	FIRST NAME			
1.	MUTERU	JANE ELINE	8823642	0712062715	
2.	ALIENO	ELIZABETH	28878081	0701628715	
3.	KALUKI	REDEMT	82240602	0726332826	
4.	AKHAYI	PERUSY	22828331	0722643572	
5.	Patricia Kawira	Patricia	A22628101	0724369132	
6.	Pamela Aoko	Pamela	12680028	0723688888	
7.	NIERI	HELEN	14683210	0720942199	
8.	DWITI	ADHAMBO JULY	23883412	0718082111	
9.	Ndeta	Linda	16864828	0702582953	
10.	PATRICIA CHANGILWA	PATRICIA	24817806	0705093945	
11.	VERONICA AMIRO	VERONICA	14668404	0727069918	AV
12.	Consolata Anyanga	Consolata	25340227	0705398004	
13.	Oebra	Christine	23142950	0705423717	
14.	Mueni	Susan	24321610	0706071297	Sueni

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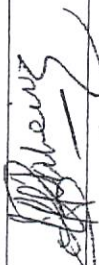





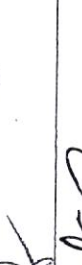







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PUBLIC PETITION

BY THE NATIONAL VICTIMS AND SURVIVORS NETWORK APPEALING TO THE NATIONAL ASSEMBLY OF KENYA TO DEBATE AND ADOPT THE REPORT OF THE TRUTH, JUSTICE AND RECONCILIATION COMMISSION

No.	SURNAME	NAME OF PETITIONER FIRST NAME	ID NUMBER	CONTACTS	Signature/Thumb Print
1	WAHEIRE	WACHIRA	0237873	0722316146 wachaire@gmail.com	
2	OLOO	ONYANGO	0086600	0715787947 onyango_sloot@gmail.com	
3	ORIOR	SILVANIUS CRISTOPHER	3425809	0733972429 silvanus@yohannan.com	
4	MUTEHE	BENJAMIN	2261024	0722592276	
5	Wilson K.	KIPKAZI	5750589	0721549649	
6	WAINYA	BOORE	0503121	0727789478	
7	ROSEMARY	Nyambuki	93671946	0720920272	
8	Bishar Ismail	Ibrahim	0054503	0721781373	
9	MUKUBWA	NEHEMIAH	0725943	0716301739	
10	Karuki	Mawera Stanley	2046276	0711465309	
11	Kamonye M.	Joseph	1020917	0722658410	
12	KIHOLLO	KARIGU	5509762	0722688179	
13	DAVID NJAGUNA	WANTOIKE	5334459	0722570108	
14	KAVIHA	PRISCA	24527124	0725915106	



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# Crop Damage Verification Form

**Note - This form is to be used by the authorized personnel only.**

## Section 1 - County Identification

County Name

MERU

## Section 2 - Claimant Information

Owner

Yes

No

Relation to owner

Contact Information

Last Name

MUGENDO

First Name

DAVID

ID/PASSPORT No.

21795801

Contact Address

NEW LIFE CHURCH

Physical Address.

P.O. BOX

189 15071

Sub County

MWIMBANYI SOUTH

Location

GAMIRI

City/Town

MERU

Email Address

Telephone No.

0710 361 644

## Section 3 - Summary of Crops Destroyed

Description - Include

Name of crop

Cabbage

Extent of Destruction eaten Acreage

-

No of stems

1200

Responsible animal

Elephants

Stage of crop growth

Early growth

Branching

Flowering /fruiting

Mature

Crop density

Well established

## Section 4 - Description of Extent of Damage

Location of Farm

Mutunguru (Kathuguya village)

Igali West

GPS Coordinates

Animal responsible

Elephants

Description of destruction

The crop was trampled and eaten by the elephants. 1200 heads of cabbage @ 15/- = KSh 18,000/-

Any other evidence/statement



**Section 6 - Notes by the Agricultural officer**

1200 heads of cabbage at 15/head = 18000 of loss. The crop was destroyed at almost maturity stage.

**Section 7 - Preventive Measures**

a) Describe measures undertaken by owner to decrease likelihood of crop destruction

Reported to KWS office.

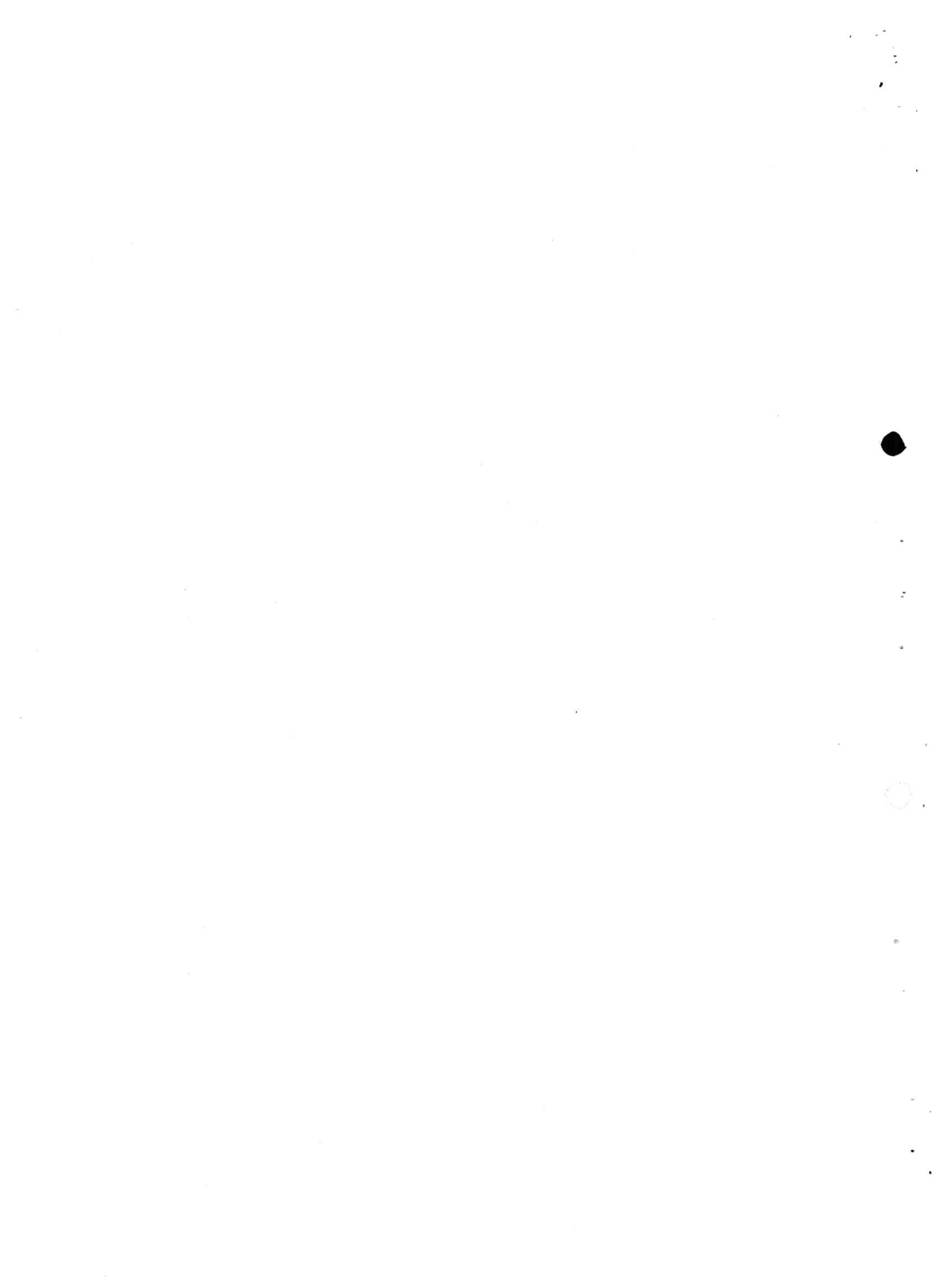
b) Recommendation given to owner (owner will implement the following measures to mitigate conflict)

KWS can only reduce the Human wildlife conflict by installing an Electric fence.

**Section 8 - County Declaration and Signature**

I hereby certify that the information given above is true to the best of my knowledge.

KWS Officer	Signature	Date (yyyy/mm/dd)
Agriculture Officer	Signature Peters Njeru, WAO - Gaji West	Date (yyyy/mm/dd) 17/5/2016
Claimant/Owner	Signature David Mugeru Kamuri	Date (yyyy/mm/dd) 17/5/2016



# Crop Damage Verification Form

**Note - This form is to be used by the authorized personnel only.**

## Section 1 - County Identification

County Name

MERV

## Section 2 - Claimant Information

Owner

Yes

No

Relation to owner

Contact Information

Last Name

MUGENI

First Name

DAVID

ID/PASSPORT No.

21795801

## Contact Address

Physical Address.

NEW LIFE CHURCH

P.O. BOX

0189 (407)

Sub County

Imeni South

Location

City/Town

MERV

Email Address

Telephone No.

0710361644

## Section 3 - Summary of Crops Destroyed

Description - Include

Name of crop

Yams

Extent of Destruction <sup>uprooted</sup> Acreage

No of stems 22

Responsible animal

Stage of crop growth

Early growth

Branching

Flowering /fruiting

Mature

Crop density

Established along farm boundary

## Section 4 - Description of Extent of Damage

Location of Farm

Mutunguru (Kathuguya village) Igou West

GPS Coordinates

Animal responsible

Elephants

Description of destruction

22 yams destroyed through by being uprooted and eaten by the elephants. crop was at tuber form estimated at 25kg/stool @ 50kg = 27,500kg worth of crop produce lost.

Any other evidence/statement



**Section 6 - Notes by the Agricultural officer**

27 stools of yams producing 25kgs each at Ksh 50/kg = 27500,  
worth of loss,

**Section 7 - Preventive Measures**

a) Describe measures undertaken by owner to decrease likelihood of crop destruction

Reported to KWS office,

b) Recommendation given to owner (owner will implement the following measures to mitigate conflict)

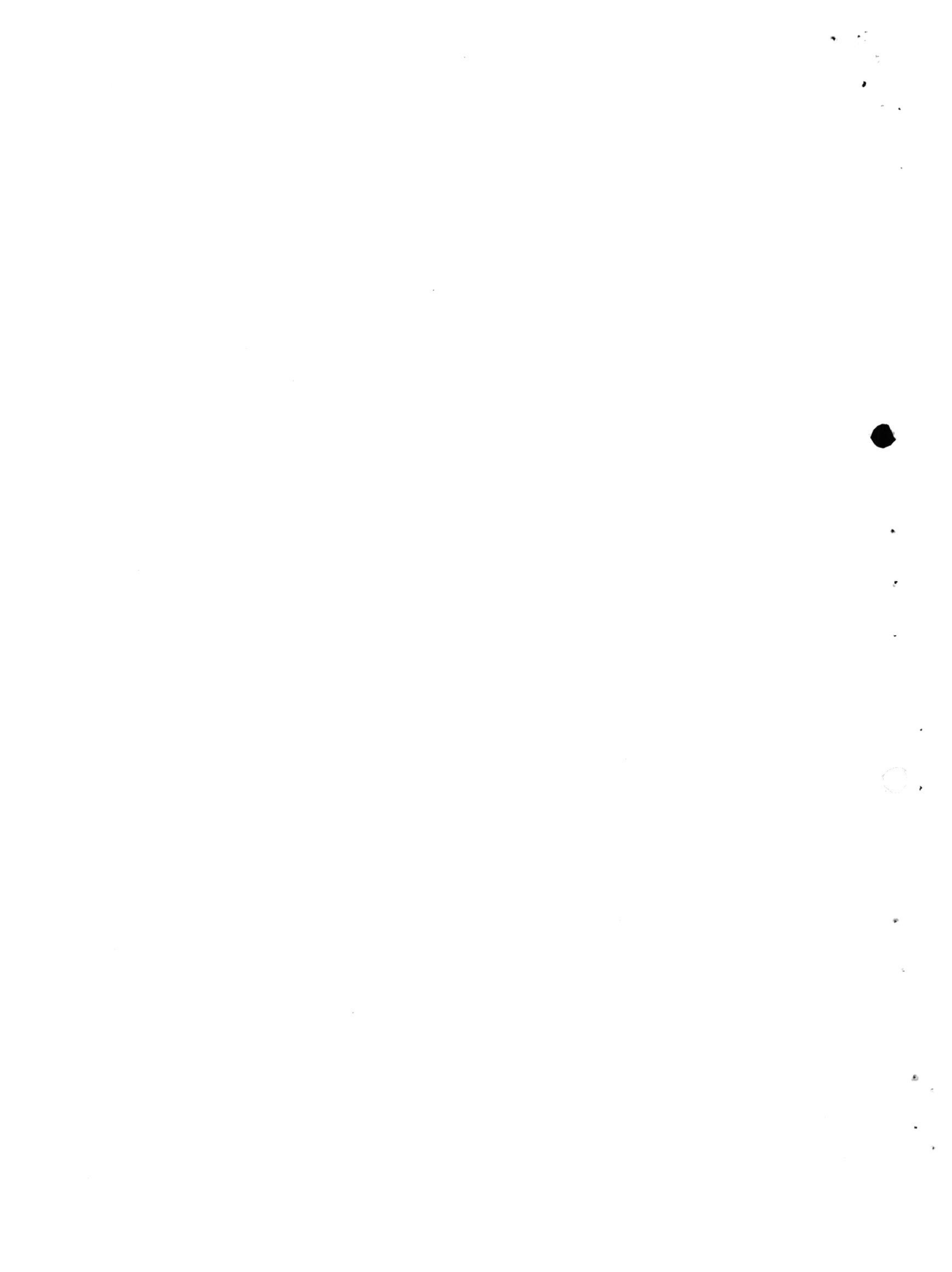
**Section 8 - County Declaration and Signature**

I hereby certify that the information given above is true to the best of my knowledge.

KWS Officer	Signature	Date (yyyy/mm/dd)
Agriculture Officer	Signature VISIONAL AGRICULTURAL EXTENSION OFFICER	Date (yyyy/mm/dd) 17/5/2016
Claimant/Owner	Signature	Date (yyyy/mm/dd) 17/5/2016

Peter Njeri - ward Agric. officer - Igoli West  
DAVID MURZUWA, KAMUNDI





# Crop Damage Verification Form

**Note - This form is to be used by the authorized personnel only.**

## Section 1 - County Identification

County Name

MERU

## Section 2 - Claimant Information

Owner

Yes

No

Relation to owner

Contact Information

Last Name

MUGENJI

First Name

DAVID

ID/PASSPORT No.

21795861

Contact Address

NEW LIFE CHURCH

Physical Address

P.O. BOX

189. (GOT)

Sub County

IMENI South.

Location

City/Town

~~MERU~~ MERU

Email Address

Telephone No.

0710361644

## Section 3 - Summary of Crops Destroyed

Description - Include

Name of crop

Irish potatoes

Extent of Destruction

uprooted  
2.25 acres

Acres 0.25

No of stems

-

Responsible animal

Elephants

Stage of crop growth

Early growth

Branching

Flowering / fruiting

Mature

Crop density

Well established.

## Section 4 - Description of Extent of Damage

Location of Farm

Kalbuguza village (Matunguru) Igosi West.

GPS Coordinates

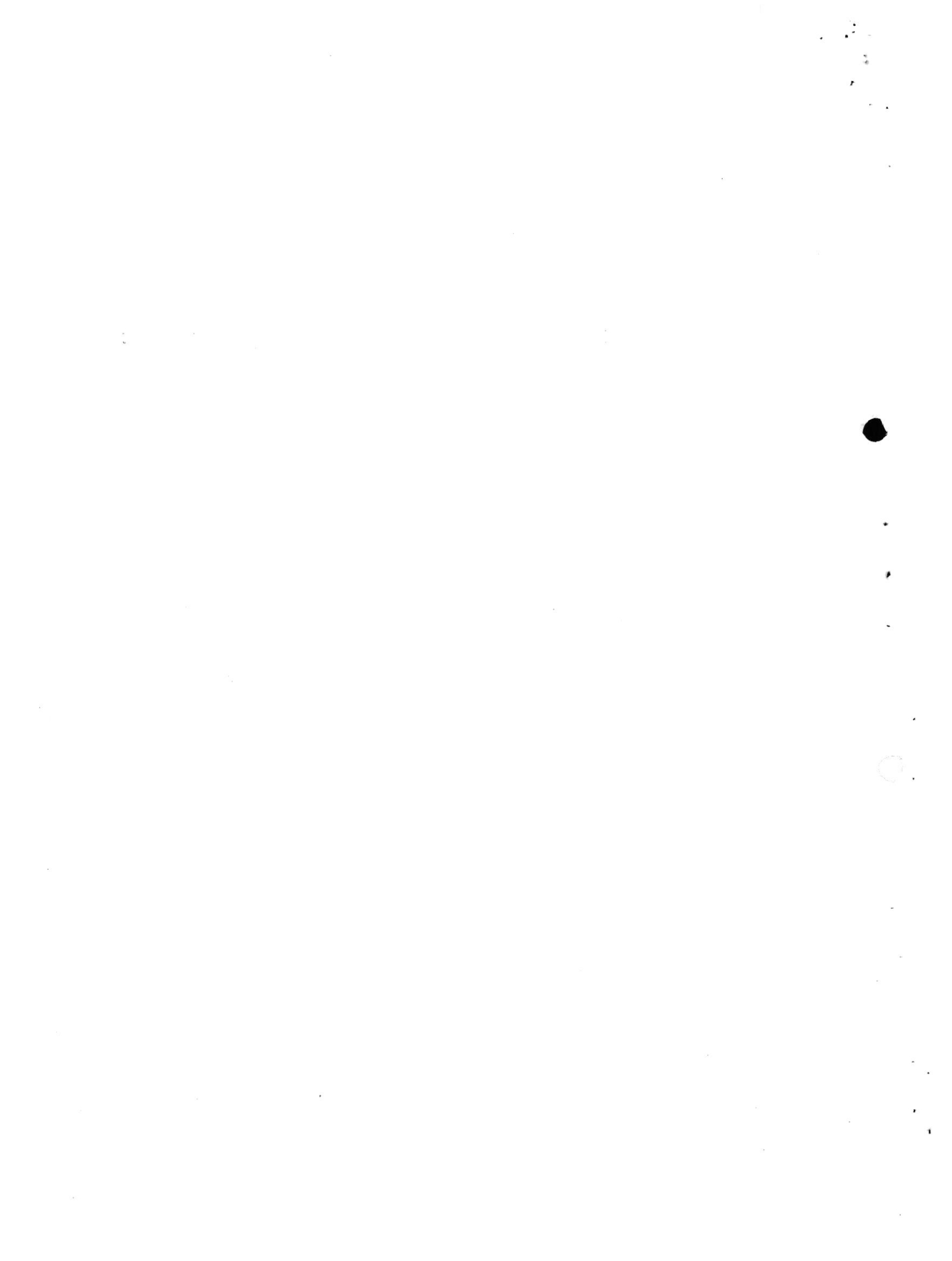
Animal responsible

Elephants.

Description of destruction

Irish potatoes (0.25 acres) were uprooted and eaten by the elephants. The area was trampled and destroyed. Farmer lost 7.5 bags x 2500 = 18,750k

Any other evidence/statement



**Section 6 - Notes by the Agricultural officer**

0.25 acres of Irish potatoes uprooted, eaten and the area flattened by the elephants.  
0.25 expected to produce 7.5 bags @ 2500/bag = 18750/- loss.

**Section 7 - Preventive Measures**

a) Describe measures undertaken by owner to decrease likelihood of crop destruction

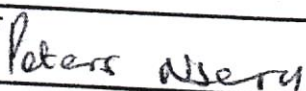
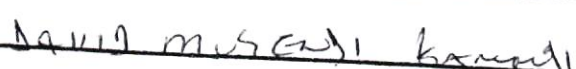
Reported to KWS office.

b) Recommendation given to owner (owner will implement the following measures to mitigate conflict)

only electric fence can reduce human wildlife conflict in the area.

**Section 8 - County Declaration and Signature**

I hereby certify that the information given above is true to the best of my knowledge.

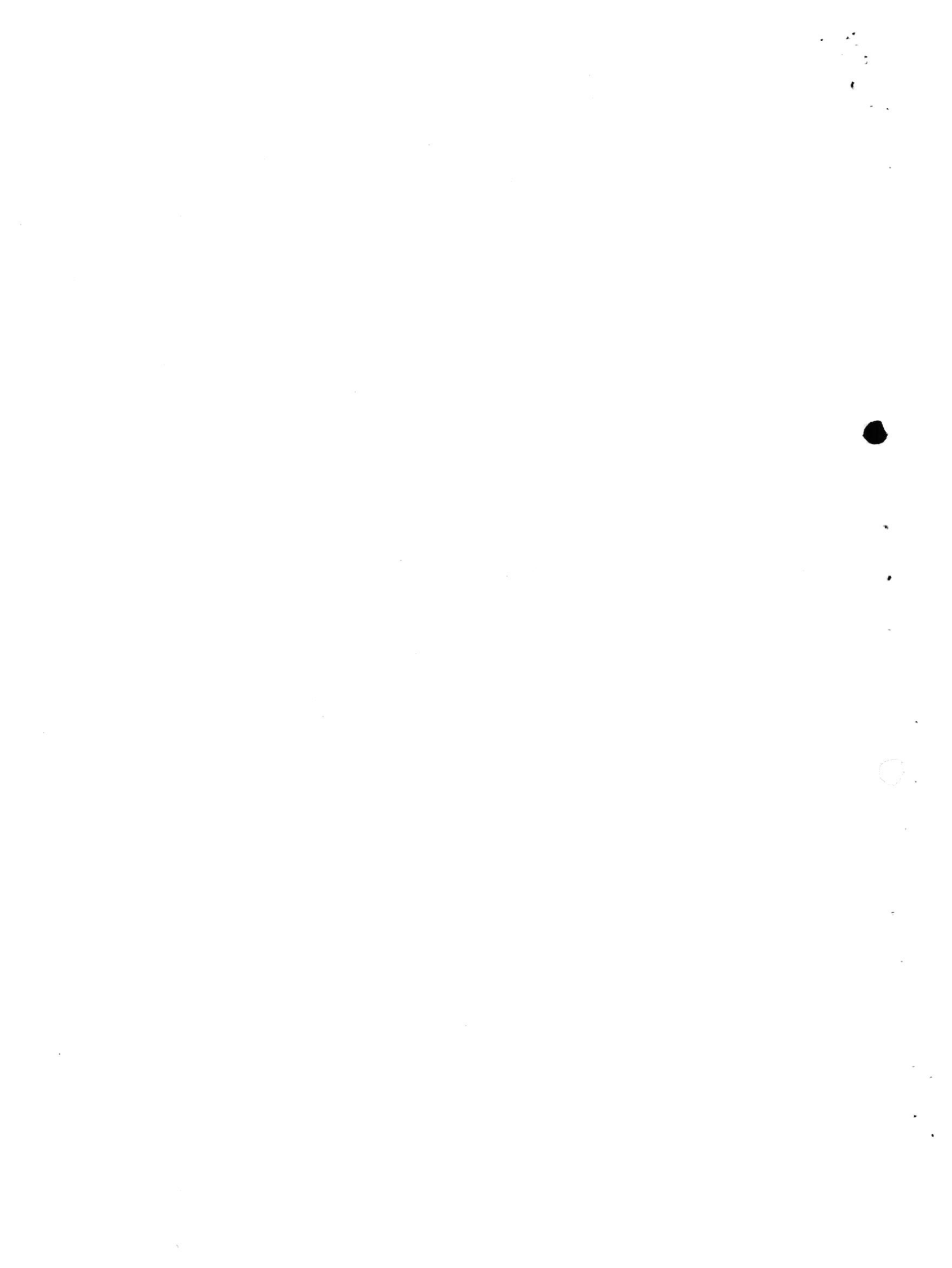
KWS Officer	Signature	Date (yyyy/mm/dd)
Agriculture Officer		
Claimant/Owner		

*Stamp: SIGNATURE OF AGRICULTURE OFFICER*

*Stamp: SIGNATURE OF CLAIMANT*

*Date: 17/5/2016*

*Date: 17/5/2016*



# Crop Damage Verification Form

**Note - This form is to be used by the authorized personnel only.**

## Section 1 - County Identification

County Name MERU

## Section 2 - Claimant Information

Owner Yes No

Relation to owner

Contact Information

Last Name

MUCANA

First Name

DAVID

ID/PASSPORT No. 21795821

Contact Address NEW LIFE CHURCH

Physical Address

189 1GOJI

P.O.BOX

189 1GOJI

Sub County

IMZWI SOUTH

Location

GAKIIRI

City/Town

MERU

Email Address

Telephone No.

0710 261 644

## Section 3 - Summary of Crops Destroyed

Description - Include

Name of crop Bananas

Extent of Destruction uprooted Acreage -

No of stems 27 stools

Responsible animal elephants

Stage of crop growth Early growth Branching Flowering /fruiting  Mature

Crop density well established & producing.

## Section 4 - Description of Extent of Damage

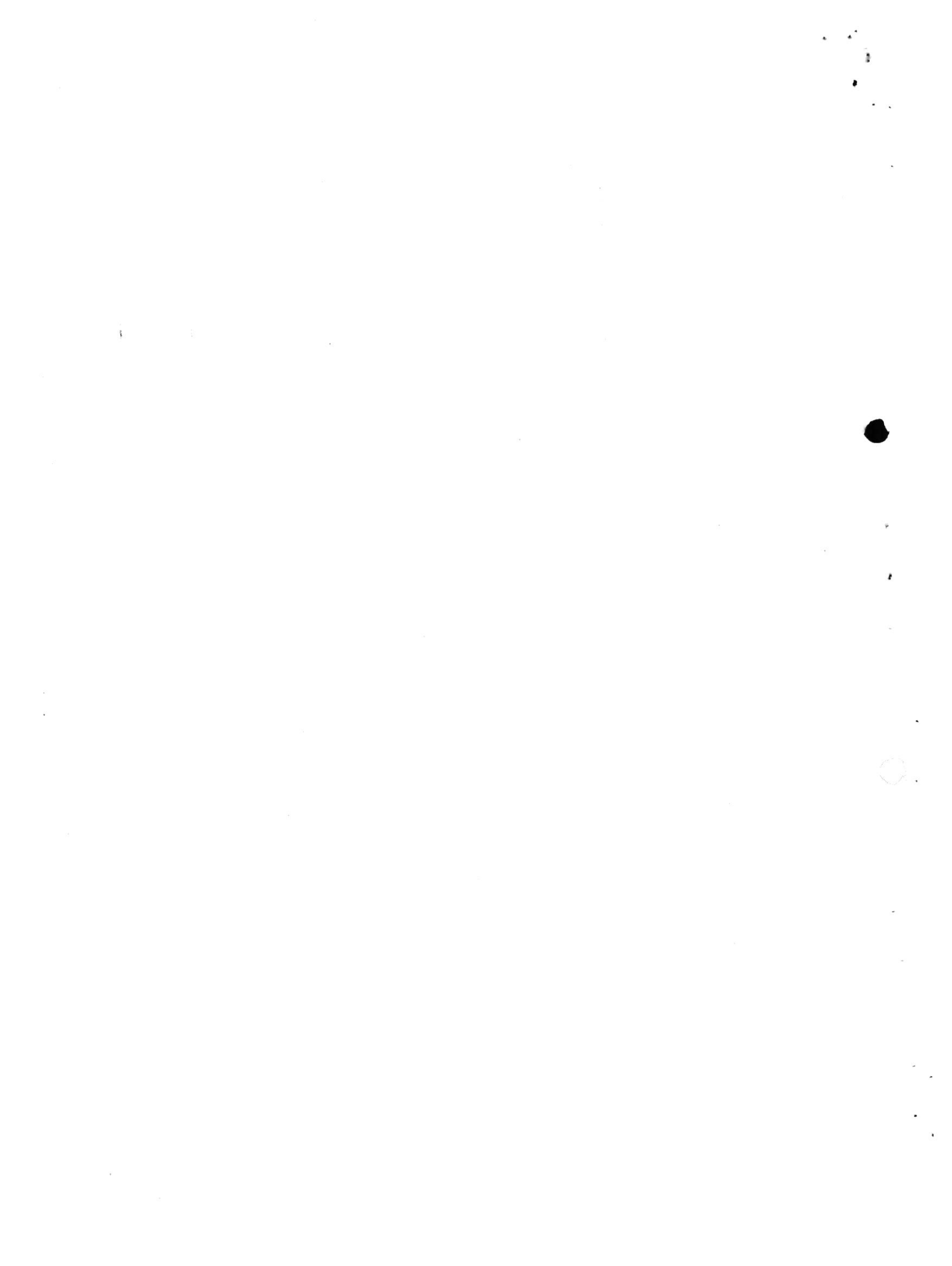
Location of Farm Mutunacy (Kathuguya village) Gosi West

GPS Coordinates

Animal responsible elephants

Description of destruction uprooted and eaten by the elephants.  
27 stools producing 3 bunches each at KSh. 250/- = 20250

Any other evidence/statement



**Section 6 - Notes by the Agricultural officer**

Farmer Lost KSh. 20250 worth of produce per year since all the bananas were uprooted by the elephants.

**Section 7 - Preventive Measures**

a) Describe measures undertaken by owner to decrease likelihood of crop destruction

Reported to wildlife office,

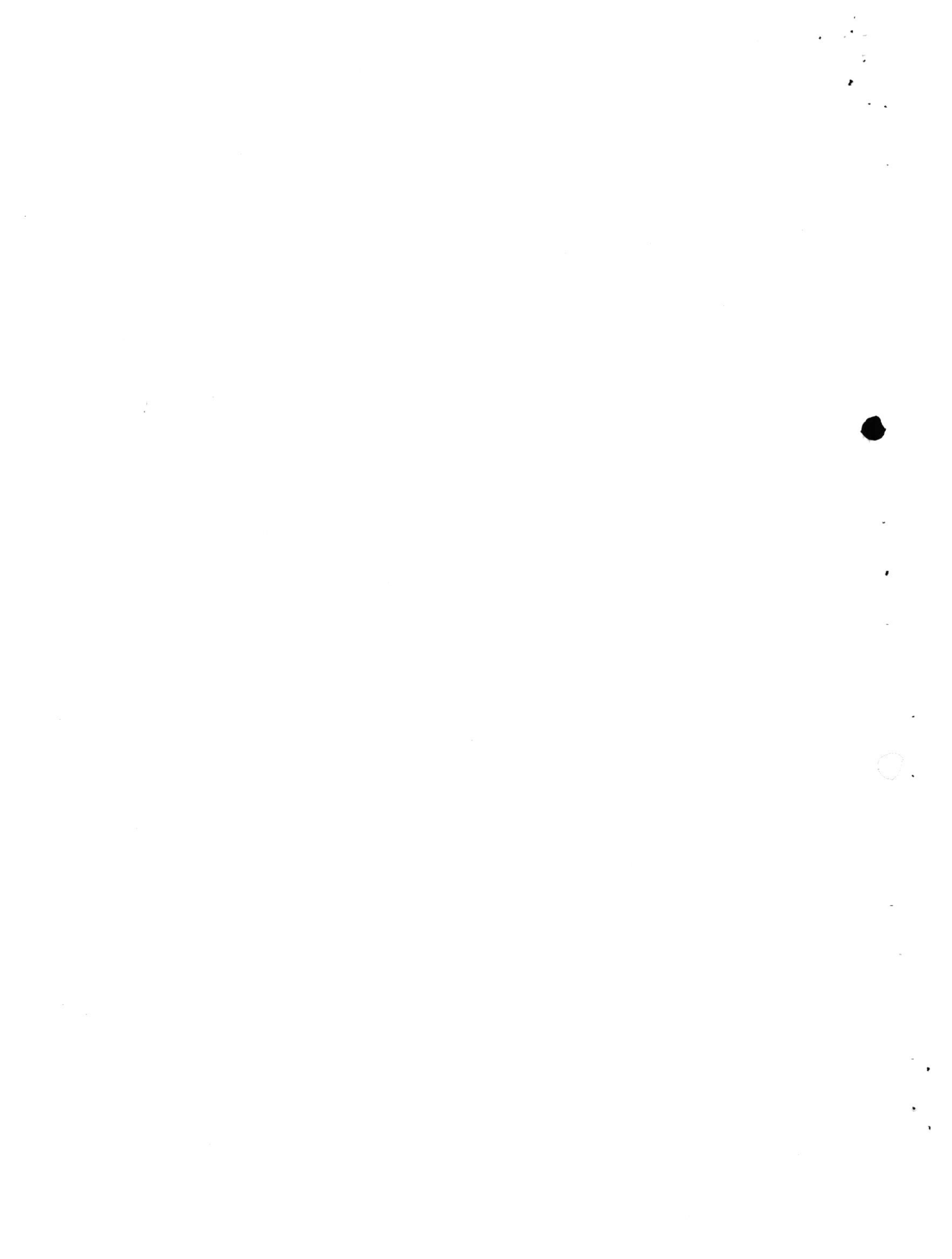
b) Recommendation given to owner (owner will implement the following measures to mitigate conflict)

**Section 8 - County Declaration and Signature**

I hereby certify that the information given above is true to the best of my knowledge.

KWS Officer	Signature	Date (yyyy/mm/dd)
Agriculture Officer	Signature DIVISIONAL AGRICULTURAL EXTENSION OFFICER	Date (yyyy/mm/dd) 17/5/2016
Claimant/Owner	Signature	Date (yyyy/mm/dd) 17/5/2016





**Note - This form is to be used by the authorized personnel only.**

**Section 1 - County Identification**

County Name: MURU

**Section 2 - Claimant Information**

Owner Yes No

Relation to owner

Contact Information

Last Name

AERU MURUNDI

First Name

DAVID

ID/PASSPORT No. 21795801

Contact Address NEW LIFE church

Physical Address.

189-160JI

P.O. BOX

City/Town

MURU

Sub County

IMBETI SOUTH

Location

RAKIRI

Email Address

Telephone No.

0710 361644

**Section 3 - Summary of Crops Destroyed**

Description - Include

Name of crop

Napier grass

Extent of Destruction

Enter Acreage

0.25

No of stems

-

Responsible animal

Elephants

Stage of crop growth

Early growth

Branching

Flowering /fruiting

Mature

Crop density

well established along soil conservation structures

**Section 4 - Description of Extent of Damage**

Location of Farm

Mutungu Kattuguya (village)

Igaji West.

GPS Coordinates

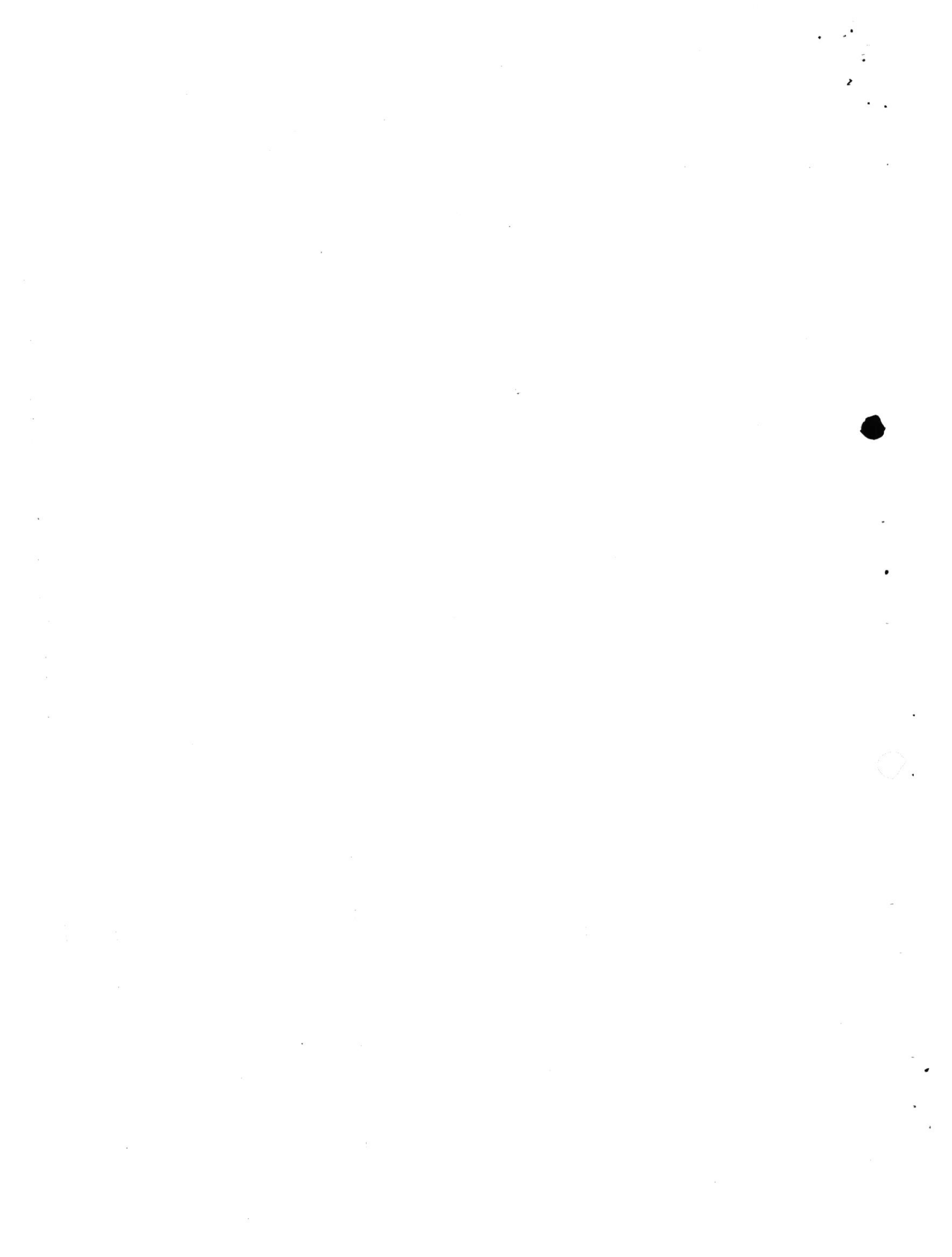
Animal responsible

Elephants

Description of destruction

About 1000 of Napier eaten estimated to KSh. 20000.

Any other evidence/statement



**Section 6 - Notes by the Agricultural officer**

1 ton water @ 2000 ft<sup>2</sup> = 15,2000 ft<sup>2</sup>. The damage was extensive since some of the crop was uprooted.

**Section 7 - Preventive Measures**

a) Describe measures undertaken by owner to decrease likelihood of crop destruction

Reported to KWS officer

b) Recommendation given to owner (owner will implement the following measures to mitigate conflict)

Only electric fence can reduce the human/wildlife conflict

**Section 8 - County Declaration and Signature**

I hereby certify that the information given above is true to the best of my knowledge.

KWS Officer	Signature	Date (yyyy/mm/dd)
Agriculture Officer	Signature	Date (yyyy/mm/dd)
Claimant/Owner	Signature	Date (yyyy/mm/dd)

Peters Njeri - W.A.O. Igai West

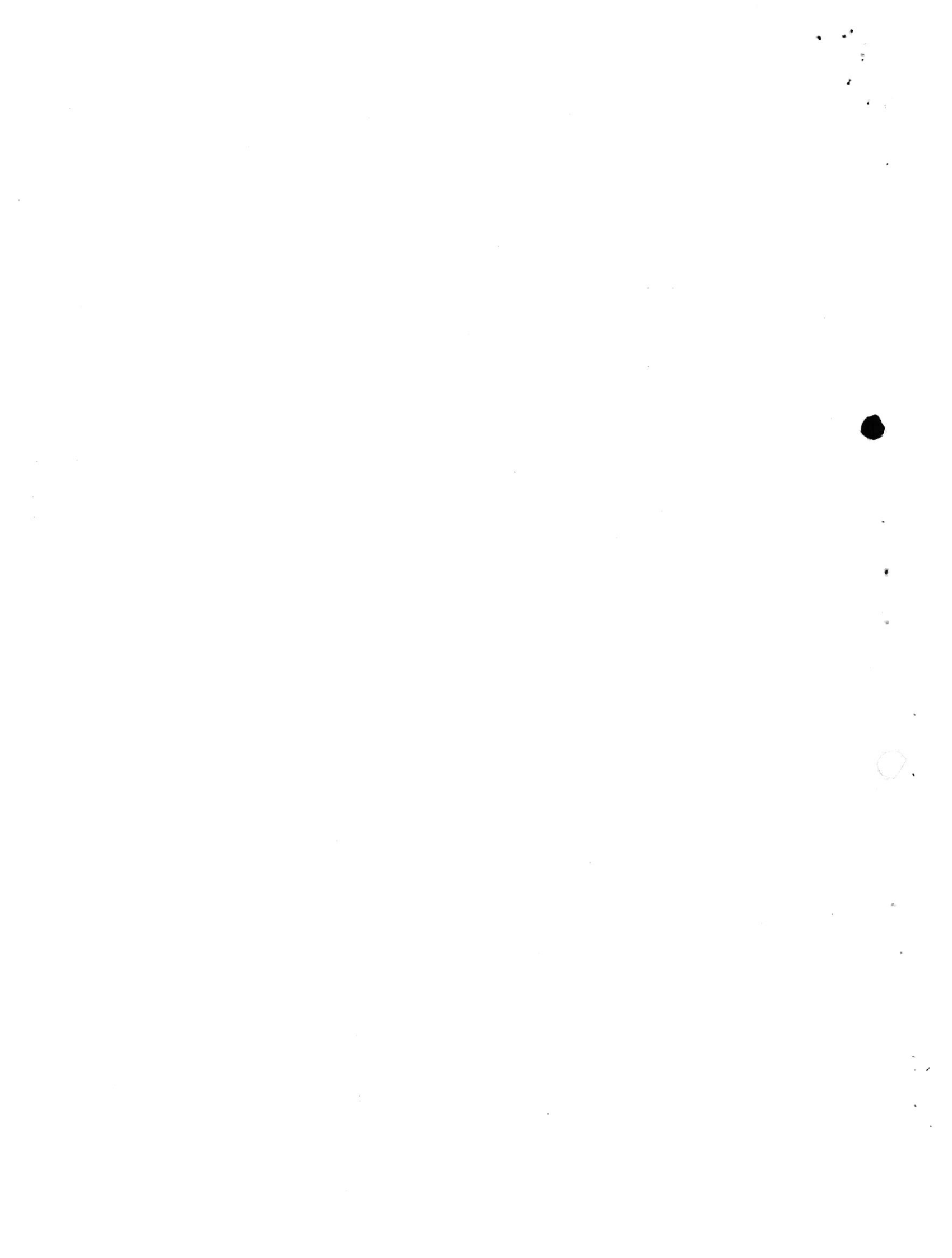
PROVINCIAL AGRICULTURAL EXTENSION OFFICER

17/5/2016

DAVID MUGENI, Kamund

[Signature]

12/5/2016



# Crop Damage Verification Form

Note - This form is to be used by the authorized personnel only.

## Section 1 - County Identification

County Name

MURU

## Section 2 - Claimant Information

Relationship to owner  Yes  No

Contact Information

Name

MUGENDI

First Name

DAVID

Passport No. 21795881

Postal Address: NZWALE Chiche

Postal Address

189 - 16011

Sub County

MURU-SOUTH

Location

GAKIRI

Telephone No.

0710-361664

## Section 3 - Summary of Crops Destroyed

Option - Include

Name of crop

MAIZE

Extent of Destruction

0.1000

Acreage

1 acre

No of stems

Responsible animal

Elephants

Stage of crop growth

Early growth

Branching

Flowering / fruiting

Mature

Crop density

1 acre spaced at 75x25cm. well established.

## Section 4 - Description of Extent of Damage

Name of Farm

Mutunguru (Kathunguru village) Igosi West

Coordinates

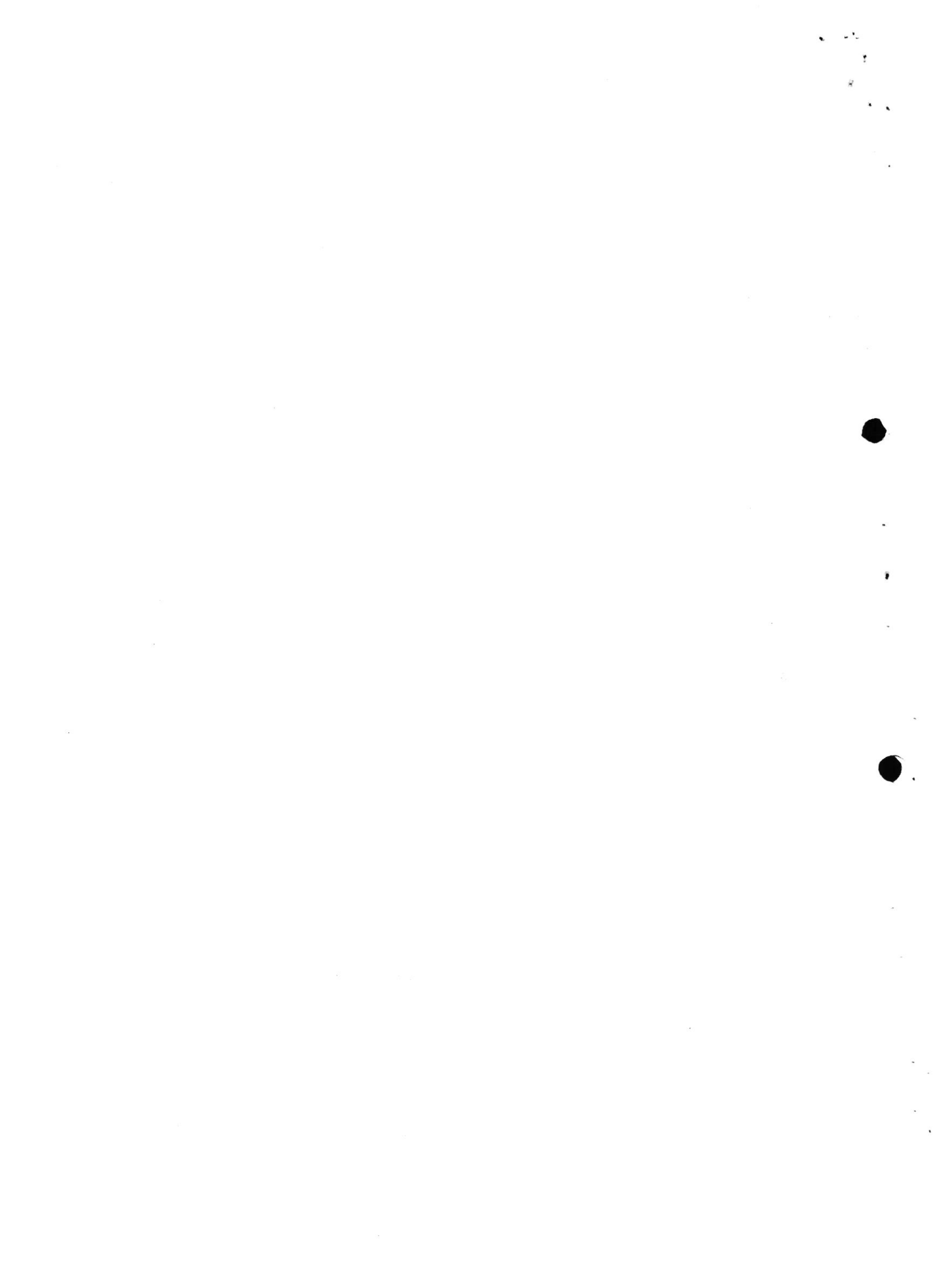
Animal responsible

Elephants

Description of destruction

Trampled and eaten by the elephants.

1 acre estimated to produce 30 bags x 2500 cost of 1 bag maize = K75,000



**Section 6 - Notes by the Agricultural officer**

Elephants invaded the farm and trampled and ate maize  
acre at col formation stage. Estimated production = 30 bags  
valued at 2500K/bag. = 75,000K

**Section 7 - Preventive Measures**

*to decrease the level of crop destruction*  
only chasing away the animals which could not help  
prevent the animals invade the farm at night.

Recommendation given to owner (owner will implement the following measures to mitigate conflict)

Report to the wildlife office.

**Section 8 - County Declaration and Signature**

I hereby certify that the information given above is true to the best of my knowledge.

Agriculture Officer	Signature	Date (yyyy/mm/dd)
Agriculture Officer Peter NJERI - ward Agric officer Igali West.	Signature <i>[Signature]</i>	Date (yyyy/mm/dd) 17/5/16
Farmer/Owner DAVID MUKENI Kamiani	Signature <i>[Signature]</i>	Date (yyyy/mm/dd) 17/5/16





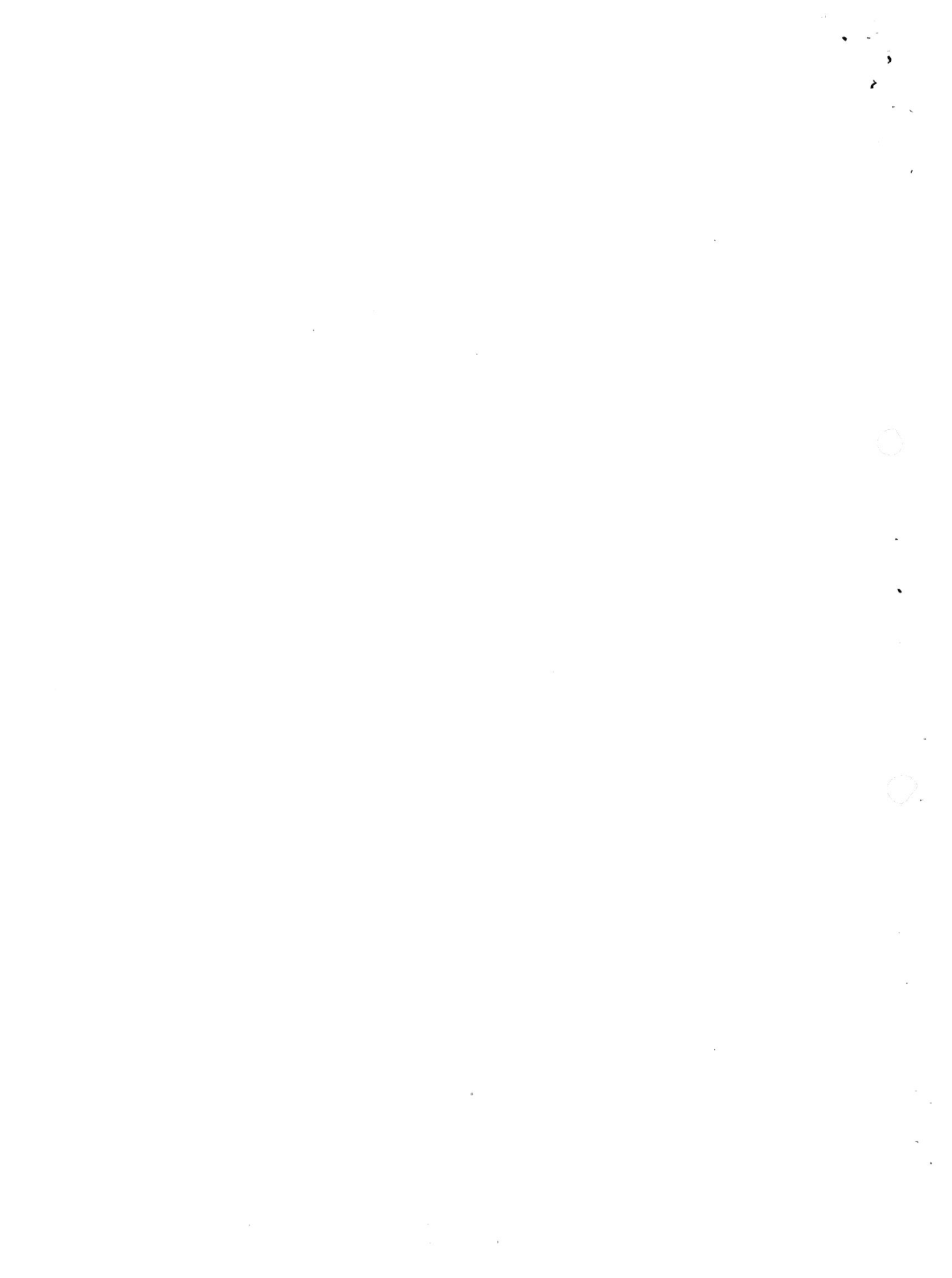
THE WILDLIFE COMPENSATION COMMITTEE MEETING HELD ON

17 TH. NOVEMBER, 1985 IN THE OFFICE OF

D. O. 1- MERU:-

PRESENT:-

- 1) Mr. J. G. Opunga - D.O. 1- Chairman.
- 2) Mr. P. Mwirichia- member.
- 3) Hon. Njagi Wakiando - M.P.
- 4) Mr. G.K. Kithirji - Rep. D.A.O.
- 5) John Muchiri- Fisheries Officer(Coopted member).
- 6) Mr. Eliud Wanyama- Warden- Secretary.
- 7) Mrs. J. N. Ndungu- Rep. O.C.P.D.
- 8) Mr. J. Njuguna- Assist.Warden in attendance
- 9) Dr. J.M. Kitavi- Ag. M.O.H.



MIN. 48/85:- ADDRESS FROM THE CHAIR:-

The meeting was called to order at 1125 hrs. The Chairman started by thanking all the members who had come to attend the meeting.

MIN. 49/85:- CONFIRMATION OF PREVIOUS MINUTES:-

After the members went through the minutes of the previous meeting, they confirmed them as true record of what was discussed.

MIN. 50/85:- MATTERS ARISING FROM THE PREVIOUS MINUTES:-

EX. MIN. 38/85:- COMPENSATION OF FARMERS , IN TEA ZONES:-

The Warden informed the meeting that he had consulted the forest Department regarding the manner in which people are allocated plots to cultivate in the forest. The Forester had informed him that, those people are given plots purely on temporary basis. One condition is that they cultivate it at their own risk as the forest is the home of wildlife and they risk losing crops to them. The question of compensating them does not arise. The Warden further informed the meeting that the Director had been informed accordingly.

At this juncture the Chairman made a clarification to members that, by processing claim forms through the Committee, it did not mean that payment was ready now. He appealed to all members to inform the claimants that, after the forms have been passed by the Committee it is now up to the government to pay them when funds were available.

MIN. 51/85:- CONSIDERATION OF HUMAN (DEATH) CLAIMS:-

The Committee was informed that the two death claims which were passed in the previous meeting was returned from Nairobi, because it did not go along with the minutes of the meeting. They were excluded because the M.O.H. had not signed them. When he signed them they were sent separately by a covering letter which was not proper. They were returned for minuting. They were passed and are attached on Schedule 1.

The members were concerned with how much a person is compensated when he dies. The meeting felt that the Sh. 29,000/= paid as maximum compensation on death was too little. They called on law makers to revise the Workmen's Compensation act to increase compensation on human life.



Min: 52/86 CONSIDERATION OF NEW CROPS/LIVESTOCK CLAIMS:-

All forms presented for consideration were approved and passed for payment. They are attached on schedule No. 11.

MIN. 53/86. A O B

(1) Fisheries Claims:-

The forms for Fisheries Claims were presented and they were passed for payment with a deduction of 25% due to other causes of death in fish. They are attached on schedule No. 111.

MIN. NO. 54/86 DATE OF NEXT MEETING:-

It was decided to be 8th December 1986.

MIN. 55/86 CLOSING REMARKS:-

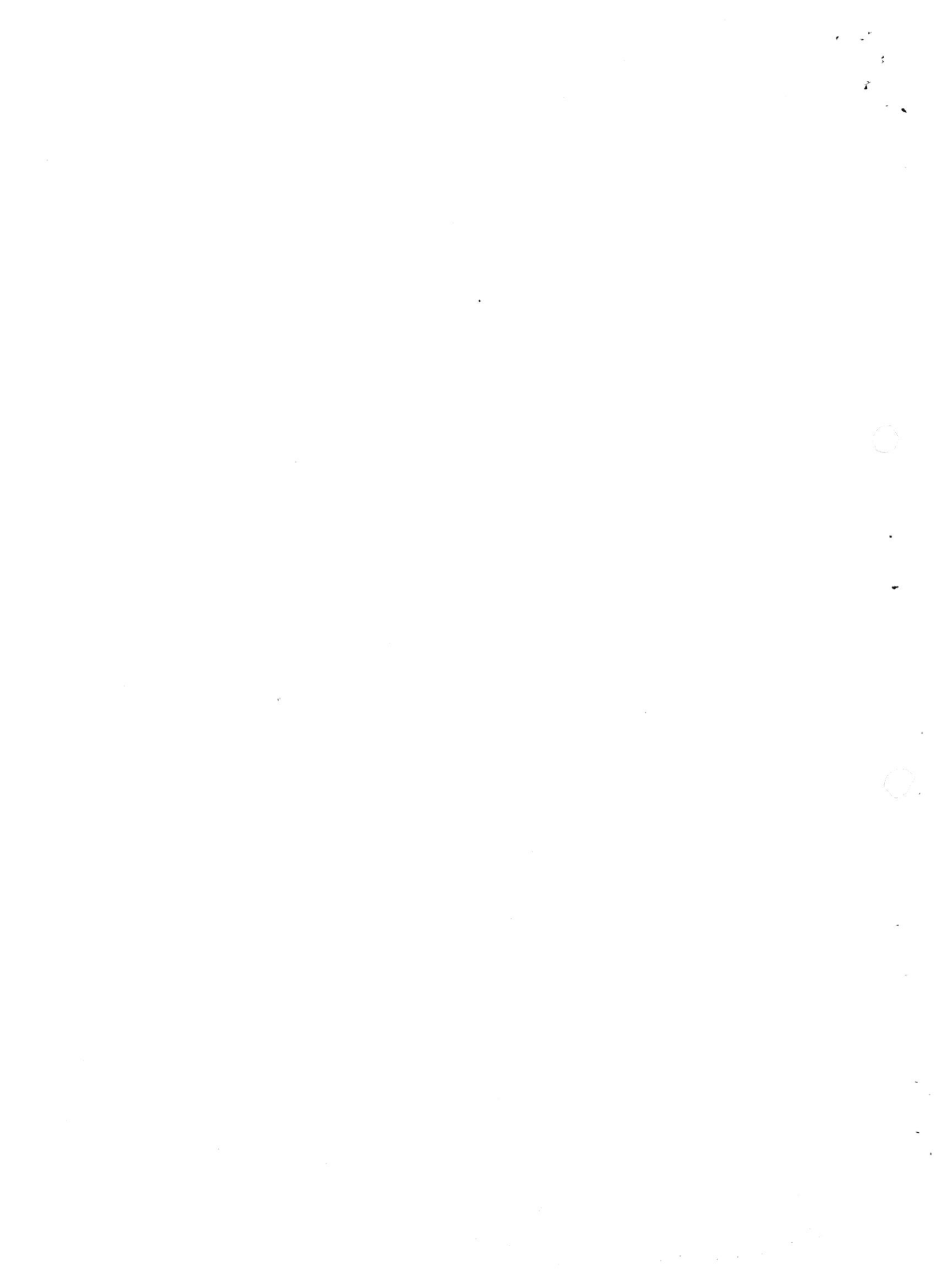
The Chairman thanked all members who had come to attend the meeting especially the M.O.H. He stressed that compensation for human life should be taken with great consideration as it involves the dependents of the deceased. He requested the M.O.H. to attend these meetings frequently so that if there are death claims of human beings they should be passed immediately.

There being no other business, the meeting closed at 1315 PM.

Confirmed this day of .....19.....

Secretary

Chairman



SCHEDULE NO. 111

MIN. NO. 53/86

Dated 17/11/86

Name:-  
1) Johana Maore

ID No:-  
2456779755

FISHERIES CLAIMS:-

Location:-	Date:-	No. of	Rate:-	Total:-	Remarks	
Maua	1/4/85	No. of Adult Tilapia	600	15/=	9000/=	Approved
		No. of carps killed	100	20/=	2000/=	
		No. of Fingerlings killed	1000	2/=	2000/=	
Less 25% on other causes				13000		
				3250/=		
				9750/=		
maua	1/4/85	No. of Adult Tilapia	300 @	15/=	4500/=	Approved
		No. of carps killed	200 @	20/=	4000/=	
		No. of Fingerlings killed	2000	2/=	4000/=	
Less 25% on other causes				12500/=		
				3125/=		
				9375/=		
Nkuene	22/8/85	No. of Adult Tilapia	347	15/=	5205/=	Approved
		No. of fingerlings	23455	2/=	46910/=	
		Less 25% on other causes				
				13029/=		
				39,085/=		

2) Joseph M'Imiene  
Bakieni

2444032/65

3) Francis Mwili M'Imboroki  
4470753/67 Nkuene





MINISTRY OF TOURISM & WILDLIFE

THE PERMANENT SECRETARY,  
MINISTRY OF TOURISM & WILDLIFE,  
P.O. BOX 30027,  
NAIROBI.

DISTRICT FISHLIES OFFICE  
FISHERIES DEPARTMENT  
P.O. Box 1267, Tel. 206  
MERU

OFFICE OF THE WARDEN,  
WILDLIFE CONSERVATION  
& MANAGEMENT DEPARTMENT  
P.O. BOX 434,  
MERU.

16

Date 22.8.85

COMPENSATION CLAIM FOR LIVESTOCK & FISH KILLED BY WILDLANIMALS:

PART 1. TO BE COMPLETED BY THE CLAIMANT:

(It is an offence to give false information in this form)

- 1. Name.. FRANCIS MWITI M'MBOROKI No. 4470753/67
  - 2. Address.. P.O. BOX 105 NKUBU
  - 3. L.R. Plot No... 235
  - 4. Settlement scheme.. LOWER MIKUMBUNE SUB-LOCATION
  - 5. District.. MERU Location.. NKUENE
  - 6. Signature.....
- Claimant..... Date 22/8/85

PART 11. KILLINGS REPORTED TO CHIEF/ASST./Chief

- Time... 8:30 am Date... 19.8.85
- Name..... Signature.....
- Chief/Ass/Chief.
- Rubber stamp.....

PART 111. KILLINGS REPORTED TO WARDEN:

- 1. Station..... Time.....
- 2. Wild animals Responsible for killing.....
- 3. Was the livestock/properly protected or guarded?.....
- 4. What protection measure?.....
- Signature.....

PART 1V KILLINGS REPORTED TO LIVESTOCK OFFICER:

WARDEN:

- 1. Cattle Beef/Diary.....
- 2. Bred.....
- 3. Age.....
- 4. No. of Adults killed.....

PART V. KILLINGS REPORTED TO DISTRICT FISHERIES OFFICER:

- 7. Station... MERU
- No. of Adult Tilapia killed... 347 age... 25 months (2)
- No. of Carps killed... NIL age... N/A
- No. of Adult Trouts killed... NIL age... N/A
- No. of fingerlings or yearlings killed... 23,455 (x2) age... 4 month
- Wild animal(s) responsible for killing... Otters. They are either digging or cutting the wire to find their way in.
- Were the fish properly protected or guarded... Yes
- What protection measures... The pond had been fenced properly with chicken wire but they kept cutting it
- Total amount claimed... SHS: 52,115/- (5205 + 46,910) 75%
- Signature... Rubber stamp... (DISTRICT FISHERIES OFFICER) MERU
- Date... 22/8/85

Francis M witi M'imbaraki ID-no 4470753 .  
P.O. Box 74 NKUBU .

BEDFORD GITONGA  
MUCHIRA  
C/o MUTUNGURU VILLAGE  
IGOJI WEST DIVISION  
P.O. BOX 82  
IGOJI

DEPUTY COUNTY COMMISSIONER  
THE IMENTI SOUTH DISTRICT  
P.O BOX 427  
NKUBU

Dear Sir,

**RE: CROP DAMAGE BY WILDLIFE (ELEPHANT)**

I am hereby writing to ask you for help on how I can claim to be compensated for the damage that the wild life (elephant) has done to my shamba.

I hereby attach a copy of the valuation letter from the ministry of Agriculture and a photo of how the shamba is damaged.

Yours Claimant

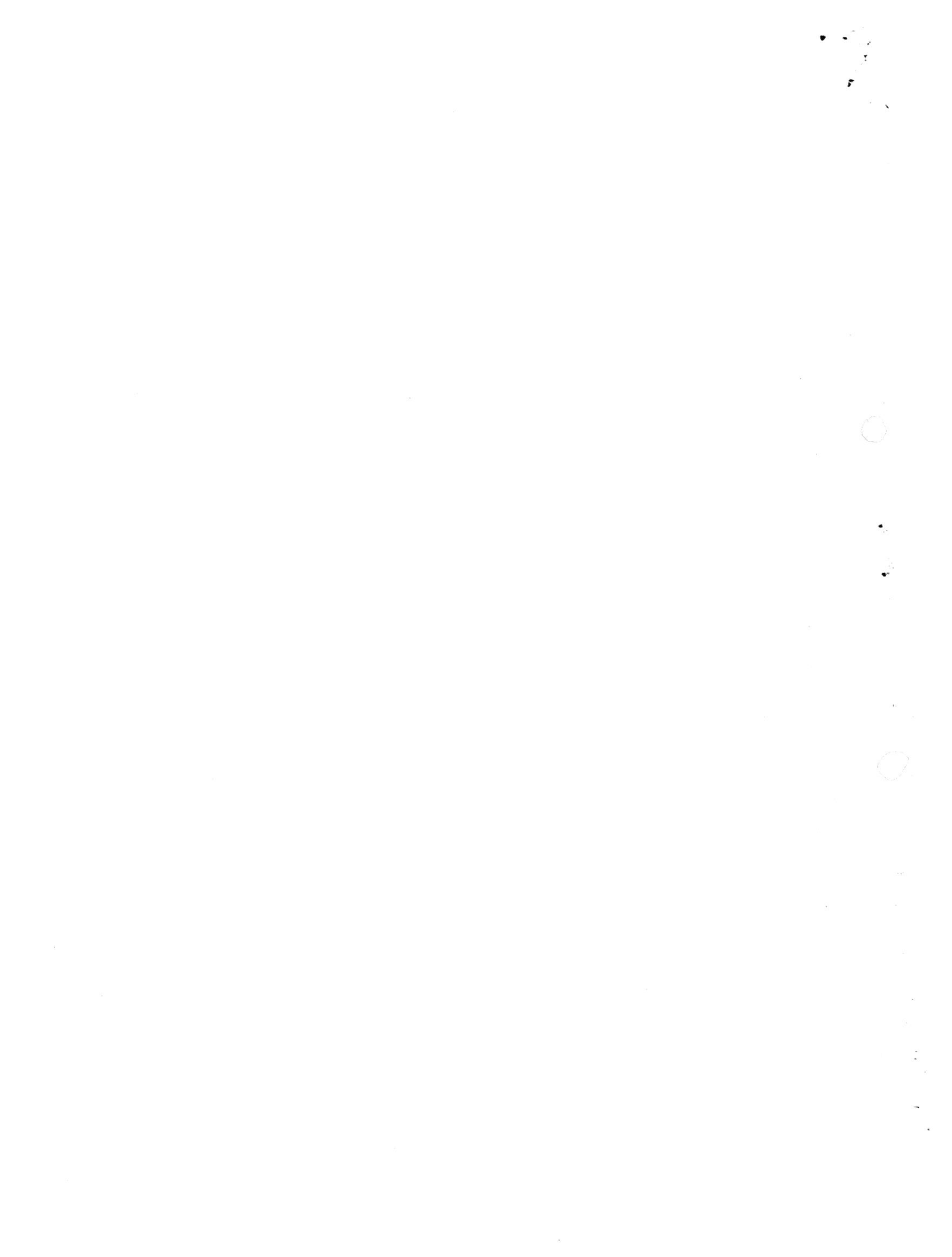
**BEDFORD GITONGA MUCHIRA**  
ID 20213782

- 0720173917

C.C

- COUNTY COMMISSIONER  
MERU COUNTY
- COUNTY POLICE COMMANDER  
MERU COUNTY
- SUB-COUNTY CROP PRODUCTION OFFICER  
IMENTI SOUTH SUB COUNTY
- SUB-COUNTY AGRICULTURAL OFFICER  
IMENTI SOUTH SUB-COUNTY
- COUNTY FOREST OFFICER  
MERU COUNTY
- COUNT KENYA WILDLIFE SERVICE OFFICER  
MERU COUNTY

0724529554  
DAVID LUTARI





**Maize plant destroyed by elephants.**



Handwritten text, possibly bleed-through from the reverse side of the page. The text is faint and difficult to decipher but appears to contain several lines of writing.

REPUBLIC OF KENYA



MINISTRY OF AGRICULTURE, LIVESTOCK AND FISHERIES  
STATE DEPARTMENT OF AGRICULTURE

WARD AGRIC OFFICE

IGOJI WEST WARD

P.O BOX 112

NKUBU

19th NOV 2013

RE: CROP DAMAGE BY WILDLIFE

A farmer by the name Mr. Bedford Gitonga Mucirain Mutunguru area of Igoji West Ward came to this office and reported that his crops have been destroyed by wild animals (Elephants).

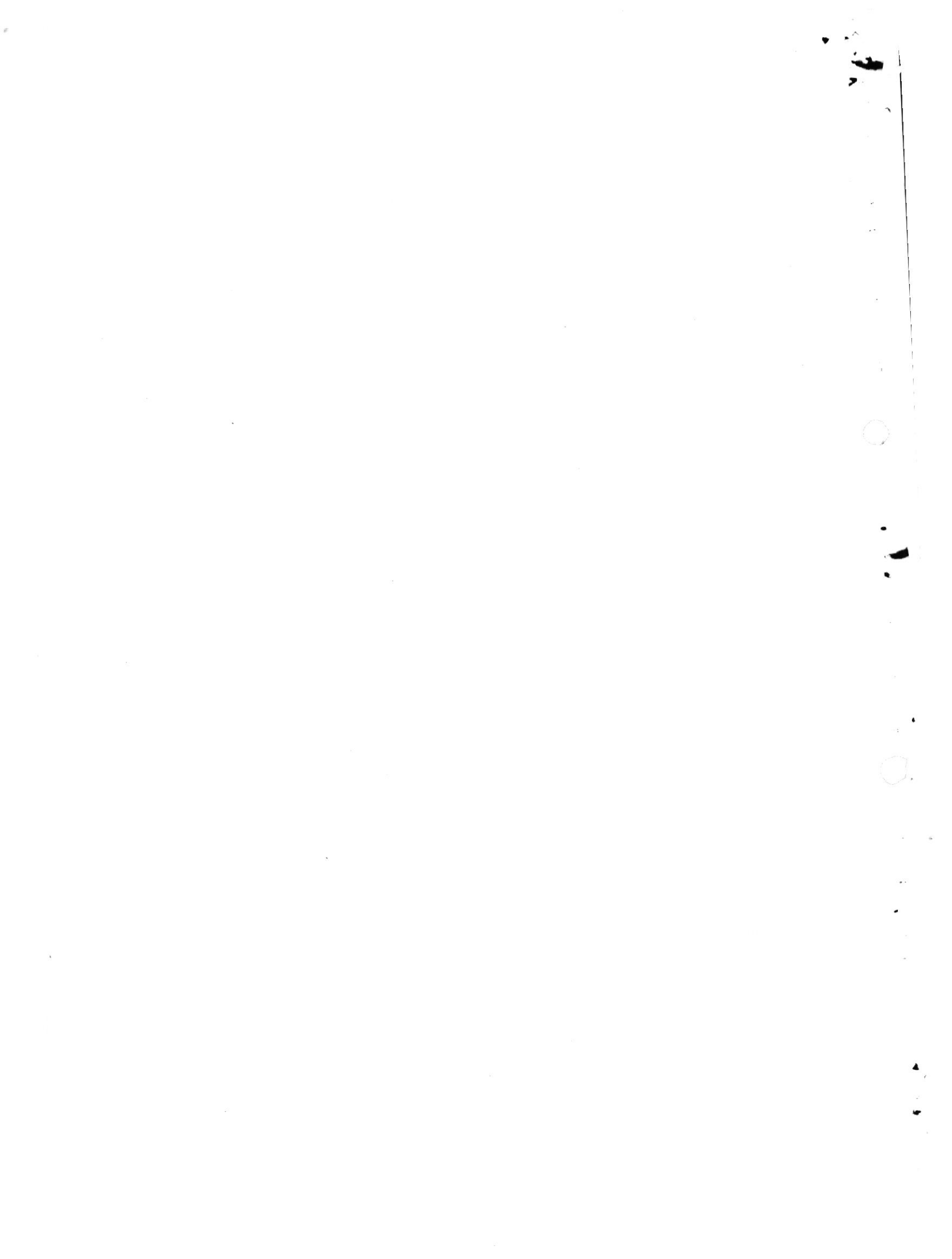
I visited the farm on 18<sup>th</sup> November 2013 and found the following crops destroyed:

- Bananas – 10 stools
- Maize – 0.5 acres
- Napier – 0.125 acres
- Terraces – 13m

ESTIMATED VALUE

1. Bananas: 10 stools producing 4 bunches per year, selling at 250/-  
=10,000/-
  2. Maize: 0.5 acres producing 30 bags, selling at 2,500/- =11,400/-
  3. Napier: 0.125 acres giving 2 tons/year, selling at 1000/- per ton  
= 250/-
  4. Terraces: 13 m repair/maintenance at 300/- per m  
= 3,900/-
- Total = 51,650/-





The farmer needs some help to control the animals and assistance since his crops has been destroyed.



Fredrick.G.Kimwere

Ward Agric Ext Officer

IGOJI WEST WARD

