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PARLIAMENT OF KENYA

THE NATIONAL ASSEMBLY

ELEVENTH PARLIAMENT-FOURTH SESSION

THE DEPARTMENTAL COMMITTEE ON JUSTICE AND LEGAL
AFFAIRS

REPORT

ON

PETITION BY THE NATIONAL VICTIMS AND SURVIVORS
NETWORK ON THE TRUTH, JUSTICE AND RECONCILIATION
COMMISSION REPORT

CLERK'S CHAMBERS
NATIONAL ASSEMBLY
PARLIAMENT BUILDINGS
NAIROBI

APRIL, 2016

1.0 PREFACE

The Petition was tabled before the House and was committed to the Departmental Committee on Justice and Legal Affairs for consideration pursuant to standing order 227. The Committee considered the Petition pursuant to the said standing order.

1.1 Committee Membership

The Committee on Justice and Legal Affairs was constituted by the House on Thursday 16th May, 2013 comprising of the following members:

1. Hon. Samuel Chepkonga, M.P.....Chairperson
2. Hon. Priscilla Nyokabi, M.P.....Vice-Chairperson
3. Hon. Muriithi Waiganjo, M.P
4. Hon. Ndirangu Waihenya, M.P
5. Hon. Florence Kajuju, M.P
6. Hon. Kang'ata Irungu, M.P
7. Hon. Benson Mutura, M.P
8. Hon. Olago Aluoch, M.P
9. Hon. John Njoroge M.P
10. Hon. William Cheptumo, M.P
11. Hon. Njoroge Baiya, M.P
12. Hon. Mohamed Abdi, M.P
13. Hon. James Bett, M.P
14. Hon. Sammy Koech, M.P
15. Hon. Moses Cheboi, M.P
16. Hon. Paul Bii, M.P
17. Hon. Charles Gimose, M.P
18. Hon. Johanna Ngeno, M.P
19. Hon. Boniface Otsiula, M.P
20. Hon. David Ouma Ochieng, M.P
21. Hon. Neto Agostinho, M.P
22. Hon. Dr. Christine Ombaka, M.P
23. Hon. Kaluma Peter, M.P
24. Hon. Fatuma Ibrahim, M.P
25. Hon. Ben Momanyi Orori, M.P
26. Hon. Mwamkale Kamoti, M.P
27. Hon. T.J Kajwang', M.P
28. Hon. Mutua Mutemi, M.P

1.2 Committee Mandate

The Departmental Committee on Justice and Legal Affairs derives its mandate from provisions of standing order 216 (5) which outline functions of the Committee as being:

- a) To 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) To study the Programme and policy objectives of ministries and departments and the effectiveness of their implementation;
- c) To study and review all the legislation referred to it;
- d) To study, access and analyze the relative success of the ministries and departments measured by the results obtained as compared with their stated objectives;
- e) To investigate and inquire into all matters relating to the assigned ministries and departments as may be deemed necessary, and as may be referred to it by the House or a Cabinet Secretary;
- f) To vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order No.204 (Committee on appointments); and
- g) To make reports and recommendations to the House as often as possible, including recommendations of proposed legislation.

In accordance with Second Schedule of the Standing Orders, the Committee is mandated to consider:-

- a) Constitutional Affairs
- b) The administration of Law and Justice
- c) The Judiciary
- d) Public prosecutions
- e) Elections
- f) Ethics, Integrity and anti-corruption and
- g) Human rights

1.3 Departments under the Committee

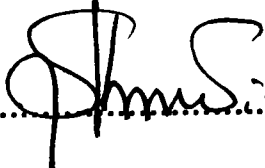
- a. Office of the Attorney General and Administration of Justice
- b. Ethics and Anti-Corruption Commission (EACC)
- c. Independent Electoral and Boundaries Commission (IEBC)
- d. Kenya National Commission on Human Rights (KNCHR)
- e. Office of the Director of Public Prosecutions (ODPP)
- f. Witness Protection Agency (WPO)
- g. Commission on Administrative Justice (COAJ)
- h. The Judicial Service Commission (JSC)
- i. The Judiciary

1.4 Committee Meetings

The Committee held two sittings during which the Petition was considered and a report was adopted.

1.5 Acknowledgements

- a. The Committee wishes to sincerely thank the Offices of the Speaker and the Clerk of the National Assembly for the necessary support extended to it in the execution of its mandate.
- b. The Chairperson of the Committee takes this opportunity to thank all Members of the Committee for their patience, Sacrifice, endurance and Commitment to Public Service under tight schedules which enabled us to complete the task within the stipulated period.
- c. The Committee wishes to record its appreciation for services rendered by the staff of the National Assembly attached to the Committee. Their efforts and input made the work of the Committee and production of this Report possible.
- d. The Departmental Committee on Justice and Legal Affairs presents and recommends this report to the House pursuant to the provisions of Standing Orders of the National Assembly.

Signed..........Date...13th April, 2016.....

Hon. Samuel Chepkong'a, M.P
(Chairperson)

Departmental Committee on Justice and Legal Affairs

2.0 BACKGROUND

2.1 The Petition

The Petition was presented to the National Assembly by Hon. Abdullahi Mohamed Diriye, Member of Parliament for Wajir South Constituency on behalf of the Citizens of Kenya referring themselves as the National Victims and Survivors Network.

The Petition is an appeal to the National Assembly to debate and adopt the report of the Truth Justice and Reconciliation Commission (TJRC) and draws the attention of the House to the following;

- a. That, following the tragic political violence that engulfed Kenya in the aftermath of the disputed 2007 elections, the People of Kenya embarked on comprehensive reforms aimed at ensuring the transition to a peaceful, prosperous, stable, inclusive and democratic state.
- b. That, the Truth, Justice and Reconciliation Commission (TJRC) was set up and mandated to promote, peace, justice, national unity, healing, reconciliation and inquiry into gross violations of human rights and historical injustices in Kenya since 1963 to February 2008.
- c. That the TJRC recorded over 40,000 statements, received memoranda and held public hearings across the Country, concluded its work and handed over the Report to H.E the President.
- d. That according to the TJRC Act the Minister responsible for justice was supposed to table the Report in Parliament and operationalising the implementation mechanism in accordance with the recommendations of the Commission under section 48 (2) (f) of the Act to facilitate implementation.
- e. That pursuant to section 49 (3) of the TJRC Act implementation of the report should have commenced within six months upon its publication.
- f. That in December 2013, the National Assembly passed an amendment to the TJRC Act to pave way for consideration of the report by the House before implementation.
- g. That to date the National Assembly has not considered the report and the victims and survivors of gross human rights violations continue to suffer.

- h. That the National Assembly's inability to prioritize and act on the report is a source of frustration for thousands of Kenyans still nursing injuries and psychological torture from past injustices.

2.2 CONSIDERATION OF THE PETITION BY THE COMMITTEE

- i. The Committee held one sitting and deliberated on the Petition presented by Hon. Abdullahi Mohamed Diriye, MP on behalf of the National Victims and Survivors Network.
- ii. The Committee considered the Petition pursuant to provisions of the Standing Orders of the National Assembly and Petitions to Parliament (Procedure) Act.

2.2 PRAYERS

The Petitioners prays that the National Assembly:

- a. Prioritizes debate on the TJRC Report tabled in the House on 24th July 2013.
- b. Enacts necessary legislation required to anchor the implementation of the recommendations contained therein.
- c. Allocates sufficient funds for the immediate and effective implementation and recommendations contained in the Report.
- d. The relevant committee of the House monitors the comprehensive and effective implementation of the Report.

3.0 COMMITTEE'S OBSERVATIONS

The Committee considered the Petition and made the following observations;

- i. The TJRC Report made far-reaching recommendations including the implementation of requisite legal, political, and administrative measures that seek to address historical injustices.
- ii. The National Assembly has partially implemented the report through enactment of various legislations such as the Marriage Act, Matrimonial Property Act and the Protection Against Domestic Violence Act.
- iii. The Executive has made financial allocations towards the reparation of victims. There is need for appropriate measures to establish through policy, legislation and administrative framework to provide for effective and accountable management of the allocated funds.
- iv. The House needs to examine the report and critically consider the raft of proposals and recommendations contained therein.
- v. The TJRC Report be committed to the Departmental committee on Justice and Legal Affairs and thereafter table a report to the House for consideration.

4.0 RECOMMENDATION

The Committee recommends that;

The TJRC Report be committed to the Departmental Committee on Justice and Legal Affairs for consideration and thereafter report to the House for debate.

REPUBLIC OF KENYA



MR. SPINA
P/S APPROVED
27/12/18
30/11

TJRC

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 21st 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;

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

- (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; *Observed*
-

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 24th 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:



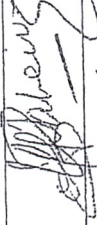













HON. ABDULLAHI MOHAMED DIRIYE, MP,
MEMBER FOR WAJIR SOUTH CONSTITUENCY

Date:.....*19/11/2013*.....

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	JABUELEMS	8823042	072062715	
2	ALIENO	ELIZABETH	28878081	0701628715	
3	KALUKI	REDEMPT	82240602	0726332826	
4	AMHAYI	PERUSY	22828331	0722643572	
5	Shanta Kaurka	Party	A22628101	0724369132	
6	Pamela Aoko	Pamela	12680028	0723688888	
7	NIERI	HELEN	14683210	0720942199	
8	DWITI	ADHAMBOSLEY	23882412	0118082111	
9	Ndoka	Linda	16864823	0703582953	
10	PATRICIA CHANGIHA	PATRICIA	24817806	0405093946	
11	VERONICA AWINO	VERONICA	14668404	072706918	AV
12	Consolata Anyang	Consolata	25340227	0705398009	
13	Oebra	Christine	23142950	0705423717	
14	Mueni	Susan	24321610	0706071207	Sueni

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	FIRST NAME	ID NUMBER	CONTACTS	Signature/Thumb Print
1	WAHEIRE	WACHIRA	0237873	0722316146 wachira@gmail.com	
2	OLOO	DNYANGO	0066000	0715787947 nyango.dny@gmail.com	
3	ORUOR	SILVANIUS CHRISTOPHER	3425809	0733972429 silvanus@education	
4	MUTEHE	BENJAMIN	22610074	0722592276	
5	WILSON K.	KIPKAZI	5756589	0721549649	
6	WAHINTA	BOORE	0503121	0727789478	
7	ROSENBERG	Njambiri	83671946	0720920272	
8	Bishar Ismail	Ibrahim	0054503	0721781373	
9	MUKUBWA	NETHEMIAH	0725942	0716301739	
10	KARIUKI	Maweya Stanley	2046276	0711465309	
11	KAMONYE M.	Joseph	1020917	0722658410	
12	KIHALLO	KARIUKI	5509762	0722688179	
13	DAVID MUYAGWA	WANTOIKE	5334459	0722570108	
14	KAVIIRA	PRISCA	24527124	0725915106	



KENYA NATIONAL ASSEMBLY
ELEVENTH PARLIAMENT

DEPARTMENTAL COMMITTEE ON JUSTICE & LEGAL AFFAIRS

MEMBERS ATTENDANCE




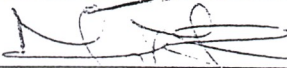
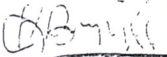
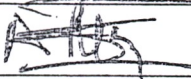


DATE:.....7TH APRIL, 2016

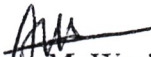
VENUE:.....COUNTY HALL BOARDROOM (GROUND FLOOR)

AGENDA:.....1.. PENDING PETITIONS

2. ADOPTION OF THE REPORT ON CONSIDERATION OF BUDGET SUPPLEMENTARY
ESTIMATES FY 2015/2016

	NAMES	SIGNATURE
1.	Hon. Samuel Chepkonga, M.P (Chairperson)	
2.	Hon. Priscila Nyokabi, M.P (Vice Chairperson)	
3.	Hon. Agostinho Neto , M.P	
4.	Hon. Ben Momanyi Orori, M.P	
5.	Hon. Benson Mutura, M.P	
6.	Hon. Boniface Otsiula, M.P	
7.	Hon. Charles Gimose, M.P	
8.	Hon. Christine Ombaka (Dr.), M.P	
9.	Hon. David Ochieng', M.P	
10.	Hon. Fatuma Ibrahim, M.P	
11.	Hon. Florence Kajuju, M.P	
12.	Hon. Irungu Kang'ata, M.P	
13.	Hon. James Bett, M.P	
14.	Hon. Johanna Ngeno, M.P	

15.	Hon. John Munuve, M.P	
16.	Hon. John M. Waiganjo, M.P	
17.	Hon. John Njoroge, M.P	
18.	Hon. John Olago Aluoch, M.P	
19.	Hon. Kamoti W. Mwamkale, M.P	
20.	Hon. Mohamed Abdi Haji, M.P	
21.	Hon. Moses Cheboi, M.P	
22.	Hon. Njoroge Baiya, M.P	
23.	Hon. Paul K.Bii, M.P	
24.	Hon. Peter Kaluma, M.P	
25.	Hon. Robert Mutemi (Bishop), M.P	
26.	Hon. Sammy Koech, M.P	
27.	Hon. T.J. Kajwang, M.P	
28.	Hon. Waihenya Ndirangu, M.P	
29.	Hon. William Cheptumo, M.P	


A. M. Wasike

For: The Clerk of the National Assembly



KENYA NATIONAL ASSEMBLY
ELEVENTH PARLIAMENT

DEPARTMENTAL COMMITTEE ON JUSTICE & LEGAL AFFAIRS

MEMBERS' APPROVAL ON ADOPTION OF THE REPORT ON
CONSIDERATION OF BUDGET SUPPLEMENTARY ESTIMATES 1 FY
2015/2016

DATE: 7TH APRIL, 2016

VENUE: COUNTY HALL BOARDROOM (GROUND FLOOR).

	NAMES	SIGNATURE
1.	Hon. Samuel Chepkonga, M.P (Chairperson)	
2.	Hon. Priscila Nyokabi, M.P (Vice Chairperson)	
3.	Hon. Agostinho Neto, M.P	
4.	Hon. Ben Momanyi Orori, M.P	
5.	Hon. Benson Mutura, M.P	
6.	Hon. Boniface Otsiula, M.P	
7.	Hon. Charles Gimose, M.P	
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13.	Hon. James Bett, M.P	
14.	Hon. Johanna Ngeno, M.P	
15.	Hon. John Munuve, M.P	

16.	Hon. John M. Waiganjo, M.P	
17.	Hon. John Njoroge, M.P	
18.	Hon. John Olago Aluoch, M.P	<i>John</i>
19.	Hon. Kamoti W. Mwamkale, M.P	<i>Kamoti</i>
20.	Hon. Mohamed Abdi Haji, M.P	<i>Mohamed</i>
21.	Hon. Moses Cheboi, M.P	<i>Moses</i>
22.	Hon. Njoroge Baiya, M.P	<i>Njoroge</i>
23.	Hon. Paul K.Bii, M.P	<i>Paul</i>
24.	Hon. Peter Kaluma, M.P	<i>Peter</i>
25.	Hon. Robert Mutemi (Bishop), M.P	
26.	Hon. Sammy Koech, M.P	
27.	Hon. T.J. Kajwang, M.P	
28.	Hon. Waihenya Ndirangu, M.P	<i>Waihenya</i>
29.	Hon. William Cheptumo, M.P	

A. M. Wasike

For: The Clerk of the National Assembly

MINUTES OF THE SITTING OF THE DEPARTMENTAL COMMITTEE ON JUSTICE AND LEGAL AFFAIRS HELD ON TUESDAY, 22ND MARCH, 2016 AT 10:00 A.M. IN MEMBERS' LOUNGE, MAIN PARLIAMENT BUILDING

PRESENT

Hon. Samuel Chepkonga, M.P. - Chairperson
Hon. Priscilla Nyokabi, M.P. - Vice Chairperson
Hon. Ben Momanyi, M.P.
Hon. Benson Mutura, M.P.
Hon. David Ochieng, M.P.
Hon. Fatuma Ibrahim, M.P.
Hon. Florence Kajuju, M.P.
Hon. James Bett, M.P.
Hon. John Njoroge Chege, M.P.
Hon. Olago Aluoch, M.P.
Hon. Kamoti Mwamkale William, M.P.
Hon. Mohamed Abdi Haji, M.P.
Hon. Moses Cheboi, M.P.
Hon. Njoroge Baiya, M.P.
Hon. Paul K. Bii, M.P.
Hon. Peter Kaluma, M.P.
Hon. Ndirangu Waihenya, M.P.

ABSENT:-

Hon. Johanna Ngeno, M.P.
Hon. William Cheptumo, M.P.
Hon. Kang'ata Irungu, M.P.
Hon. Sammy Koech, M.P.
Hon. Tom J. Kajwang', M.P.
Hon. John M. Waiganjo, M.P.
Hon. Charles Gimose, M.P.
Hon. (Bishop) Robert Mutemi, M.P.
Hon. Boniface Otsiula, M.P.
Hon. Neto Agostinho, M.P.
Hon. Dr. Christine Ombaka, M.P.

SECRETARIAT

Mr. Abenayo Wasike - Clerk Assistant I
Mr. Ahmed Salim - Clerk Assistant III
Ms. Mary L. Lemerelle - Clerk Assistant III
Mr. Moses Kariuki - Sergeant at arm

MIN No.JLA. /2016:-

PRELIMINARIES

The Chairperson called the meeting to order at 10:40 a.m. with a word of prayer from Hon. John Njoroge Chege, M.P. The Chairperson introduced the agenda of the meeting, being consideration of pending petitions before the Committee.

MIN No.JLA. /2016:-

CONFIRMATION OF THE PREVIOUS MINUTES

Confirmation of the previous minutes was deferred to a later date as the Committee shall decide in its next meeting.

MIN No.JLA . /2016:-

CONSIDERATION OF A PETITION ON MASENO BOUNDARY DISPUTE

The Committee considered the petition and resolved that the Member who presented the petition, Hon. Chris Omulele, be invited to appear before the Committee at an appropriate time.

MIN No.JLA . /2016:-

CONSIDERATION OF A PETITION BY THE LUSENO FAMILY ON ALLEGED MURDER OF GLADYS RITHO

The Committee resolved that before making any recommendations on the petition, it would be appropriate to first seek more information from the Director of Public Prosecutions (DPP) and the Attorney General.

MIN No.JLA . /2016:-

CONSIDERATION OF A PETITION BY HON. SABINA CHEGE, MP, ON BEHALF OF THE FAMILY OF THE LATE STEPHEN MBII KIERU

The Petition which was presented to the National Assembly by Hon. Sabina Chege, MP and member for Muranga County on behalf of the family of Stephen Mbiu Kieru (deceased) and fifteen (15) citizens sought compensation for the death of their bread winner as a result of a terrorist attack. The Committee recommended that the Attorney General should liaise with other State Agencies to formulate a policy and Legislation to establish a Compensation fund for the victims of terror attacks.

MIN No.JLA . /2016:-

CONSIDERATION OF A PETITION BY RESIDENTS OF THARAKA NITHI COUNTY ON ALLEGED NON-REFUNDED CASH BAILS BY MARIMANTI LAW COURTS

The Petition on alleged non-refunded cash bails by Marimanti Law Courts was presented to the National Assembly by Hon. Beatrice Nkatha Nyaga, MP and member for Tharaka Nithi County on behalf of the residents of Tharaka Nithi County.

The Petitioner prays that the National Assembly:

- a. Commences inquiry into the unclear circumstances cash bails due to be refunded to the petitioners have not been paid long after their cases were heard and determined by the court.
- b. Intervenes to ensure that the Judiciary reimburses the petitioners the cash bail owed, together with accrued interest as computed from the date the cases were determined and disciplinary action be instituted against any officer (s) who obstructed payment of the said cash bail refunds in one way or another, have the Government provide social assistance to the family and other victims of terror attacks for the loss of livelihood, injuries and any properties.

After lengthy deliberations, the Committee recommended the following:

- a. That, the outstanding cash bails be refunded by the Judiciary in the current financial year 2015/2016 Supplementary Budget Estimates.
- b. That, the Directorate of Criminal Investigations should conclude its investigations expeditiously and take legal action against persons who may have fraudulently contributed to non-refund of cash bails by Marimanti Law Courts.

MIN No.JLA . /2016:-

**CONSIDERATION OF A PETITION ON JOHSON
KOBIA**

The Committee went through the Petition and resolved that it should first seek more information on the status of an active matter before a Meru Court before consideration of the Petition.

MIN No.JLA . /2016:-

**CONSIDERATION OF A REPORT ON PETITION
BY THE NATIONAL VICTIMS AND SURVIVORS
NETWORK ON THE TRUTH, JUSTICE AND
RECONCILIATION COMMISSION**

The Petition was presented to the National Assembly by Hon. Abdullahi Mohamed Diriye, Member of Parliament for Wajir South Constituency on behalf of the Citizens of Kenya referring themselves as the National Victims and Survivors Network.

The Petitioners pray that the National Assembly:

- a. Prioritizes debate on the TJRC Report tabled in the House on 24th July 2013.
- b. Enacts necessary legislation required to anchor the implementation of the recommendations contained therein.
- c. Allocates sufficient funds for the immediate and effective implementation and recommendations contained in the Report.

- d. The relevant committee of the House monitors the comprehensive and effective implementation of the Report.

The Committee recommended that the TJRC Report be committed to the Departmental Committee on Justice and Legal Affairs for consideration and thereafter report to the House for debate.

MIN No.JLA. /2016:-

ADJOURNMENT

There being no other business to transact, the sitting adjourned at ten minutes past twelve o'clock.

Signed.....

(Chairperson)

Date.....

MINUTES OF THE SITTING OF THE DEPARTMENTAL COMMITTEE ON JUSTICE AND LEGAL AFFAIRS HELD ON THURSDAY, 7TH APRIL, 2016 AT 10.30 A.M. IN GROUND FLOOR BOARDROOM, COUNTY HALL BUILDING

PRESENT

Hon. Samuel Chepkonga, M.P. - Chairperson
Hon. Priscilla Nyokabi, M.P. - Vice Chairperson
Hon. Ben Momanyi, M.P.
Hon. Benson Mutura, M.P.
Hon. David Ochieng, M.P.
Hon. Florence Kajuju, M.P.
Hon. James Bett, M.P.
Hon. Olago Aluoch, M.P.
Hon. Kamoti Mwamkale William, M.P.
Hon. Mohamed Abdi Haji, M.P.
Hon. Moses Cheboi, M.P.
Hon. Njoroge Baiya, M.P.
Hon. Paul K. Bii, M.P.
Hon. Peter Kaluma, M.P.
Hon. Ndirangu Waihenya, M.P.

APOLOGIES:-

Hon. Boniface Otsiula, M.P.
Hon. Neto Agostinho, M.P.
Hon. Dr. Christine Ombaka, M.P.

ABSENT:-

Hon. Johanna Ngeno, M.P.
Hon. William Cheptumo, M.P.
Hon. Kang'ata Irungu, M.P.
Hon. Sammy Koech, M.P.
Hon. Munuve Mati John, M.P.
Hon. Fatuma Ibrahim, M.P.
Hon. Tom J. Kajwang', M.P.
Hon. John M. Waiganjo, M.P.
Hon. John Njoroge Chege, M.P.
Hon. Charles Gimose, M.P.
Hon. (Bishop) Robert Mutemi, M.P.

SECRETARIAT

Mr. Abenayo Wasike - Clerk Assistant I
Mr. Ahmed Salim - Clerk Assistant III

Ms. Mary L. Lemerelle	-	Clerk Assistant III
Mr. Fredrick Muthengi	-	Budget Officer
Mr. Robert Ngetich	-	Budget Officer
Mr. Moses Kariuki	-	Sergeant at arm

MIN No.JLA. /2016:- **PRELIMINARIES**

The Chairperson called the meeting to order at 10.35 a.m. with a word of prayer from the Chairperson, Hon. Samuel Chepkonga, M.P. The Chairperson introduced the agenda of the meeting, adoption of the report on the Supplementary Budget Estimates 1 for the FY 2015/2016 and adoption of different reports on petitions.

MIN No.JLA. /2016:- **CONFIRMATION OF THE PREVIOUS MINUTES**

Confirmation of the previous minutes was deferred to a later date as the Committee shall decide in its next meeting.

MIN No.JLA . /2016:- **ADOPTION OF REPORT ON THE SUPPLEMENTARY BUDGET ESTIMATES 1 FOR THE FY 2015/2016**

The Committee adopted the Report, the same having been proposed by Hon. David Ochieng' and seconded by Hon. Priscila Nyokabi.

MIN No.JLA . /2016:- **ADOPTION OF REPORT ON PETITION BY HON. SABINA CHEGE, MP, ON BEHALF OF THE FAMILY OF THE LATE STEPHEN MBII KIERU**

The Committee adopted the Report, the same having been proposed by Hon. Ben Momanyi and seconded by Hon. James Bett.

MIN No.JLA . /2016:- **ADOPTION OF REPORT ON PETITION BY RESIDENTS OF THARAKA NITHI COUNTY ON ALLEGED NON-REFUNDED CASH BAILS BY MARIMANTI LAW COURTS**

The Committee adopted the Report, the same having been proposed by Hon. Florence Kajuju and seconded by Hon. Moses Cheboi.

MIN No.JLA . /2016:-

ADOPTION OF REPORT ON PETITION BY THE
NATIONAL VICTIMS AND SURVIVORS
NETWORK ON THE TRUTH, JUSTICE AND
RECONCILIATION COMMISSION

The Committee adopted the Report, the same having been proposed by Hon. Kaluma Peter and seconded by Hon. Olago Aluoch.

MIN No.JLA . /2016:-

ADOPTION OF REPORT ON PETITION ON THE
MAU MAU WAR VETERANS AND THE
RECOGNITION OF THE ARMED STRUGGLE

The Committee adopted the Report, the same having been proposed by Hon. Priscila Nyokabi and seconded by Hon. Ndirangu Waihenya.

MIN No.JLA. /2016:-

ADJOURNMENT

There being no other business to transact, the sitting adjourned at ten minutes past twelve o'clock.

Signed.....



(Chairperson)

Date.....

13th April, 2016