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02/10/2025



Rt. Hon. Speaker
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J. M. Nyegenye, C.B.S.,
Clerk of the senate/secretary, PSC
Date: 02/10/25

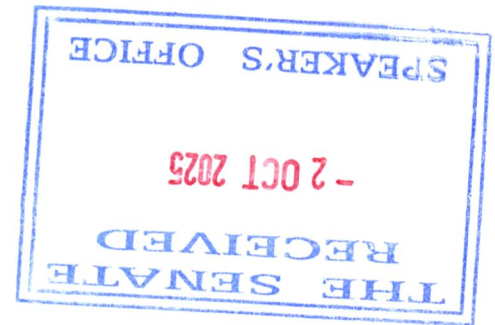
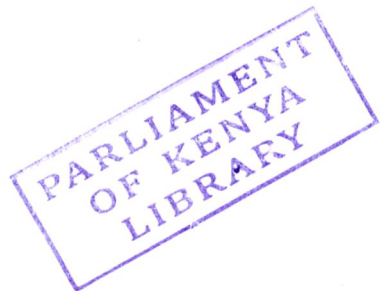
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REPUBLIC OF KENYA

THE SENATE

4TH SESSION

THIRTEENTH PARLIAMENT



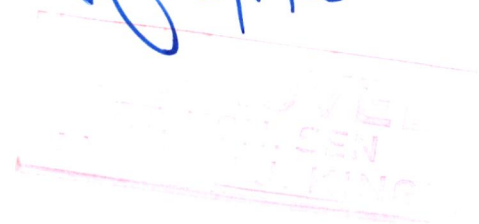
THE REPORT OF THE SENATE STANDING COMMITTEE ON LAND,
ENVIRONMENT AND NATURAL RESOURCES

ON

THE PETITION BY MARUNGU RESIDENTS FROM MGHANGE, MWANDA
WARD, IN TAITA-TAVETA COUNTY CONCERNING IMPENDING
EVICTION FROM THEIR ANCESTRAL LAND BY HOLY ROSARY
CATHOLIC PARISH, MWANDA

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02/10/25

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| PAPERS LAID | |
| SEPTEMBER, 2025 | |
| DATE | 7/10/2025 |
| TABLED BY | Chair |
| COMMITTEE | - |
| CLERK AT THE TABLE | Cherry |



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ABBREVIATIONS

ADR -Alternative Dispute Resolution

NLC -National Land Commission

MoLPWHUD - Ministry of Lands Public Works Housing and Urban Development

PREFACE

Mr. Speaker sir,

The Standing Committee on Land, Environment and Natural Resources is established pursuant to standing order 228(3) and the Fourth Schedule of the Senate Standing Orders and is mandated to consider all matters relating to lands and settlement, housing, environment, forestry, wildlife, mining, water resource management and development.

The Committee oversees five Ministries and the respective state departments namely; Ministry of Lands Housing Public Works and Urban Development, Ministry of Environment, Climate Change and Forestry, Ministry of Tourism, Wildlife and Cultural Heritage, Ministry of Water, Sanitation and Irrigation, and Ministry of Mining, Blue Economy and Maritime Affairs. The Committee also oversees the National Land Commission.

Committee Membership

The Committee comprises the following Members-

- 1. Sen. Mohamed Mwinyihaji Faki, CBS, MP - Chairperson**
- 2. Sen. Karen Nyamu, MP - Vice Chairperson**
3. Sen. James Murango, MP - Member
4. Sen. Johnes Mwashushe Mwaruma, MP - Member
5. Sen. Joe Nyutu, MP - Member
6. Sen. Abdul Haji, MP - Member
7. Sen. Allan Chesang, CBS, MP - Member
8. Sen. Beatrice Akinyi Ogola, MP - Member
9. Sen. Mariam Sheikh Omar, MP – Member

CHAIRPERSON'S FORWARD

At a sitting of the Senate held on Thursday, 3rd August, 2023, the Honourable Speaker of the Senate, reported to the Senate that a Petition had been submitted through the Clerk, by Marungu residents from Mghange, Mwanda Ward, in Taita-Taveta County concerning impending eviction from their ancestral land by Holy Rosary Catholic Parish, Mwanda.

The Petitioners **drew the attention** of the Senate to the following:

1. THAT, the petitioners have resided and established their livelihood in Marungu area within Mghange, Mwanda Ward, in Taita-Taveta County for the last four decades;
2. THAT, in the year 2007, the Holy Rosary Catholic Church approached the elders of Marungu area and persuaded them to allocate them a piece of land to enable them put up a structure to be used as a church and an orphanage. The community elders identified 75 acres for allocation to the church;
3. THAT, on the date of the site identification, the Marungu area elders were accompanied by the area chief and subchief where the chief directed that the church be allocated a thousand acres instead of the 75 acres that the community had identified;
4. THAT, due to the differences between the area chief and the Marungu area elders on the acreage to be allocated for the Holy Rosary Catholic Church at a meeting held in the year 2007, the exercise was not concluded, and since then a meeting to allocate the church the piece of land has never been held;
5. THAT, in the year 2019, the mission constructed a church in the area they were to be allocated, and further sunk a borehole in the year 2021;
6. THAT, in the year 2023, the Ministry of Lands, Housing and Urban Development set up an adjudication scheme known as Ngoloki adjudication Scheme covering Marungu area. The adjudication scheme did not adjudicate on approximately 1000 acres in the area for reasons that it belongs to the Holy Rosary Catholic Church mission and that the land had been adjudicated;
7. THAT, the decision to allocate the church 1000 acres was made without involving the residents of Marungu area, and that the initial occupants of the said land are

facing eviction;

8. THAT, the Petitioners have made efforts to have this matter addressed by the relevant authorities, in this case, the National Lands Commission (NLC), which has failed to give a response to their concerns.

The Petitioners prayed that:

9. The Committee intervenes in this matter with a view of;
 - i. Establishing the rightful owner of the 1,000 acres of land in Marungu
 - ii. Recommending that ownership of the land be reverted to the community

The Petitioners **drew the attention** of the Senate to the following:

Pursuant to standing order 238(1) and the Fourth Schedule to the Standing Orders of the Senate, the Petition was committed to the Standing Committee on Land, Environment and Natural Resources.

Pursuant to Articles 37 and 119(1) of the Constitution, section 5(2) of the Petition to Parliament (Procedure) Act and standing order 238(2) of the Senate Standing Orders, the Committee is mandated to consider the Petition and respond to the Petitioners within the prescribed period.

To facilitate a judicious disposal of the Petition, the Committee resolved to conduct an inquiry on the issues raised in the Petition. In this regard the Committee requested the Petitioners to submit written documents to elaborate further on the issues raised in the Petition and to supply supporting evidence on the same.

The Committee proceeded to seek responses from the Cabinet Secretary, Ministry of Lands, Public Works, Housing and Urban Development (MoLPWHUD), the Chairperson, National Land Commission and from the Catholic Church, to address the issues raised in the Petition.

Committee Observations

The Committee made the following observations-

Prayer One:

That the Committee investigates the matter to establish the rightful owner of the 1,000 acres of land in Marungu

The Committee observed that the documents submitted by both the MoLHPWUD and the Holy Rosary Catholic Church gave an indication that the land belongs to the Church.

The Committee however notes with concern that the Holy Rosary Catholic Church failed to honor its invitation to the Committee but submitted written responses.

Prayer Two:

That the Committee recommends that ownership of the land be reverted to the community

The Committee observed that there were people residing on the land when the title of the land was conditionally transferred from the defunct county council of Taita Taveta to the Holy Rosary Catholic church.

Committee Recommendations

The Committee recommends that-

- (1) the National Land Commission investigates historical land injustices which may have been meted on Marungu Residents from Mghange, Mwanda Ward, in Taita-Taveta County and provide appropriate redress where applicable and a status update to the Senate within six (6) months of adoption of this report by the Senate;
- (2) the National Land Commission to initiate Alternative Dispute Resolution mechanisms between the Petitioners and the Holy Rosary Catholic Church with a view of setting aside an agreeable acreage for the Marungu residents for the

land where they are already residing by 31st December, 2025; and

- (3) the National Land Commission (NLC) should consider the application of remedies available under section 15 of the NLC Act in order to address the matters arising from the failure to implement the project conditions precedent to the issuance of the grant of lease.

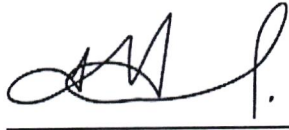
Acknowledgement

The Committee thanks the Offices of the Speaker of the Senate and the Clerk of the Senate for the support extended to the Committee in the execution of its mandate. The Committee further extends its appreciation to the Petitioners and the Ministry of Lands, Housing and Physical Planning for their submissions and contribution to the resolution of this matter.

Mr. Speaker Sir,

It is now my pleasant duty and privilege, on behalf of the Committee, to present this Report of the Standing Committee on Land, Environment and Natural Resources on the petition by Marungu residents from Mghange, Mwanda Ward, in Taita-Taveta County concerning impending eviction from their ancestral land by Holy Rosary Catholic Parish, Mwanda

Signed:



Date: 30 / 09 / 2025.

**SEN. MOHAMED MWINYIHAJI FAKI, CBS, MP,
CHAIRPERSON,
SENATE STANDING COMMITTEE ON LAND, ENVIRONMENT AND
NATURAL RESOURCES.**

CHAPTER I

INTRODUCTION

1. The Petition

At the sitting of the Senate held on 3rd August, 2023, the Petition from Marungu residents from Mghange, Mwanda Ward, in Taita-Taveta County concerning impending eviction from their ancestral land by Holy Rosary Catholic Parish, Mwanda was presented by the Hon. Speaker and committed to the Senate Standing Committee on Land, Environment and Natural Resources.

2. The Petitioners **drew the attention** of the Senate to the following:

- (i) THAT, the petitioners have resided and established their livelihood in Marungu area within Mghange, Mwanda Ward, in Taita-Taveta County for the last four decades;
- (ii) THAT, in the year 2007, the Holy Rosary Catholic Church approached the elders of Marungu area and persuaded them to allocate them a piece of land to enable them put up a structure to be used as a church and an orphanage. The community elders identified 75 acres for allocation to the church;
- (iii) THAT, on the date of the site identification, the Marungu area elders were accompanied by the area chief and subchief where the chief directed that the church be allocated a thousand acres instead of the 75 acres that the community had identified;
- (iv) THAT, due to the differences between the area chief and the Marungu area elders on the acreage to be allocated for the Holy Rosary Catholic Church at a meeting held in the year 2007, the exercise was not concluded, and since then a meeting to allocate the church the piece of land has never been held;
- (v) THAT, in the year 2019, the mission constructed a church in the area they were to be allocated, and further sunk a borehole in the year 2021;
- (vi) THAT, in the year 2023, the Ministry of Lands, Housing and Urban Development set up an adjudication scheme known as Ngoloki adjudication

Scheme covering Marungu area. The adjudication scheme did not adjudicate on approximately 1000 acres in the area for reasons that it belongs to the Holy Rosary Catholic Church mission and that the land had been adjudicated;

(vii) THAT, the decision to allocate the church 1000 acres was made without involving the residents of Marungu area, and that the initial occupants of the said land are facing eviction;

(viii) THAT, the Petitioners have made efforts to have this matter addressed by the relevant authorities, in this case, the National Lands Commission (NLC), which has failed to give a response to their concerns.

3. **The Petitioners prayed that-**

- (i) The Committee intervenes in this matter with a view of;
- (ii) Establishing the rightful owner of the 1,000 acres of land in Marungu; and
- (iii) Recommending that ownership of the land be reverted to the community

Legal Provisions Governing Petitions

4. Petitions to the Senate are governed by the Constitution, the Petition to Parliament (Procedure) Act, No. 22 of 2012 and the Senate Standing Orders.

5. **Article 37** of the Constitution provides that *every person has the right, peaceably and unarmed, to assemble, to demonstrate, to picket, and to present petitions to public authorities* while **Article 119(1)** of the Constitution provides that *“every person has a right to petition Parliament to consider any matter within its authority, including to enact, amend or repeal any legislation.”*

6. **Section 5(2)** of the Petition to Parliament (Procedure) Act, provides that *a petition that is tabled in Parliament under this Act shall be considered in accordance with the Standing Orders of the relevant House*. In this regard, standing order 238 of the Senate Standing Orders provides as follows-

Committal of Petitions (SO 238)

7. Every Petition presented or reported pursuant to this Part, shall stand committed to the relevant Standing Committee.

8. Whenever a Petition is committed to a Standing Committee, the Committee shall, in not more than sixty calendar days from the time of reading the prayer, respond to the petitioner by way of a report addressed to the petitioner or petitioners and laid on the Table of the Senate and no debate on or in relation to the report shall be allowed, but the Speaker may, allow comments or observations in relation to the Petition for not more than thirty Minutes.
9. Standing order 239 requires the Clerk to, within fifteen days of tabling of the report on a petition under Standing Order 238 (Committal of Petitions), submit a copy of the report to the petitioner or petitioners.

Underlying Constitutional and Statutory Provisions

10. **Article 1(1) and (2)** of the Constitution, vests all sovereign power in the people of Kenya and shall be exercised only in accordance with the Constitution.
11. **Article 1(3) (a)** of the Constitution delegates sovereign power of the Constitution to, *inter alia*, Parliament and the legislative assemblies in the county governments.
12. **Article 37** of the Constitution provides that *every person has the right, peaceably and unarmed, to assemble, to demonstrate, to picket, and to present petitions to public authorities* while **Article 119(1)** of the Constitution provides that “*every person has a right to petition Parliament to consider any matter within its authority, including to enact, amend or repeal any legislation.*”
13. **Section 5(2)** of the Petition to Parliament (Procedure) Act, provides that *a petition that is tabled in Parliament under this Act shall be considered in accordance with the Standing Orders of the relevant House.*
14. **Article 39 & 40** of the Constitution of Kenya 2010 stipulates the right of every citizen to enter, remain in and reside anywhere in the country, and also the right to acquire and own property in any part of Kenya.

Land Act, 2012

15. Part IV: Deals with the registration and recognition of land ownership, requiring that all land be registered and ownership rights be documented.

16. Section 26: Provides for the correction of mistakes in land registration and the protection of registered landowners.

Land Registration Act, 2012

17. Part VI: Governs the registration of land and provides mechanisms for resolving disputes related to land registration and ownership.

18. Section 24: Confirms that registration of land rights is evidence of ownership.

National Land Commission Act

19. Provides powers and functions of NLC including

- a) Manage public land on behalf of national & county governments.
- b) Recommend national land policy to the government.
- c) Advise on a comprehensive land registration program.
- d) Conduct research related to land and natural resources, and make recommendations.
- e) Initiate investigations into land injustices and recommend redress.
- f) Encourage traditional dispute resolution mechanisms in land conflicts.
- g) Assess land tax and premiums on land.
- h) Monitor land use planning throughout the country.

National Land Policy

20. The National Land Policy was officially adopted in 2009. It was developed through extensive consultations with stakeholders, including communities, experts, and government agencies. The policy aimed to address historical injustices and create a framework for equitable and sustainable land management.

CHAPTER 2

CONSIDERATION OF THE PETITION

Approach taken by the Committee

21. In considering the Petition, the Committee observed that it would be important to verify the facts alleged in the Petition. The Committee therefore resolved to conduct an inquiry on the issues raised in the Petition.
22. In this regard the Committee received the Petition from the Petitioner through the House and further requested for written submissions and evidence from the Petitioners.
23. Thereafter the Committee invited the Cabinet Secretary, Ministry of Lands, Housing and Urban Development, the Chairperson, National Land Commission and the Holy Rosary Catholic Church who provided responses to the Committee.

Submissions by the Petitioners

24. Vide a letter REF: SEN/DSEC/LENR/3/2023(104) dated 2nd August, 2023, the Committee invited the Petitioners to physically appear before the Committee on Wednesday, 20th September, 2023. Further, the petitioners also submitted written submissions and evidence.
25. The petitioners informed the Committee of challenges they currently experience not being in possession of title deeds to their ancestral land and the respondent, the Holy Rosary Catholic Parish, Mwanda, mentioned in the petition having expanded their land acreage from the agreed 75 acres to 1000 acres without conducting any consultations or public participations in the community thus the brewing animosity and mistrust from the indigenous inhabitants.
26. Evidence submitted was a copy of the petition and oral submissions.

Submission by the Holy Rosary Catholic Church

27. Vide a letter dated 14th May, 2025 REF: SEN/DSEC/DPEAC/LENR/2025 the committee had invited the Holy Rosary Catholic Church to respond to the petition.

Through their lawyer, COOTOW and Associate Advocates, they responded as follows:

- i. That the Holy Rosary Catholic Church is the owner of LR. No. 32352 as delineated on Land Survey Plan Number 436908. A copy of our Title is annexed for perusal.
- ii. The process of allocation of the land to Holy Rosary Catholic Church commenced way back in 2008 when the County Council of Taita Taveta at their meeting held on 24th April, 2008 adopted recommendation of the Town Planning Committee. (See the letter dated 4th June, 2008). This was approved by the Hon. Deputy Prime Minister and Minister for Local Government vide the letter dated 23rd March, 2009 followed by setting a part of the land.
- iii. That there were no people residing on the land as per the application for setting apart. This fact can also be confirmed from the historical google satellite photographs of the area from 2007 to 2024. Gazette Notice No. 761 of 28th January, 2011 was also attached.

Responses by the Cabinet Secretary, Ministry of Lands Housing Public Works and Urban Development

28. Vide Letter REF: SEN/DSEC/DPEAC/LENR/2024(2)(14), dated 12th March, 2024, the Committee had invited the Cabinet Secretary to respond to Statements and Petitions and proceeded to admit written responses with a rider to seek for further clarification should the submissions be insufficient.

29. That according to their records, the subject parcel of land falls on former trust land. The Holy Rosary Catholic Church applied for allocation of 1000 acres of land at Marungu/Mkamwasi to the then County Council of Taita Taveta and the same was approved. A consent for setting apart the land was also issued by Wundanyi Land Control Board. Annexure 3 of the Ministry submissions are copies of the minutes and the Land Control Board Consent.

30. On December 4, 2008, the then County Council of Taita Taveta justified the setting apart of the 1000 acres as shown in the table 1 below. A copy of the letter is annex 4 of the Ministry submissions.

Table 1: Distribution of the 1,000 acres land

| S. N | Purpose | Acreage (Acres) |
|------|--|-----------------|
| 1 | Administrative Centre | 2 acres |
| 2 | Nursery school and related facilities | 5 acres |
| 3 | Primary school with related facilities including school demonstration firm | 30 acres |
| 4 | Secondary and all related facilities including school demonstration firm | 65 acres |
| 5 | Vocation center with all related facilities | 20 acres |
| 6 | Health Centre | 5 acres |
| 7 | Farms | |
| i. | No. of families-20 each with a house and family shamba 4 acres | 80 acres |
| ii. | Staff-Farm manager, drivers for farm machinery | 4 acres |
| iii. | Bee keeping | 20 acres |
| | Water systems with boreholes, shallow wells sand dams for irrigation | 50 acres |
| | Tree planting | 300 acres |
| vi. | Animal keeping- dairy cows, sheep and oat | 360 acres |
| 8 | Police post | 3 acres |
| 9 | Housing for the orphans | 30 acres |
| 10 | Church | 10 acres |
| 11 | Sisters (Nuns) Convent and farm | 20 acres |
| | Total Acreage | 1004 acres |

31. In accordance with provisions of the then Trust Land Act (Cap. 288), the parcel of land was set apart by the then Commissioner of lands vide Gazette Notice No. 761 of December 24, 2010. The area gazetted was approximately 404.71 hectares and the boundaries were clearly defined. Annexure 5 of the Ministry submissions is a copy of the gazette notice.

32. On February 14, 2011, the entire gazetted land measuring approximately 404.71 hectares was allocated to Catholic Archdiocese of Mombasa vide a letter of allotment Ref; 1 16402 T. C. Annexure 6 of the Ministry submissions is a copy of the letter of allotment. They accepted the allocation and paid the required legal fees.

Annexure 7 of the Ministry submissions is a copy of the acceptance letter and the receipt. A lease document was processed for the Catholic Archdiocese of Mombasa and registered on December 1, 2020 as CR 76335.

33. In their submission, the Ministry indicated that the land now falls in the category of private land and is therefore not available for adjudication.

CHAPTER 3

ISSUES FOR CONSIDERATION

I. Establishing the rightful owner of the 1,000 acres of land in Marungu

Petitioners

34. The Petitioners did not submit any documentary evidence to support their claim on 1,000 acres of land ownership.

Response from the Ministry

35. According to their records, the subject parcel of land falls on former trust land. The Holy Rosary Catholic Church applied for allocation of 1000 acres of land at Marungu/Mkamwasi to the then County Council of Taita Taveta and the same was approved. A consent for setting apart the land was also issued by Wundanyi Land Control Board.

Committee Observation

37. The Committee observed that no evidence was submitted by the petitioners to ascertain their land ownership. The Committee further observed that the Holy Rosary Catholic Church and the Ministry of Lands, Housing and Physical Planning provided:

- a) the Certificate of title;
- b) copies of the minutes;
- c) the Land Control Board Consent;
- d) A copy of a letter where the then County Council of Taita Taveta justified the setting apart of the 1000;
- e) a copy of the gazette notice;
- f) copy of the letter of allotment;
- g) a copy of the acceptance letter; and

h) the receipt and a lease document processed for Catholic Archdiocese of Mombasa and registered on December 1, 2020 as CR 76335.

II. Whether the committee can recommend that ownership of the land be reverted to the community

Petitioners

38. The Petitioners did not submit any document evidence to support their claim on 1,000 acres of land ownership.

Response from the Ministry

39. The Ministry of Lands, Housing, Public Works and Urban Development, indicated that the land currently falls in the category of private land and is therefore not available for adjudication.

Observation

40. The Committee observed that the Holy Rosary Catholic Church provided supporting legal documentation regarding their claim of ownership over the disputed land and that the Ministry of Lands, Housing, Public Works and Urban Development provided documentation to the effect that the Holy Rosary Catholic Church are the bonafide owners of the land.

41. However, the Committee observed that the Petitioners have resided on the disputed property for a prolonged period of time and no notice/action to vacate them was given at that time.

CHAPTER 4

COMMITTEE OBSERVATIONS

Prayer One:

That the Committee investigates the matter to establish the rightful owner of the 1,000 acres of land in Marungu

42. The Committee observed that the documents submitted by both the MoLHPWUD and the Holy Rosary Catholic Church gave an indication that the land belongs to the Church.
43. The Committee further observed that the Holy Rosary Catholic Church declined to appear before the Committee upon invitation.

Prayer Two:

That the Committee recommends that ownership of the land be reverted to the community

44. The Committee observed that the title of the land was conditionally transferred from the defunct county council of Taita Taveta to the Holy Rosary Catholic Church.
45. The Committee observed that the community had initially sought to grant 75 acres of land to the Catholic Church but instead the Church was granted 1,000 acres by the then County Council of Taita Taveta without conducting any consultations or public engagement.
46. The Committee observed that, the projects that were agreed upon precedent to the grant of lease ownership, have not been implemented to date.

CHAPTER 5

COMMITTEE RECOMMENDATIONS

47. The Committee having investigated the matter in accordance with its mandate under the standing order 228(4) of the Senate Standing Orders recommends as follows –

- (4) That the National Land Commission investigates historical land injustices which may have been meted on Marungu Residents from Mghange, Mwanda Ward, in Taita-Taveta County and provide appropriate redress where applicable and a status update to the Senate within six (6) months of adoption of this report by the Senate;
- (5) The National Land Commission to initiate Alternative Dispute Resolution mechanisms between the Petitioners and the Holy Rosary Catholic Church with a view of setting aside an agreeable acreage for the Marungu residents for the land where they are already residing by 31st December, 2025; and
- (6) The National Land Commission (NLC) should consider the application of remedies available under section 15 of the NLC Act in order to address the matters arising from the failure to implement the project conditions precedent to the issuance of the grant of lease.

APPENDICES

ANNEX I: MINUTES OF THE MEETINGS

- a. Minutes of the 39th sitting held on Wednesday, 20th September, 2023 – Meeting with the Petitioners;
- b. Minutes of the 69th sitting held on Thursday, 10th July, 2025 – Consideration of the Draft Committee Report on the Petition.
- c. Minutes of the 72nd sitting held on Tuesday, 22nd July, 2025 – Meeting with the MoLPWHUD
- d. Minutes of the 74th sitting held on Tuesday, 22nd July, 2025 – Meeting with the Petitioners;
- e. Minutes of the 82nd sitting held on Monday, 22nd September, 2025 – Consideration and Adoption of the Committee Report on the Petition.

ANNEX II: SUBMISSIONS BY KEY STAKEHOLDERS

Annex II (A) – MoLPWHUD Submissions responding to the Petition

Annex II (B) – Holy Rosary Catholic Church Marungu responding to the Petition

ANNEX III: SUBMISSIONS BY THE PETITIONER

Annex III (A) – Petition as tabled in the Senate

Annex III (B) – Submissions presented by the Petitioner as evidence backing their
Petition

Annex I:

Minutes of the

Committee



MINUTES OF THE EIGHTY SECOND (82ND) SITTING OF THE STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES HELD AT FOUR POINTS BY SHERATON, MACHAKOS COUNTY ON MONDAY, 22ND SEPTEMBER, 2025 AT 2:00 PM

PRESENT

- | | |
|--|---------------|
| 1. Sen. Mohamed Mwinyihaji Faki, CBS, MP | - Chairperson |
| 2. Sen. Johnes Mwashushe Mwaruma, MP | - Member |
| 3. Sen. James Murango, MP | - Member |
| 4. Sen. Joe Nyutu, MP | - Member |
| 5. Sen. Mariam Sheikh Omar, MP | - Member |

ABSENT WITH APOLOGIES

- | | |
|-----------------------------------|--------------------|
| 1. Sen. Karen Nyamu, MP | - Vice Chairperson |
| 2. Sen. Beatrice Akinyi Ogola, MP | - Member |
| 3. Sen. Abdul Haji, MP | - Member |
| 4. Sen. Allan Chesang, CBS, MP | - Member |

IN ATTENDANCE

1. Mr. Victor Bett
2. Ms. Ivy Nyambura
3. Mr. Andrew Nyairo
4. Mr. John Gichia
5. Ms. Keziah Muthama
6. Mr. Simon Muinde
7. Mr. Boniface Mbithi

SECRETARIAT

- Clerk Assistant I
- Clerk Assistant III
- Legal Counsel II
- Research Officer III
- Fiscal Analyst III
- Audio Officer
- Serjeant at Arms

MINUTE SEN/LENR/443/2025:

PRELIMINARIES

The Chairperson called the meeting to order at 10.14 am followed by a word of prayer.

The Chairperson began by informing the meeting that eleven (11) draft reports in total to be considered that had been scheduled for discussion. The Secretariat then proceeded to take the Members through the reports highlighting the Petition backgrounds, engagements with various stakeholders, investigations and county visits conducted as well as the key observations and recommendations.

In the course of deliberations, the Committee examined the draft reports presented and took note of the recommendations advanced by individual Members and resolved that the necessary amendments and refinements be incorporated into the drafts.

Upon conclusion of the discussions and having satisfied itself that the reports adequately captured the issues raised in the petitions and the Committee's determinations thereon, the Committee unanimously resolved to adopt a total of eight (8) Petition Reports as amended with the three (3) remaining Petitions requiring further stakeholder engagements.

The Secretariat was accordingly directed to effect the agreed amendments and prepare the final versions of the approved and adopted reports for tabling before the Senate.

The following reports were approved and adopted with amendments as follows-

- i. **Petition by the Residents of Changara in Busia County concerning delays in implementation and completion of the Changara Water Pan World Bank funded project;**
- ii. **Petition on historical injustices and illegal alienation of L.R. No. 7153/1, 7153/2, 7153/R, also known as L.R. 12825 in Kiambu County;**
- iii. **Petition by Nyandarua IDPs on delayed compensation and occupation of parcels of land;**
- iv. **Petition regarding the plight of the landless in Muthanthara, Embu County;**
- v. **Petition by Marungu residents within Mghange Mwanda Ward, Taita Taveta County on the alleged threatened eviction from their ancestral land by Mghange Catholic Parish;**
- vi. **Petition on ownership dispute over Mwananchi Settlement Scheme in Mwatate Constituency in Taita-Taveta County;**
- vii. **Petition concerning recognition of land ownership rights and redress of Historical Injustices in Mombasa County; and**
- viii. **Petition by the Mwabundusi land squatters on delayed allocation of land by way of resettlement or compensation for their ancestral land.**

The following reports were deemed unsatisfactory and thus need further engagements with various stakeholders to be completed-

- i. Petition regarding eviction of Korogocho Community living in the Nairobi River Corridor after its declaration as a special planning area, Nairobi County;
- ii. Petition to the Senate concerning land injustices against the Olderkesi Community Members in Narok West Constituency, Narok County concern; and
- iii. Petition by CECARE on behalf of Pumwani residents, concerning the conversion of the LR NO. 209/ 2378/1 Pumwani Majengo from public to private land.

MINUTE SEN/LENR/445/2025

ANY OTHER BUSINESS

There was no other business discussed.

MINUTE SEN/LENR/446/2025

**ADJOURNMENT AND DATE OF
NEXT MEETING**

The meeting was adjourned at 6.34 pm. The date of the next meeting was to be called on notice.

SIGNED.....

DATE..20/9/2025

SEN. MOHAMED MWINYIHAJI FAKI, CBS, MP

CHAIRPERSON

**STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL
RESOURCES.**



MINUTES OF THE SEVENTY FOURTH (74TH) SITTING OF THE STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES HELD ON TUESDAY, 29TH JULY, 2025 IN COMMITTEE ROOM 1, FIRST FLOOR, BUNGE TOWER BUILDING AT 10:00 AM

PRESENT

- | | |
|--------------------------------------|--------------------|
| 1. Sen. Karen Nyamu, MP | - Vice Chairperson |
| 2. Sen. James Murango, MP | - Member |
| 3. Sen. Johnes Mwashushe Mwaruma, MP | - Member |
| 4. Sen. Joe Nyutu, MP | - Member |
| 5. Sen. Beatrice Akinyi Ogola, MP | - Member |
| 6. Sen. Mariam Sheikh Omar, MP | - Member |

ABSENT WITH APOLOGIES

- | | |
|--|---------------|
| 1. Sen. Mohamed Mwinyihaji Faki, CBS, MP | - Chairperson |
| 2. Sen. Allan Chesang, CBS, MP | - Member |
| 3. Sen. Abdul Haji, MP | - Member |

IN ATTENDANCE

I. PETITIONERS

- | | |
|---------------------|--------------|
| 1. Mr. Robin Kalama | - Petitioner |
| 2. Albert Maghanga | - Petitioner |

II. SECRETARIAT

- | | |
|-----------------------------|------------------------------------|
| 1. Mr. Victor Bett | - Clerk Assistant I |
| 2. Ms. Ivy Nyambura | - Clerk Assistant III |
| 3. Mr. Andrew Nyairo | - Legal Counsel II |
| 4. Mr. Seken Tonkei | - Research Officer III |
| 5. Mr. Simon Muinde | - Audio Officer |
| 6. Mr. Jack Lemeteki | -Assistant Media Relations Officer |
| 7. Ms. Christabelle Wasilwa | -Assistant Public Comms. Officer |

MINUTE SEN/LENR/394/2025:

PRELIMINARIES

The Chairperson called the meeting to order at 10.28 am followed by a word of prayer.

MINUTE SEN/LENR/395/2025:

ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after having been proposed by Sen. Beatrice Akinyi Ogola, MP, and seconded by Sen. Mariam Sheikh Omar, MP as follows –

1. Prayer;
2. Adoption of the Agenda;
3. Confirmation of Minutes of the previous sitting;
4. Matters Arising;
5. **Meeting with Petitioners to deliberate on the Petition by Marungu residents within Mwanda Mghange Ward, Taita Taveta County on the threatened eviction from their ancestral land by Holy Rosary Catholic Parish, Mwanda;**
6. Any Other Business; and
7. Date of the Next Meeting and Adjournment.

MINUTE SEN/LENR/396/2025:

CONFIRMATION OF MINUTES OF THE PREVIOUS SITTING

The confirmation of minutes was deferred.

MINUTE SEN/LENR/397/2025:

MATTERS ARISING

There were no matters arising.

MINUTE SEN/LENR/398/2025:

MEETING WITH PETITIONERS TO DELIBERATE ON THE PETITION BY MARUNGU RESIDENTS WITHIN MWANDA MGHANGE WARD, TAITA TAVETA COUNTY

The Petitioner made the following oral submissions –

1. That, the Community had volunteered to provide 70 acres of the Community land to the Catholic Church and not the more than 1,000 acres that they hived off from their ancestral land;

2. That, they don't have have access to the minutes of the meeting where what was agreed was the 70 acres since the records were in possession of the Area Chief at the time;
3. That, the aforementioned Area Chief went on to form a Committee who were charged with instructing the community members to go and collect free iron sheets for construction of their houses which would serve as an incentive to vacate their land;
4. That, they were not involved in any of the plans nor did they give consent as a community to grant the Catholic Church the more than the 1,000 acres;
5. That, despite the special conditions on the Lease granted to the Catholic Church they were yet to put up any structures to serve as a children's care center or any development to serve the needs of the community at large; and
6. That, the Petitioners made attempts to seek assistance from the National Land Commission, the County Government and the Catholic Church but haven't made any headways.

The Committee resolved to Schedule a meeting with the National Land Commission to consider the Petition by Marungu residents within Mwanda Mghange Ward, Taita Taveta County on the threatened eviction from their ancestral land by Holy Rosary Catholic Parish, Mwanda.

MINUTE SEN/LENR/399/2025

ANY OTHER BUSINESS

- i. Upon update of the submissions received from the Bungoma and Migori County Governments on FLLoCA the Committee resolved to Request for approvals for withdrawals of funds relating to FLLoCA per County from the Controller of Budget so as to make comparisons with what the National Treasury and Economic Planning will submit; and
- ii. The Committee agreed to consider the Legislative proposal – Mining (Amendment) Bill, 2025 at its subsequent meetings.

MINUTE SEN/LENR/400/2025

ADJOURNMENT AND DATE OF NEXT MEETING

The meeting was adjourned at 12.07 am. The date of the next meeting was scheduled for Thursday, 31st July, 2025.



SIGNED.....

5/8/2025

DATE.....

SEN. MOHAMED MWINYIHAJI FAKI, CBS, MP
CHAIRPERSON
STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL
RESOURCES.



MINUTES OF THE SEVENTY SECOND (72ND) SITTING OF THE STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES HELD ON TUESDAY, 22ND JULY, IN COMMITTEE ROOM 1, FIRST FLOOR, BUNGE TOWER BUILDING 2025 AT 10:00 AM

PRESENT

- | | |
|--|--------------------|
| 1. Sen. Mohamed Mwinyihaji Faki, CBS, MP | - Chairperson |
| 2. Sen. Karen Nyamu, MP | - Vice Chairperson |
| 3. Sen. Johnes Mwashushe Mwaruma, MP | - Member |
| 4. Sen. Joe Nyutu, MP | - Member |
| 5. Sen. Abdul Haji, MP | - Member |
| 6. Sen. Beatrice Akinyi Ogola, MP | - Member |
| 7. Sen. Mariam Sheikh Omar, MP | - Member |
| 8. Sen. James Murango, MP | - Member |

ABSENT WITH APOLOGIES

- | | |
|--------------------------------|----------|
| 1. Sen. Allan Chesang, CBS, MP | - Member |
|--------------------------------|----------|

IN ATTENDANCE

MINISTRY OF LANDS, PUBLIC WORKS, HOUSING AND URBAN DEVELOPMENT

- | | |
|---------------------------|------------------------------|
| 1. Hon. Alice Wahome, EGH | -Cabinet Secretary |
| 2. Mr. Kennedy G. Njenga | -Directors Land Adjudication |
| 3. Mr. Martin Weldon | -Director of Survey |
| 4. Mr. Nyandoro David | -CLR |

SECRETARIAT

- | | |
|----------------------|------------------------|
| 1. Mr. Victor Bett | - Clerk Assistant 1 |
| 2. Ms. Ivy Nyambura | - Clerk Assistant III |
| 3. Mr. Andrew Nyairo | - Legal Counsel II |
| 4. Mr. John Gichia | - Research Officer III |

- | | |
|-----------------------------|------------------------------------|
| 5. Ms. Keziah Muthama | - Fiscal Analyst III |
| 6. Mr. Simon Muinde | - Audio Officer |
| 7. Mr. Jack Lemeteki | -Assistant Media Relations Officer |
| 8. Ms. Christabelle Wasilwa | -Assistant Public Comms. Officer |
| 9. Ms. Cynthia Waithera | -Intern |

MINUTE SEN/LENR/380/2025:

PRELIMINARIES

The Chairperson called the meeting to order at 10.24 am followed by a word of prayer.

MINUTE SEN/LENR/381/2025:

ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after having been proposed by Sen. Beatrice Akinyi Ogola, MP, and seconded by Sen. James Murango, MP as follows-

1. Prayer;
2. Adoption of the Agenda;
3. Confirmation of Minutes of the previous sitting;
4. Matters Arising;
5. **Meeting with the Cabinet Secretary, Ministry of Lands, Public Works, Housing and Urban Development and the Chairperson, National Land Commission to deliberate on the following Petitions -**
 - i. *The Petition on historical injustices and illegal alienation of L.R. No. 7153/1, 7153/2, 7153/R, also known as L.R. 12825 in Kiambu County;*
 - ii. *The Petition regarding the plight of the landless in Muthanthara, Embu County;*
 - iii. *The Petition on delayed allocation of alternative land by way of re-settlement or compensation for the ancestral land that was alienated by the Government of Kenya for creation of Kisii Agricultural Institute and Kisii Farmers Training Center;*
 - iv. *The Petition concerning recognition of land ownership rights and redress of historical injustices in Mombasa County;*
 - v. *The Petition regarding land ownership dispute of the Mwananchi Settlement Scheme in Mwatate Constituency in Taita Taveta County;*
 - vi. *The Petition concerning land injustices against community members living in Olderkesi, Narok West Constituency of Narok County;*
 - vii. *The Petition regarding eviction of Korogocho community living in the Nairobi River corridor after its declaration as a special planning area;*
 - viii. *The Petition regarding Public land grabbing in Kithima Location in Meru County; and*
 - ix. *The Petition by Marungu Residents within Mchange Mwanda Ward, Taita Taveta County.*

6. Meeting with the Chairperson, National Land Commission on the following eight (8) Statements before the Committee -

- i. Statement sought by Sen. Richard Onyonka, MP, regarding alleged delayed compensation of landowners affected by the Eldoret bypass project;
- ii. Statement sought by Sen. Fatuma Dullo, CBS, MP regarding alleged grabbing of community land in Isiolo County;
- iii. Statement sought by Sen. (Dr.) Steve Lelegwe Ltumbesi, CBS, MP, regarding acquisition of part of L.R. No. Samburu/East Waso/1 in Samburu County by the National Government;
- iv. Statement sought by Sen. Wahome Wamatinga, MP, regarding the status of land belonging to the Kenya Veterinary Vaccine Production Institute (KEVEVAPI);
- v. Statement sought by Sen. Andrew Omtatah Okoiti, MP, regarding the delay in compensating owners of land whose parcels were compulsorily acquired for the Ejinja- Bumala Road Project in Busia and Kakamega Counties;
- vi. Statement sought by Sen. Shakilla Abdalla, MP regarding acquisition and utilization of land for the construction of the Lamu Port and access roads;
- vii. Statement sought by Sen. Fatuma Dullo, CBS, MP, regarding the status of compensation to landowners displaced in the construction of the Horn of Africa Gateway Development Project; and
- viii. Statement sought by Sen. Agnes Kavindu Muthama, MP, regarding compulsory acquisition of land in Mutituni Market, Machakos County belonging to the late Reuben Mutuma by the Government.

7. Any Other Business; and

8. Date of the Next Meeting and Adjournment.

MINUTE SEN/LENR/382/2025:

CONFIRMATION OF MINUTES OF THE PREVIOUS SITTING

The confirmation of Minutes was deferred.

MINUTE SEN/LENR/383/2025:

MATTERS ARISING

There were no matters arising.

MINUTE SEN/LENR/384/2025:

MEETING WITH CABINET SECRETARY, MINISTRY OF LANDS, PUBLIC WORKS, HOUSING AND URBAN DEVELOPMENT

1. Petition on Historical Injustices – L.R. No. 12825, Kiambu County

Petition Summary: The Mbari ya Mbogo family claims that their ancestral land was illegally alienated, citing violations of land laws and irregularities in past survey and registration processes. They allege that the National Land Commission (NLC) conducted a biased and improperly concluded hearing and demand that the land be returned, development halted, and compensation awarded.

Ministry Response: The Ministry acknowledged the concerns raised but clarified that matters relating to historical land injustices fall under the constitutional mandate of the NLC pursuant to Article 67(2) (e) of the Constitution and the National Land Commission Act. As such, the Ministry referred the petitioners to the NLC for further action and determination.

2. Petition by Marungu Residents – Mwanda/Mgange Ward, Taita Taveta

Petition Summary: Petitioners alleged irregular allocation of 1,000 acres of trust land to the Holy Rosary Catholic Church, beyond an initially agreed 75 acres. They claim the demarcation lacked proper community consultation and suspect manipulation during a water project exercise.

Ministry Response: The Ministry presented documentary evidence showing legal allocation through the then County Council of Taita Taveta, including minutes, consent by the Land Control Board, and gazette notices. The allocation was formalized with a lease issued to the Catholic Archdiocese of Mombasa. The land was categorized as private in 2020, rendering it unavailable for adjudication. The Ministry maintained the allocation followed due process under the Trust Land Act (Cap. 288).

3. Petition on Landlessness in Muthanthara, Embu County

Petition Summary: Residents of Muthanthara village reported they have lived on the land since independence but lack title deeds and face threats of eviction. They seek recognition, protection from harassment, and declaration of the area as an adjudication section.

Ministry Response: The Ministry stated that Muthanthara is part of the Kamarandi Registration Section, which was declared in 1972, demarcated, and adjudicated by 1982. The adjudication register was finalized and registered in 1987. All disputes were addressed within the legal timelines. As the law does not allow re-declaration of adjudication sections, the Ministry cannot restart the process. However, it committed to conducting ground verification to identify affected individuals and reconcile occupancy with titles issued.

4. Petition on Alienated Land for Kisii Agricultural Institute and FTC

Petition Summary: Residents allege that land originally allocated to KALRO and the Kisii FTC in 1963 exceeded the lease terms and was never returned. They also claimed non-use of much of the land and lack of compensation to the original owners.

Ministry Response: The Ministry emphasized that compensation and historical land injustice matters fall within the purview of the NLC. It advised the petitioners to pursue their claims through the Commission, which has the constitutional authority to investigate and recommend compensation or redress for historical grievances.

5. Petition on Land Ownership Disputes in Mombasa County

Petition Summary: Long-term tenants residing on various parcels in Mombasa County alleged exploitation by absentee landlords, lack of legal leases, and denial of tenancy rights. They requested lease agreements, policy clarity, and a pathway to land ownership.

Ministry Response: The Ministry pointed to the NLC as the appropriate forum for these matters. They acknowledged the complex historical land issues in the coastal region and encouraged the petitioners to engage with the Commission for redress, policy reform, and investigation.

6. Petition on Mwananchi Settlement Scheme – Mwatate, Taita Taveta

Petition Summary: Residents raised alarm over a recent court ruling that awarded the land (L.R. No. 12924) to a third party, threatening the tenure of over 1,300 beneficiaries who were settled on the land by the government and issued titles.

Ministry Response: The Ministry informed the Committee that it has lodged a civil appeal against the judgment delivered by the Voi Environment and Land Court on 18th October 2024. It assured the Committee that the appeal is active and that the Ministry will pursue all legal avenues to safeguard the rights of the beneficiaries pending the outcome.

7. Petition on Land Disputes – Olderkesi, Narok West

Petition Summary: Community members complained of irregular land allocation during subdivision of Olderkesi Adjudication Section, including exclusion of original members and unaccounted leases to a conservancy investor, Mr. Calvince Cottars.

Ministry Response: The Ministry outlined that Olderkesi was lawfully declared an adjudication section in 2010. A notice of register completion was issued and inspection was open for 60 days as required. No objections were formally lodged. Over 6,600 titles have already been issued out of the expected 7,818. On the conservancy matter, the Ministry stated it was not party to the private lease agreement, which should be handled by the conservancy committee. Legal remedies are available under the Land Adjudication Act.

8. Petition on Korogocho Evictions – Nairobi River Corridor

Petition Summary: The Korogocho Community Forum raised issues over evictions following the Nairobi River Corridor’s designation as a Special Planning Area, citing lack of public participation, intimidation, and inadequate compensation.

Ministry Response: The Ministry clarified that planning, designation, and eviction decisions within Nairobi fall under the Nairobi City County Government. As such, the county is best placed to respond to the concerns raised, though the Ministry encouraged due process and adherence to the Constitution in all actions.

9. Petition on Public Land Grabbing – Kithima, Meru County

Petition Summary: Petitioners allege that three parcels of public land earmarked for a dispensary, primary, and secondary school have been illegally occupied by private entities.

Ministry Response: The Ministry confirmed that all three parcels—Kiirua/Nkando 704, 702, and 690—are registered in the name of the County Council of Meru for public use and have no encumbrances. The records show clear ownership, and any illegal occupation can be addressed through legal eviction mechanisms.

10. Petition by Nyandarua IDPs – Delayed Compensation and Survey

Petition Summary: Internally Displaced Persons (IDPs) in Nyandarua County petitioned the Senate over delays in compensation, issuance of title deeds, and lack of survey on farms settled between 2010–2013. They also cited frozen funds in banks.

Ministry Response: The Ministry reported that while some farms were planned and surveyed, others were not, and regularization is pending. A budget of Ksh. 25.9 million is required to finalize planning and issuance of title deeds for these farms. It noted that over Ksh. 7.6 billion has already been spent nationwide on IDP resettlement, and that the government ceased land purchase for IDPs in 2013 in favor of cash payouts. The Ministry committed to completing the pending exercises subject to budget availability.

On concluding the Committee took note of the Ministry’s responses and acknowledged areas requiring further follow-up, particularly with the National Land Commission, county governments, and courts. The Ministry was commended for its cooperation and commitment to stakeholder engagement and resolution of land grievances.

Further, the Committee resolved to-

- i. Share records in Committee possession regarding *the Petition regarding the plight of the landless in Muthanthara, Embu County* to assist the Ministry of Lands to

review the issues raised by the Petitioners before embarking on a site visit for further data collection;

- ii. Have land records regarding *the Petition on delayed allocation of alternative land by way of re-settlement or compensation for the ancestral land that was alienated by the Government of Kenya for creation of Kisii Agricultural Institute and Kisii Farmers Training Center* sent to the Committee within seven (7) days;
- iii. Have Ministry of Lands to share the list of beneficiaries who recently received titled deeds in the *Petition concerning land injustices against community members living in Olderkesi, Narok West Constituency of Narok County* within seven (7) days;
- iv. Give the Ministry of Lands a grace period of 6 months to effect the commitment they made on resettling of the Nyandarua/Laikipia IDPS on land already procured within this FY 2025/2026 and report back to the Committee; and
- v. Send out a summon to the Chairperson, National Land Commission after having not honored a number of invitations by the Committee.

MINUTE SEN/LENR/385/2025

ANY OTHER BUSINESS

There was no other business discussed.

MINUTE SEN/LENR/386/2025

ADJOURNMENT AND DATE OF NEXT MEETING

The meeting was adjourned at 1.24 pm. The date of the next meeting was to be called on notice.



22/7/25

SIGNED..... DATE.....

SEN. MOHAMED MWINYIHAJI FAKI, CBS, MP

CHAIRPERSON

STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES.



MINUTES OF THE SIXTY-NINTH (69TH) SITTING OF THE STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES HELD VIRTUALLY ON THURSDAY, 10TH JULY, 2025 AT 11:00 AM

PRESENT

- | | |
|--|--------------------|
| 1. Sen. Mohamed Mwinyihaji Faki, CBS, MP | - Chairperson |
| 2. Sen. Karen Nyamu, MP | - Vice Chairperson |
| 3. Sen. Beatrice Akinyi Ogola, MP | - Member |
| 4. Sen. Johnes Mwashushe Mwaruma, MP | - Member |
| 5. Sen. Joe Nyutu, MP | - Member |
| 6. Sen. Abdul Haji, MP | - Member |

ABSENT WITH APOLOGIES

- | | |
|--------------------------------|----------|
| 1. Sen. Mariam Sheikh Omar, MP | - Member |
| 2. Sen. Allan Chesang, CBS, MP | - Member |
| 3. Sen. James Murango, MP | - Member |

SECRETARIAT

- | | |
|---------------------------------|----------------------------------|
| 1. Mr. Victor Bett | -Clerk Assistant 1 |
| 2. Ms. Ivy Nyambura | - Clerk Assistant III |
| 3. Mr. Andrew Nyairo | - Legal Counsel II |
| 4. Mr. John Gichia | - Research Officer III |
| 5. Ms. Keziah Muthama | -Fiscal Analyst III |
| 6. Mr. Simon Muinde | - Audio Officer |
| 7. Mr. Jack Lemeteki Officer | -Assistant Media Relations |
| 8. Ms. Christabelle Wasilwa | -Assistant Public Comms. Officer |
| 9. Ms. Cynthia Waithera | -Intern |

MINUTE SEN/LENR/357/2025:

PRELIMINARIES

The Chairperson called the meeting to order at 11.10 am followed by a word of prayer.

MINUTE SEN/LENR/358/2025:

ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after having been proposed by Sen. Beatrice Akinyi Ogola, MP, and seconded by Sen. Johnes Mwashushe Mwaruma, MP as follows-

1. Prayer;
2. Adoption of the Agenda;
3. **Consideration and adoption of the following Petitions' draft reports as follows-**
 - i. Petition by Nyandarua IDPs on delayed compensation and occupation of parcels of land;
 - ii. Petition regarding the plight of the landless in Muthanthara, Embu County;
 - iii. Petition by Marungu residents within Mghange Mwanda Ward, Taita Taveta County on the alleged threatened eviction from their ancestral land by Mghange Catholic Parish;
 - iv. Petition on the Changara Water Pan, a World Bank funded project in Busia County;
 - v. Petition concerning the recognition of land ownership rights and redress of historical injustices in Mombasa County; and
 - vi. Petition by CECARE on behalf of Pumwani residents, concerning the conversion of the LR NO. 209/ 2378/1 Pumwani Majengo from public to private land.
4. Any Other Business; and
5. Date of the Next Meeting and Adjournment.

MINUTE SEN/LENR/359/2025:

**CONSIDERATION OF THE DRAFT
REPORT ON THE PETITION BY
NYANDARUA IDPS ON DELAYED
COMPENSATION AND OCCUPATION
OF PARCELS OF LAND**

The Committee was taken through the aforementioned draft report highlighting the legal basis for consideration, Petitioners submissions and responses by the Cabinet Secretary, Cabinet Secretary, Ministry of Lands Housing Public Works and Urban Development and the Ministry of Interior and National Administration, with the proposed observations and recommendations listed.

The Committee after consideration of the draft report resolved as follows –

1. Invite the Cabinet Secretary for Lands, Public Works, Housing and Urban Development to appear before the Committee on Tuesday, 22nd July, 2025 and the Cabinet Secretary for Interior and National Administration to appear on Tuesday, 29th July, 2025 to offer further insight on issues raised in the Petitions considered specifically on the matter of IDPs;

2. Send a letter to the Ministry of Lands, Public Works, Housing and Urban Development requesting the following information regarding the aforementioned Petition -
 - a. The land survey for IDPs settlement;
 - b. Status of subdivision of land allocated for the IDPs;
 - c. The budget required to settle the IDPs being referred to in this petition and
 - d. Total amount of money used to settle IDPs to date.

3. Send a letter to the County Government of Laikipia requesting provision of sanitation facilities and water for IDPs in the County.

MINUTE SEN/LENR/360/2025:

CONSIDERATION OF THE DRAFT REPORT ON PETITION REGARDING THE PLIGHT OF THE LANDLESS IN MUTHANTHARA, EMBU COUNTY

The Committee discussed the draft report on the petition from the Mutanthara community in Embu County concerning threats of eviction and lack of formal land ownership despite occupying the land since independence. During a site visit, the Committee confirmed the community's historical connection to the land and poor living conditions.

The Committee resolved to send a letter to the Ministry of Lands, Public Works, Housing and Urban Development requesting clarification on the acreage of Muthanthara land in Embu County that is under dispute before concluding on the report.

MINUTE SEN/LENR/361/2025:

CONSIDERATION OF THE DRAFT REPORT ON PETITION BY MARUNGU RESIDENTS WITHIN MGHANGE MWANDA WARD, TAITA TAVETA COUNTY ON THE ALLEGED THREATENED EVICTION FROM THEIR ANCESTRAL LAND BY MGHANGE CATHOLIC PARISH

The committee reviewed the draft report on the petition that came from residents of Marungu within Mghange Mwanda Ward in Taita Taveta County, who alleged that the Holy Rosary Catholic Church had wrongfully claimed 1,000 acres of their ancestral land. The Committee found that the Church had initially been allocated 75 acres, but later received a title deed for 1,000 acres. The Committee was concerned with the process and whether community consent was obtained.

The key recommendation upon completion of consideration of the above Petition was that the National Land Commission commences the process of identifying whether there were any cases of historical injustices meted on Marungu Residents from Mghange, Mwanda Ward, in Taita-Taveta County and should there be any investigations be done and a report tabled in the Senate within six (6) months of the tabling of this report in the Senate

The Committee resolved to-

1. Invite the Petitioner on the above Petition regarding the issue of land allocation from 75 acres to 100 acres to appear before the Committee on Tuesday 29th July, 2025; and
2. Send a letter to the National Land Commission requesting clarification on the conditions of the land transfer from Trust Land to private land when they appear before the Committee on Tuesday, 22nd July, 2025.

MINUTE SEN/LENR/362/2025

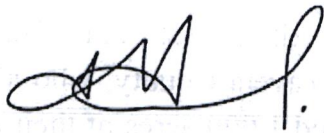
ANY OTHER BUSINESS

1. Due to the time constraints the Committee resolved to consider the three (3) remaining draft reports at its next meeting; and
2. The Committee was taken through the proposed draft work plan for July-August, 2025.

MINUTE SEN/LENR/363/2025

ADJOURNMENT AND DATE OF NEXT MEETING

The meeting was adjourned at 1:11 pm. The date of the next meeting was to be called on notice.



22/7/25

SIGNED..... DATE.....

SEN. MOHAMED MWINYIHAJI FAKI, CBS, MP

CHAIRPERSON

STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES



MINUTES OF THE FORTY SECOND SITTING OF THE STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES HELD ON THURSDAY, 3RD APRIL, 2025 IN COMMITTEE ROOM 9, 1ST FLOOR, BUNGE TOWER AT 10:00 AM

PRESENT

- | | |
|--|---------------|
| 1. Sen. Mohamed Mwinyihaji Faki, CBS, MP | - Chairperson |
| 2. Sen. Johnes Mwashushe Mwaruma, MP | - Member |
| 3. Sen. Joe Nyutu, MP | - Member |
| 4. Sen. James Murango, MP | - Member |
| 5. Sen. Beatrice Akinyi Ogola, MP | - Member |

ABSENT WITH APOLOGIES

- | | |
|--------------------------------|--------------------|
| 1. Sen. Karen Nyamu, MP | - Vice Chairperson |
| 2. Sen. Allan Chesang, CBS, MP | - Member |
| 3. Sen. Abdul Haji, MP | - Member |
| 4. Sen. Mariam Sheikh Omar, MP | - Member |

IN ATTENDANCE

PETITIONERS

- | | |
|---|--------------------|
| 1. Sen. (Dr.) Lelegwe Ltumbesi, CBS, MP | -Samburu Senator |
| 2. Sen. Shakilla Abdalla, MP | -Nominated Senator |

SECRETARIAT

- | | |
|------------------------|------------------------------------|
| 1. Ms. Ivy Nyambura | - Clerk Assistant III |
| 2. Mr. Andrew Nyairo | - Legal Counsel II |
| 3. Ms. Janice Lekuton | - Research Officer III |
| 4. Mr. Simon Muinde | - Audio Officer |
| 5. Mr. Jack Lemeteki | -Assistant Media Relations Officer |
| 6. Mr. Boniface Mbithi | - Serjant at Arms |

MINUTE SEN/LENR/240/2025:

PRELIMINARIES

The Chairperson called the meeting to order at 10.27 am. This was followed by a word of prayer and thereafter a round of introductions.

MINUTE SEN/LENR/241/2025:

ADOPTION OF THE AGENDA

The agenda of the meeting was adopted having been proposed by Sen. Johnes Mwashushe Mwaruma, MP, and seconded by Sen. James Murango, MP as follows-

1. Prayer;
2. Adoption of the Agenda;
3. Confirmation of Minutes of the previous sitting;
4. Matters Arising;
5. **Meeting with the-**
 - i. **The Archbishop of Mombasa, Catholic Archdiocese of Mombasa on the Petition by Marungu Residents on threatened eviction from their ancestral land by Holy Rosary Catholic Parish Mwanda, Taita Taveta County (*Committee Paper 24*); and**
 - ii. **The Petitioners on the Petition on land ownership dispute of Mwananchi Settlement Scheme in Mwatate Constituency, Taita Taveta County (*Committee Paper 25*).**
6. Any Other Business; and
7. Date of the Next Meeting and Adjournment.

MINUTE SEN/LENR/242/2025:

CONFIRMATION OF MINUTES OF THE PREVIOUS SITTING

The confirmation of minutes was deferred to the next meeting.

MINUTE SEN/LENR/243/2025:

MATTERS ARISING

There were no matters arising.

MINUTE SEN/LENR/244/2025

MEETING WITH THE ARCHBISHOP OF MOMBASA, CATHOLIC ARCHDIOCESE OF MOMBASA ON THE PETITION BY MARUNGU RESIDENTS ON THREATENED EVICTION FROM THEIR ANCESTRAL LAND BY HOLY ROSARY

**CATHOLIC PARISH MWANDA, TAITA
TAVETA COUNTY (Committee Paper 24)**

The Committee had invited the Archbishop of Mombasa, Catholic Diocese vide letter REF: SEN/DSEC/DPEAC/LENR/2025(3) (127) dated 27th March, 2025 to respond on matters raised in the above Petition, however, they had not responded to the letter.

The Committee noting that they were key in investigations of the issues raised by the petitioners thus resolved to give them one more opportunity to appear before the Committee and respond to the allegations by sending another invitation letter to the Archbishop before embarking on doing its report.

MINUTE SEN/LENR/245/2025

**MEETING WITH THE PETITIONERS ON
THE PETITION ON LAND OWNERSHIP
DISPUTE OF MWANANCHI
SETTLEMENT SCHEME IN MWATATE
CONSTITUENCY, TAITA TAVETA
COUNTY (Committee Paper 25)**

The Chairperson welcomed the Petitioners and invited them to present their Prayers before the Committee. The Petitioners began by stating that they were representing 1322 land owners of Mwananchi Settlement Scheme which was registered in May 2010 by the Government comprising of 9070HA which was subdivided to settle them.

The Government had bought the land at a cost of 40million through Settlement Trust Fund from Mwananchi Estates Limited who was the owner of the land. However, Wananchi Ranching (Directed Agricultural) Company filed a case against Mwananchi Estates Limited regarding ownership of the land and the Voi Law Courts declared in their favor declaring that the Wananchi Ranching (Directed Agricultural) Company is the bonafide and legitimate owner of the land in question and that the land registration records should be rectified to reflect so.

The above judgment thus caused anxiety among the owners of the land in the settlement scheme as they are afraid of losing their land which they argue they legally own as evidenced by possession of valid deeds. The Petitioners resolved to approach the Senate seeking justice on the matter having already approached relevant authorities without any assistance.

In the Petition the Petitioners prayed that the Committee should urgently investigate the issues raised in the petition and take the following actions-

- i. Intervenes and investigates the matter with a view to ensure that the area residents are adequately compensated;
- ii. Inquires into the matter and makes appropriate recommendations on the irregular transactions on L.R No. 12924 situated in Mwatate Constituency;
- iii. Inquiries into the matter and makes legislative interventions relating to land transfer and acquisition processes to ensure that innocent Kenyans are protected; and
- iv. Takes any other appropriate action it deems fit to resolve the matters raised herein.

On concluding their presentation the Committee noted that there was need to engage the Ministry of Lands to respond on issues raised regarding the purchase of land that appears to have been acquired fraudulently, further, they assured the Petitioners since there was no order on eviction on the Court's judgment they were safe from any sort of evictions presently. The Petitioners were advised to ensure they share allotment letters and payment receipts as evidence they indeed made payments for the land.

On further deliberations the Committee resolved to-

- i. Include site visits to Marungu, Mwatate and Mkuki areas on the aforementioned Petitions during its County visit to Taita Taveta schedule for 10th April, 2025 to 14th April, 2025; and
- ii. Invite the Cabinet Secretary, Ministry of Lands, Public Works, Housing and Urban Development to provide information of the aforementioned Petitions among other pending legislative business before the Committee.

MINUTE SEN/LENR/LENR/246/2025

ANY OTHER BUSINESS

The meeting was informed of the upcoming induction retreat scheduled for 3rd to 7th April, 2025 including a petition hearing scheduled for Saturday, 5th April, 2025. Additionally, Members were reminded of the Taita Taveta County visit scheduled for 10th to 14th April, 2025.

MINUTE SEN/LENR/247/2025

ADJOURNMENT AND DATE OF NEXT MEETING

The meeting was adjourned at 11.17 am. The date of the next meeting was to be called by notice.



15/4/2025

SIGNED.....

DATE.....

SEN. MOHAMED MWINYIHAJI FAKI, CBS, MP
CHAIRPERSON
STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL
RESOURCES



MINUTES OF THE THIRTY NINTH (39TH) SITTING OF THE STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL RESOURCES HELD ON WEDNESDAY 20TH SEPTEMBER, 2023 IN COMMITTEE ROOM 4, FIRST FLOOR, MAIN PARLIAMENT BUILDINGS AT 8:30 AM

PRESENT

- | | |
|--------------------------------------|----------------------------|
| 1. Sen. Wamatinga Wahome, MP | - Member (Ag. Chairperson) |
| 2. Sen. Johnes Mwashushe Mwaruma, MP | - Member |
| 3. Sen. Mariam Sheikh Omar, MP | - Member |
| 4. Sen. Beatrice Akinyi Ogola, MP | - Member |

ABSENT WITH APOLOGIES

- | | |
|--|--------------------|
| 1. Sen. John Muhia Methu, MP | - Chairperson |
| 2. Sen. (Dr.) Steve Lelegwe Ltumbesi, MP | - Vice Chairperson |
| 3. Sen. William Cheptumo Kipkiror, CBS, MP | - Member |
| 4. Sen. Agnes Kavindu Muthama, MP | - Member |
| 5. Sen. Issa Juma Boy, MP | - Member |

SECRETARIAT

- | | |
|-----------------------|---------------------------------|
| 1. Mr. Victor Bett | - Clerk Assistant II |
| 2. Ms. Ivy Nyambura | - Clerk Assistant III |
| 3. Ms. Angela Kagunyi | - Legal Counsel II |
| 4. Mr. John Gichia | - Research Officer III |
| 5. Mr. Jack Lemeteki | - Media Relations Officer III |
| 6. Ms. Shirley Milimu | - Audio Officer III |
| 7. Ms. Lydia Kagumba | - Public Communications Officer |

MINUTE SEN/LENR/214/2023

PRELIMINARIES

The Chair called the meeting to order at 8:53 am. This was followed by a word of prayer. Thereafter the Committee was informed of the absence of the Chairperson and that he had appointed Sen. Wamatinga Wahome, MP a member of the Committee to stand in for him.

MINUTE SEN/LENR/215/2023

ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after having been proposed by Sen. Beatrice Akinyi Ogola, MP and seconded by Sen. Mariam Sheikh Omar, MP as follows-

1. Prayer;
2. Adoption of the Agenda;
3. **Meeting with the Petitioners on the Petition by Marungu Residents on threatened eviction from their ancestral land by Holy Rosary Catholic Parish Mwanda, Taita Taveta County;**
4. Any Other Business; and
5. Date of the Next Meeting and Adjournment.

MINUTE SEN/LENR/216/2023

MEETING WITH THE PETITIONERS ON THE PETITION BY MARUNGU RESIDENTS ON THREATENED EVICTION FROM THEIR ANCESTRAL LAND BY HOLY ROSARY CATHOLIC PARISH MWANDA, TAITA TAVETA COUNTY

The Chairperson welcomed the petitioners and invited them to present their prayers before the Committee.

The petitioners then proceeded to inform the Committee of challenges they currently were experiencing not being in possession of title deeds to their ancestral land. The informed the Committee that the respondent, the Holy Rosary Catholic Parish, Mwanda, mentioned in the petition expanded their land acreage from the agreed 75 acres to 1000 acres without conducting any consultations or public participation with the community leading to animosity and mistrust from the indigenous inhabitants.

The Committee then made the following resolutions;

- i. Invite the Cabinet Secretary, Ministry of Lands, Housing and Urban Development to appear before the Committee to respond to the issues raised in the petition and the policy guiding community land matters;
- ii. Invite the Chairperson, National Land Commission to appear before the Committee to give clear direction on their intended plans in addressing the land injustices the petitioners have faced; and
- iii. Invite the Holy Rosary Catholic Parish, Mwanda before the Committee to respond to the matters raised by the Petitioners in their Prayers.

MINUTE SEN/LENR/217/2023


ANY OTHER BUSINESS

- i. The Committee was informed of the upcoming Senate Mashinani Programme in Turkana County where the Committee would be conducting a meeting with the local community and key stakeholders on community land matters; and
- ii. The Committee resolved to conduct a report writing retreat from 5th - 9th October, 2023 having received all the necessary submissions for five (5) petitions pending before the Committee.

MINUTE SEN/LENR/218/2023

ADJOURNMENT AND DATE OF NEXT MEETING

The meeting was adjourned at 9:27 am. The date of the next meeting was to be called on notice.

Signed  Date 3/10/23

SEN. JOHN MUHIA METHU, MP

CHAIRPERSON
STANDING COMMITTEE ON LAND, ENVIRONMENT AND NATURAL
RESOURCES



REPUBLIC OF KENYA

MINISTRY OF LANDS, PUBLIC WORKS, HOUSING AND URBAN DEVELOPMENT

INVITATION TO A MEETING OF THE SENATE STANDING COMMITTEE ON LAND,
ENVIRONMENT AND NATURAL RESOURCES

Honourable Chair,

Pursuant to a letter REF: SEN/DSEC/DPEAC/LENR/2025(3) (205) dated 25th June, 2025, the Committee invited the Cabinet Secretary Ministry of Lands, Public Works, Housing and Urban Development to a meeting on Tuesday, 22nd July, 2025 to discuss the following Petitions;

- 1) The Petition on historical injustices and illegal alienation of L.R. No. 7153/1,7153/2,7153/R, also known as L.R. 12825 in Kiambu County;
- 2) The Petition by Marungu Residents within Mchange Mwanda Ward, Taita Taveta County;
- 3) The Petition regarding the plight of the landless in Muthanthara, Embu County;
- 4) The Petition on delayed allocation of alternative land by way of re-settlement or compensation for the ancestral land that was alienated by the Government of Kenya for creation of Kisii Agricultural Institute and Kisii Farmers Training Centre;
- 5) The Petition concerning recognition of land ownership rights and redress of historical injustices in Mombasa County;
- 6) The Petition regarding land ownership dispute of the Mwananchi Settlement Scheme in Mwatate Constituency in Taita Taveta County;
- 7) Petition concerning land injustices against community members living in Olderkesi, Narok West Constituency of Narok County;
- 8) The Petition regarding eviction of Korogocho community living in the Nairobi River corridor after its declaration as a special planning area; and
- 9) The Petition regarding public land grabbing in Kithima Location in Meru County.

Honourable Chair, in addition, pursuant to a letter Ref: SEN/DSEC/DPEAC/LENR/2025(3) (213) dated 14th July, 2025 the Committee invited the Cabinet Secretary to a meeting on 22nd July, 2025 to provide information on the following;

10. The Petition by Nyandarua IDPs on occupation of parcels of land bought in 2010-2013 and compensation money frozen in banks.

RESPONSES

1. The Petition on historical injustices and illegal alienation of L.R. No. 7153/1,7153/2,7153/R, also known as L.R. 12825 in Kiambu County.

The Petitioners' claim

The Petition is based on Historic Injustices meted to Mbari ya Mbogo's Family, based on, violation of the Survey Act, the Land Act and the Land Registration Act. The petitioners allege that the foundation of LR. No. 12825 is based on illegalities and irregularities. They claim the matter was previously raised and heard before The National Land Commission's Historical Land Injustice Committee under Article 67(2)(e) of the Constitution of Kenya and Section 15 of National Land Commission Act in the Matter of Historical land Injustices Claim Ref. No. NLC/HLI/053/ 2017 between Mbogo's Family of Mbari Ya Mbogo as Plaintiff/Applicant and Margret Nyokabi Mbugua and families of 9 others as Respondents.

The petitioners further claim that the National Land Commission proceeded to conduct a sham "Hearing" of the "Dispute" and rendered a determination thereon on 7th February 2019 in favour of the Respondents. The family was served with a belated determination letter 12 days after the Commissioners had exited office.

The petitioners are seeking the following;

- i) Investigate the matter with a view to returning the ancestral land back to Mbogo's Family of Mbari ya Mbogo,
- ii) Stop any further day to day development, sale and leasing off, by defendants till the matter is settled,
- iii) Resolve that all beneficiaries, investors and stakeholders operating thereon to compensate on properties and all illegally occupied land, and
- iv) Resolve on the compensation for historical injustices, damages and other loses as a result of forceful eviction meted to Mbogo's family.

Response

Honourable Chair, the petition on historical injustices and illegal alienation of L.R. No. 7153/1,7153/2,7153/R, also known as L.R. 12825 in Kiambu County, with a view of compensating the petitioners can well be addressed by the National Land Commission which has the constitutional mandate of addressing historical land injustices and compensation.

2. The Petition by Marungu Residents within Mchange Mwanda Ward, Taita Taveta County;

The Petitioners' Claim

The petitioners who are residents of Marungu within Mwanda/Mgange ward in Taita Taveta County claim that they have lived in the area for more than four decades. They allege that they have buried their loved ones within the area and have been doing subsistence farming. The petitioners further claim that sometime in the year 2007, the Holy Rosary Catholic Church approached the elders of Marungu area and requested to be allocated land for purposes of putting up an orphanage and a church.

They claim that the elders donated a maximum of 75 Acres but on the site identification day, the area chief directed that 1000 acres be identified for the mission and not the initial 75 Acres. This they assert, did not auger well with the elders and the site identification exercise was not concluded.

The petitioners further contend that since the year 2007, there has not been a meeting of the elders and the authorities to identify the 1000 Acres for the mission nor the initial 75 Acres which was to be identified. However, they allege that in the year 2009, the area Chief together with church officials brought a surveyor to demarcate and excise the 1000 Acres but the surveyor declined to do the demarcation since the land was already settled on by Marungu residents.

The petitioners claim that sometimes afterwards, there was a water pan project within the area and the residents as well as non- residents were asked come with copies of their Identity cards for them to be hired as casual workers and they suspect they could have been used to sanitize the demarcation.

The petitioners claim that in the year 2019, the mission constructed a church in the area falling within the 1000 Acres and in 2021, the Ministry of Lands set up an adjudication scheme covering Marungu area named Ngoloki Adjudication Scheme in May 2023.

The petitioners assert that the ongoing adjudication omitted approximately 1000 Acres in the area with the reason that the land is adjudicated and titled in favor of the Catholic mission. They claim that this is a very big omission and injustice if indeed the land was adjudicated without the knowledge of the residents.

The petitioners aver that the people of Marungu are now facing eviction from their ancestral land courtesy of unscrupulous dealings between the church, some lands officials and the current and former provincial administration officers.

The petitioners claim that in 2021, they tried to have the matter resolved by the National Land Commission but they have not received a response thus far and that the matter and issues are not before any Court of Law nor any Constitutional body.

The petitioners have therefore requested this Committee to;

- i. Use its constitutional powers to demand for explanations from relevant officers and authorities
- ii. Demands a correction of the injustice that is already underway and likely to culminate in a security and humanitarian crisis
- iii. Demands that the 1000 Acres be adjudicated in favour of residents already residing in the said parcel of land as they are the rightful land owners

Response

Honourable Chair,

According to our records, the subject parcel of land falls on former Trust land. The Holy Rosary Catholic Church applied for allocation of 1000 Acres of land at Marungu/Mkamwasi to the then County Council of Taita Taveta and the same was approved. A consent for setting apart the land was also issued by Wundanyi Land Control Board. Annexure 1 are copies of the minutes and the Land Control Board Consent.

On December 4, 2008, the then County Council of Taita Taveta justified the setting a part of the 1000 Acres as shown in the table below. Annexure 2 is a copy of the letter.

| S. NO. | PURPOSE | ACREAGE (ACRES) |
|--------|--|-----------------|
| 1 | Administrative Centre | 2 acres |
| 2 | Nursery school and related facilities | 5 acres |
| 3 | Primary school with related facilities including school demonstration firm | 30 acres |
| 4 | Secondary and all related facilities including school demonstration farm | 65 acres |
| 5 | Vocation centre with all related facilities | 20 acres |
| 6 | Health Centre | 5 acres |
| 7 | FARMS | |
| i. | No. of families-20 each with a house and family shamba 4 acres | 80 acres |
| ii. | Staff-Farm manager, drivers for farm machinery | 4 acres |
| iii. | Bee keeping | 20 acres |
| iv. | Water systems with boreholes, shallow wells, sand dams for drip irrigation | 50 acres |
| v. | Tree planting | 300 acres |

| | | |
|-----|--|-------------------|
| vi. | Animal keeping- dairy cows, sheep and goat | 360 acres |
| 8 | Police post | 3 acres |
| 9 | Housing for the orphans | 30 acres |
| 10 | Church | 10 acres |
| 11 | Sisters (Nuns) Convent and farm | 20 acres |
| | TOTAL ACREAGE | 1004 acres |

In accordance with provisions of the then Trust Land Act (Cap. 288), the parcel of land was set apart by the then Commissioner of lands vide Gazette Notice No. 761 of December 24, 2010. The area gazetted was approximately 404.71 hectares and the boundaries were clearly defined. Annexure 3 is a copy of the gazette notice.

On February 14, 2011, the entire gazetted land measuring approximately 404.71 Hectares was allocated to Catholic Archdiocese of Mombasa vide a letter of allotment Ref; 116402 T. C. Annexure 4 is a copy of the letter of allotment. They accepted the allocation and paid the required legal fees. Annexure 5 is a copy of the acceptance letter and the receipt. A lease document was processed for Catholic Archdiocese of Mombasa and registered on December 11, 2020 as CR 76335.

Honourable Chair, the land now falls in the category of private land and is therefore not available for adjudication.

3. The Petition regarding the plight of the landless in Muthanthara, Embu County

The Petitioners' Claim

The petitioners claim that they and the larger community of Muthanthara village in Mbeere North, Embu County have no title deeds to the land they have occupied since independence.

They further claim that they are faced with the threat of eviction and have visited several government offices without a solution to their problem.

- i. They have therefore lodged a petition for registration and issuance of title deeds;
- ii. The Senate to give direction regarding their ownership status and to be shielded from harassment by third parties;
- iii. The Senate to initiate proceedings for a declaration of Muthanthara as an adjudication area;
- iv. The Senate to make any other order it deems fit in respect of the petition

RESPONSE

Honourable Chair, Muthanthara village is part of the larger Kamarandi Registration section in Embu County. It resulted in 992 land parcels covering an area of 7454.00 Hectares at the time of registration.

This registration section was declared on 11th January 1972 in accordance with the provisions of Land Adjudication Act, Cap 284 of the Laws of Kenya. This act provides for ascertainment of rights and interests over community land (formally Trust land) in line with customary law. It gives guidance on the procedure and establishes mechanisms of dispute resolution through land adjudication committee, arbitration board, objection to adjudication register and finally appeals to the Minister (Cabinet Secretary).

The Ministry satisfactorily executed its mandate as per the Land Adjudication Act, Cap 284, laws of Kenya.

Honourable Chair, after completion of demarcation and survey work, the Adjudication Register for this registration section was published complete on 26th June, 1975 in accordance with section 25(c) of the same Act and whereby in the proceeding Section 26 which states that; *"Any person named in or affected by the adjudication register or who considers it to be incorrect or incomplete in any respect may, within sixty (60) days of the date upon which the notice of completion of the adjudication register is published, object to the adjudication officer in writing, saying in what respect he considers the adjudication register to be incorrect or incomplete."*

All objections to the adjudication register received were heard, determined and implemented and those aggrieved by the Adjudication Officers' decisions were allowed to file appeal to the minister (Cabinet Secretary) cases within sixty (60) days as provided for in Section 29 of Cap. 284.

All claims were heard, determined and implemented and the section was finalized on 15th April 1982 and registered on 13th February 1987.

Since the act had provided mechanisms for the petitioners to lay their claims during the land adjudication tribunals, it is assumed that they were contented with the way the adjudication of the section was done.

The issues being raised appear to challenge this process and there is no provision in the provided law for re-declaration of adjudication in the same section.

Honourable Chair, the Ministry will try to engage all stakeholders and conduct a ground verification to identify the people on the ground and title holders with an aim of addressing the issues raised in the petition.

P. M. M. M.

4. The Petition on delayed allocation of alternative land by way of re-settlement or compensation for the ancestral land that was alienated by the Government of Kenya for creation of Kisii Agricultural Institute and Kisii Farmers Training Centre

The Petitioners' Claim

The petitioners state that complaint before the Senate is about the studious silence by the National Land Commission in addressing the land question in which the residents of Mwabundusi are languishing in abject poverty while their land that was alienated by the Kenya Government in 1963 is being utilized by Kenya Agricultural and Livestock Organization (KALRO) and Kisii Farmers Training Centre (FTC), who were allocated the said land.

The petitioners argue that the land originally belonged to the families of Mogaka Nyabaro, Naphtali Openda Christopher Mbaka and Atogo Mogaka and others. That in the year 1963/4 or thereabouts, the Ministry of Agriculture alienated a large parcel of land for the purpose of setting up a veterinary centre and later farmers training centre for the Nyanza Region. The lease was for 37 years and consequently it was to expire in the year 1992. They aver that the Government of Kenya in a decision was taken without involving the community as the original owners.

They further argue that KALRO was originally allocated 83 acres of land but is currently occupying more than 300 Acres of land which land remains fallow, underutilized and the original community owners do not derive any benefit from it. The petitioners add that in the year 2015, they presented a petition to the National Land Commission (NLC). However, the Commission did not act on their petition.

The petitioners lament that KALRO continues to hold large parcels of land, more than they need. That the petitioners were pushed by the Government to the river bank where they continue to suffer while they are prohibited from fully utilizing the land along the river banks due to the Environmental Management and Coordination Act 2015 since it is riparian land.

They further state that the Government has an obligation to ensure that every person whose land was alienated is compensated and the petitioners' case is a classic example of historical injustice. That despite the clear road map and constitutional mandate given to the NLC, the Commission has continued to be a bystander despite having raised their grievances to the Commission.

The petitioners state that efforts to have the NLC address this issue have proved futile and hence this petition to the Senate. The petitioners feel their issue is not being addressed contrary to the dictates of Articles 35 and 47 of the constitution.

On account of the above the petitioners are seeking the Senate to;

- a) Compel the NLC to determine the actual size of land that was allocated to KALRO and Kisii Farmers Training Center and set aside whichever land that is over and above 83 Acres allocated to the two institutions as per the lease.
- b) Order prompt and expeditious compensation or resettlement of the petitioners into any available public land.
- c) Any other recommendation that the Senate may deem fit and just over this matter.

RESPONSE

Honourable Chair, the issues contained in the petition fall under the mandate of the National Land Commission who are best placed to address them.

5. The Petition concerning recognition of land ownership rights and redress of historical injustices in Mombasa County;

The Petitioners' Claim

The petitioners aver that they are residents of Mombasa County residing on parcels of land registered as original plot numbers MN/II/803, 804, 805, 806, 807, 80, 49 and 79, Mainland North of Mombasa, VI/MN/211/12/R Kashani, 360/II/MN, Kisauni. 219/XVII, 232/XVII, Mwembe Kuku plot 1068/XVII, XLV/54 Bondeni Mombasa Island.

They claim that they have been paying rent to absentee landlords who conduct unfair rent practices by charging monthly rent without providing formal receipts and neither do they have formal/ registered leases despite paying rent for many years.

They allege that the landlords have gone ahead and subdivided the original plots into smaller parcels without their consent and without following the proper procedure for change of user from agricultural to residential and assigned exorbitant valuations to the subplots. The tenants claim pre-emptive right to purchase the subplots.

They posit that their efforts to have their grievances addressed by the relevant authorities have failed to receive a satisfactory response.

The petitioners pray that the Senate;

- i. Initiates investigation into allegations of human rights violations and land injustices within the affected plots of land in Mombasa County with a view to ensure that the petitioners are awarded land lease agreements;
- ii. Utilize the findings of this investigation to formulate lasting solutions to the ongoing land ownership issues faced by residents of Mombasa County;
- iii. Recommend Mechanisms that allow for the Petitioners to directly pay taxes and/ or to the government
- iv. Make a recommendation for the legal recognition of Petitioners' tenancy rights
- v. Undertakes a comprehensive analysis to define the specific challenges faced by coastal communities regarding land ownership
- vi. Make a recommendation on provision of clear definitions of terms such as 'squatters', 'absentee landlords' and 'houses without land' within the context of ongoing coastal land reforms.

RESPONSE

Honourable Chair, the matters raised in this petition can best be addressed by the National Land Commission pursuant to their mandate.

6. The Petition regarding land ownership dispute of the Mwananchi Settlement Scheme in Mwatate Constituency in Taita Taveta County; and

The Petitioners' Claim

The Petitioners state that Mwananchi settlement scheme was registered in May 2010 by the Government of Kenya in which Land Registration Number 12924 comprising of 9,070 Hectares was subdivided to settle 1322 people. The Government of Kenya through the Settlement Trust Fund bought the land at a cost of Kshs.40 million from Wananchi Estates Limited who was the owner of the land. Wananchi Ranching (Directed Agricultural) Company Limited filed a case at the Environment and Land court at Voi as ELC NO 7 of 2024 and sought the following reliefs:

- a) A permanent injunction restraining the defendants from dealing with LR NO 12924-CR 20403 in whatever way.
- b) A declaration that the transfer of the land to Settlement Trust Fund Trustees and all consequential transfers was null and void.
- c) A declaration that LR 12924 belongs to Wananchi Ranching (Directed Agricultural) Company Limited

They state that the case filed by Wananchi Ranching (Directed Agricultural) Company was against Wananchi Estates Limited, Settlement Trust Fund Trustees,

the Commissioner of Lands and the Attorney General of Kenya. The 1322 owners of land in the settlement scheme were not listed as defendants and thus had no opportunity to defend their interests in the suit. Wananchi Ranching (Directed Agricultural) Company alleged that Wananchi Estates Limited fraudulently sold land it didn't own to Settlement Trust Fund. They aver that on 18th October 2024, Judge E. K. Wabwoto at Voi Law Courts gave his judgment on the case in which among other things, declared that Wananchi Ranching (Directed Agricultural) Company is the bonafide and legitimate owner of LR No 12924 and that the land registration records should be rectified to reflect so. The judgement has caused a lot of anxiety amongst the owners of the land in the settlement scheme for fear of losing their land which they legally own as evidenced by the possession of valid title deeds some of which are shown below:

| NO | NAME OF OWNER | TITLE DEED NO |
|----|-----------------------------|---------------------------------------|
| 1. | Ronald M.Mwakio | Taita-Taveta/Mwatate Wananchi/664 |
| 2. | Joseph Mwanguwe Mwamburi | Taita-Taveta/Mwatate Wananchi/1319 |
| 3. | Irene Wakesho Mjomba | Taita-Taveta/Mwatate Wananchi/613 |
| 4. | Bakari Kalema | Taita-Taveta/Mwatate Wananchi/1025 |
| 5. | Ronald M.Shake | Taita-Taveta/Mwatate Wananchi/342 |
| 6. | Donald Bongosa Mcharo | Taita-Taveta/Mwatate Wananchi/880 |

The petitioners state that they have made best efforts to have the matters raised addressed by relevant authorities but the same remain unresolved. They claim that none of the issues raised in the Petition is pending in any Court of law, Constitutional or any other legal body.

They therefore pray that the Senate:

- i) Intervenes and investigates the matter with a view to ensure that the area residents are adequately compensated;
- ii) Inquires into the matter and makes appropriate recommendations on the irregular transactions on L.R No. 12924 situated in Mwatate Constituency;
- iii) Inquires into the matter and makes legislative interventions relating to land transfer and acquisition processes to ensure that innocent Kenyans are protected; and

- iv) Takes any other appropriate action it deems fit to resolve the matters raised here in Trustees.

RESPONSE

Honourable Chair, there is an ongoing Civil Appeal Case the Ministry has filed against the Judgement of the Honourable Judge E. K. Wabwato delivered on 18th October 2024 in Voi ELC CASE NO 7 of 2024 (Formerly MOMBASA ELC CASE NO. 40 OF 2017, Formerly NAIROBI CIVIL CASE NO 1663 OF 2000). The Ministry is awaiting the determination of the court. Annexure 6 is a copy of the appeal application.

7. Petition concerning land injustices against community members living in Olderkesi, Narok West Constituency of Narok County.

The Petitioners' Claim

The petitioners state that Olderkesi group ranch is situated in Narok west constituency, Esoit location, Naikarra ward in Narok County. It is a communal land that measures approximately about 101,313 Acres. About 7,818 Acres of this land was converted into a conservancy area by the name Olderkesi conservancy. On 5th January 2013, the conservancy became active. It borders Maasai Mara game reserve. There are currently 24 conservancies in Maasai Mara, Olderkesi being one of them.

They further state that there has been an investor by the name Calvince Cottars who leased the parcel of land since 1920's but the community has not received any returns/compensation for this leasehold. Olderkesi group ranch is in the process of being subdivided. Land adjudication and subdivision has already been done and community members have been shown their land and the title deeds were due for issuance in March 2025. Olderkesi group ranch has 25 clusters. Representatives from these clusters were nominated to be members of the land adjudication committee. These committee has been in existence for over 22 years now.

The petitioners aver that sub-dividing the Olderkesi land, each community member was to be allocated 3 Acres of land. Unfortunately, this was not the case as the committee members allocated huge chunks of land to themselves, their relatives and friends from other regions. The local leadership has colluded with the committee to intimidate and deny community members their rightful share. Some of the committee members have sold some parcels of land already. The list of original members has not been made public. There has been no transparency in the entire process. As a matter of fact, the adjudication officer with his team during the formulation of the adjudication register, which contains the record of rights

and interests to the land in the adjudication section left out bonafide members of the adjudication section and instead inserted the names of non-members and was not made public as required by law in the Land Adjudication Act Chapter 284, Laws of Kenya.

They state that the investor (Cottars) who has invested in this land since 1920's whose leasehold must have expired by now still runs his business in this land. The community is not aware if there was a renewal of his leasehold and haven't received any returns for this. The community members have visited several Government offices to seek intervention with no success. They reached out to the Governor of Narok County, The Ministry of Lands and the National Land Commission and have made the best efforts to have these matters addressed by the relevant authorities all of which have failed to give a satisfactory response with none of the issues raised in this Petition is pending in any court of Law, Constitutional or any other legal body

The petitioners therefore pray that the Senate-

- i) Intervenes and investigates the matter with a view to ensure that the original members of the Olderkesi Group Ranch are identified and are fairly allocated land, the total number of registered members is established and a list of the number of parcels of land sold and the beneficiaries is furnished;
- ii) Inquires into the matter and establishes when the Olderkesi Conservancy was founded, the lease amount paid by Mr. Calvince Cottars, detailed information of the lessor(s) and ensure that the community members are adequately compensated from the leasehold venture: and
- iii) inquires into the matter and makes legislative interventions relating to sale of land, transfer and acquisition processes to ensure that indigenous communities are protected.

RESPONSE

Honourable Chair, in response to questions (i), (ii) and (iii) I wish to respond as follows;

The Ministry vide notice of establishment declared Olderkesi location to be an Adjudication Section under Section 5 of the Land Adjudication Act Cap 284 Laws of Kenya on 30th September 2010. Annexure 7 is a copy of Notice of Establishment of Olderkesi Adjudication Section. The land is neither a group ranch nor community land since it was declared, demarcated and surveyed as an adjudication section.

The Ministry issued a notice of completion of the adjudication register and opened it up for inspection for 60 days as required by Section 25(C) and 26(I) of the Land

Adjudication Act, Cap 284. Annexure 8 is a copy of notice of completion. Any bona-fide member left out or non-member included ought to have filed an objection within this period as provided for in the law. This had been explained to the landowners in a baraza. Annexure 9 is a copy of letter through the Area Chief to all landowners to attend the baraza. Upon expiry of no objection notice, the adjudication register has been finalized and registered for titling. Out of the expected 7,818 titles, already about 6,676 titles have been issued.

The community set aside Parcel No.6147 of approximately 7000 Acres as a conservancy named Olderkesi Wildlife Conservancy and it has been operated as such even prior to demarcation and survey of the Olderkesi Adjudication Section. The Ministry is not privy to the details of the agreement between the community and the lessor. This would be addressed best by the officials/committee of the conservancy.

Honourable Chair, in the Constitutional Petition No.7 of 2019, the Court declared that a party must exhaust the provisions of Land Adjudication Act to settle any dispute arising prior to invoking the powers of the courts. The petitioners did not exhaust the provisions of the Land Adjudication Act.

8. The Petition regarding eviction of Korogocho community living in the Nairobi River corridor after its declaration as a special planning area

The Petitioners' Claim

Korogocho Community Forum is a community-based organization operating within Korogocho Location, Ruaraka Constituency, Nairobi City County. The petitioners claim that on 5th March, 2025, the Nairobi City County issued a notice in local dailies, declaring the Nairobi River Corridor as a Special Planning Area. This area spans the area along Nairobi River, from Naivasha Road to Ruai, including its tributaries. The notice declared that the corridor was to extend 60 meters beyond the high-water mark on each side of the river (30 meters riparian corridor and an additional 30 meters development area).

The petitioners have highlighted the following areas of concern:

- a) Lack of adequate notice and public participation;
- b) Unfair eviction criteria and intimidation;
- c) Lack of representation in decision making;
- d) Unresolved compensation issues arising from earlier evictions, and
- e) Lack of commitment to compensate affected persons by the Nairobi City County.

The petitioners, therefore, pray that the Senate should:

- a) Compel the Nairobi City County and the National Government to adequately compensate those already evicted and those who will be affected by future evictions;
- b) Ensure credible public participation is conducted as required by the Constitution; and
- c) Ensure that community representatives are included in all decision-making processes involving the Nairobi River Corridor.

RESPONSE

Honourable Chair, the matters raised in the petition fall within the mandate of the Nairobi City County. Therefore, they are best placed to provide a comprehensive response.

9. The Petition regarding public land grabbing in Kithima Location in Meru County

The Petitioners' Claim

Kithima Location is situated in Buuri East Sub County, Meru County. The petitioners claim that three parcels of land which had been earmarked for public utilities have been grabbed and occupied by a private entity. The lands in question are;

- i) Kiirua/Nkando 704 (earmarked for Kithima Dispensary)
- ii) Kiirua/Nkando 702 (earmarked for Kithima Primary School)
- iii) Kiirua/Nkando 690 (earmarked for C.C.M Secondary)

The petitioners, therefore, pray that the Senate intervenes and ensures that:

- i) The illegal occupants of the said parcels of public land are evicted;
- ii) The boundaries of the said parcels of land are mapped out and beacons erected to that effect; and
- iii) Any other action that the senate may consider necessary to protect public property and the constitutional rights of the residents of Kithima Location.

RESPONSE

Honourable Chair, according to our records Kiirua/Nkando 704 measuring 0.42 Hectares is reserved for Kithima Dispensary. It was registered on 28th January, 2014 in favour of County Council of Meru on freehold basis and has no encumbrances. Annexure 10 is a copy of the green card.

Honourable Chair, according to our records Kiirua/Nkando 702 measuring 6.40 Hectares is reserved for Kithima Primary School. It was registered on 28th January, 2014 in favour of County Council of Meru on freehold basis and has no encumbrances. Annexure 11 is a copy of the green card.

Honourable Chair, according to our records Kiirua/Nkando 690 measuring 7.86 Hectares is reserved for C.C.M Secondary School. It was registered on 28th January, 2014 in favour of County Council of Meru on freehold basis and has no encumbrances. Annexure 12 is a copy of the green card.

The three parcels are registered in favour of County Council of Meru (now County Government of Meru) and retain the reserved users with no encumbrances. Eviction of illegal occupants is a function of the Ministry of Interior and National Government. Once the evictions are done, this Ministry can then proceed to undertake re-establishment of boundaries and beaconing of the same.

10. Petition by Nyandarua IDPs on occupation of parcels of land bought in 2010-2013 and compensation money frozen in banks

At its sitting held on 10th July, 2025, the Committee considered the Petition by Nyandarua IDPs on delayed compensation and occupation of parcels of land and resolved to request the Cabinet Secretary to provide the following information:

- a) The land survey for the settlement of the IDPs;
- b) Status of sub-division of the land allocated for settlement of IDPs;
- c) The budget required to settle the IDPs being referred to in this Petition; and
- d) Total amount of money used to settle IDPs to date.

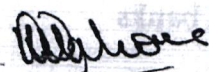
Honourable Chair, in response to (a) and (b) above, I wish to state as follows;

The presence of Internally Displaced Persons (IDPs) in Kenya was as a result of post-election violence following the disputed General Elections in 2007. The resettlement program for the IDPs commenced in 2009 following a Presidential Directive. The Government purchased farms for resettlement of IDPs. Before settling the IDPs the purchased farms were planned, demarcated and surveyed by the Ministry. However, some IDPs were allocated and settled on farms which were unplanned and un-surveyed with an intention of implementing the exercise later, which has not been done to date. Annexure 13 is a copy of the parcels of lands in Laikipia and Nyandarua counties that are settled and require planning, demarcation, survey and issuance of title deeds.

In August, 2013 the Government Shifted the Policy of purchase of land and adopted the cash payment. The number of IDPs who had been resettled by the time the new directive was issued was 6,656 households. The program for compensating IDPs who were living in camps through cash payments by the National Consultative Coordinating Committee was completed in 2016.

Honourable Chair, to regularize the IDPS settled in their farms, there is need to plan, survey, and demarcate the pending farms and issue title deeds to the beneficiaries, an exercise which requires Kshs. 25,946,900/=. Annexure 14 is a copy of the budget. To date, the Government has spent Kshs. 7,600,815,359.00 on resettlement of the Internally Displaced Persons countrywide.

Honourable Chair, I submit.



Hon. Alice Wahome, EGH

CABINET SECRETARY

21st July, 2025

ANNEXURE 1

COUNTY COUNCIL OF TAITA TAVETA

**TRUE EXTRACTS MINUTES OF THE TOWN PLANNING COMMITTEE
MEETING HELD ON 27.3.2008 IN THE COUNCIL CHAMBER**

PRESENT

- Cllr. L. T. Mwakireti - Council Chairman
- Cllr. P. N. Mdawida - Committee Chairman
- M. K. Mshiri - Member
- Cllr. G. K. Ngwaj - Member
- Cllr. J. M. Mboga - Member
- Cllr. F. M. Mshilla - Member
- Cllr. E. Mughadi - Member
- Cllr. A. K. Mwarabu - By invitation
- Cllr. G. Mwachofi - By invitation
- Cllr. N. M. Nyambu - By invitation

IN ATTENDANCE

- Edward Mwamburi - County Clerk
- S. M. Irina - Deputy Treasurer
- C. Mutoni - Internal Auditor
- H. E. Mwakulomba - Senior Draughtsman
- M. B. Kinanda - District Lands Registrar
- K. Chege - District Physical Planning Officer
- J. M. Mkala - Committee Clerk

**MINUTE 26/2008 – REQUEST FOR 1000 ACRES IN MARUNGU/
MKAMWASI BY HOLY ROSARY CATHOLIC CHURCH**

A letter from the Parish Priest, Holy Rosary Catholic church, Mwanda dated 14th March, 2008 requesting for allocation of 1000 acres of land at Mwarungu/Mkamwasi to enable the construction of an orphanage was read to members by the Internal Auditor.

After deliberations, the committee recommended allocation of 1000 acres of land in Mwarungu/Mkamwasi to the Holy Rosary Catholic Church, Mwanda-Taita subject to the consent of area residents whose views would be collated through a Chairman's baraza.

Certified true extract.

Edward Mwamburi
**EDWARD MWAMBURI
COUNTY CLERK**

COUNTY CLERK
COUNTY COUNCIL OF TAITA TAVETA
P. O. Box 1066 - 80300 - MWANDA
TEL: 045 - 42027

COUNTY COUNCIL OF TAITA-TAVETA
BOX 1066 MWANDA
CELL. 073260424



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FULL COUNCIL MEETING HELD ON 24.4.2008
MINUTE 37/2008(g) – Arising from Minute 26/2008 – Request for
1000 acres in Marungu/Mkamwasi by Holy Rosary Catholic Church

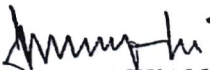
Members passed the following resolution:-

“RESOLUTION NO. 11/2008
ALLOCATION OF 1000 ACRES OF LAND AT MARUNGU/
MKAMWASI TO HOLY ROSARY CATHOLIC CHURCH –
MWANDA FOR CONSTRUCTION OF AN ORPHANAGE

Cllr. L. T. Mwakireti – Council Chairman, Presiding;
Proposed by Cllr. N. N. Mwadime;
Seconded by Cllr. C. Mwakio; and

RESOLVED that the allocation of 1000 acres of land at Mwarungu/Mkamwasi to Holy Rosary Catholic Church – Mwanda for construction of an orphanage, be and is hereby approved”.

Certified true extract.


EDWARD MWAMBURI
COUNTY CLERK

CTC
COUNTY CLERK
COUNTY COUNCIL OF TAITA TAVETA
P.O. Box 1066 - 80304, WUNDANYI.
TEL: 043 - 42027

COUNCIL CHAIRMAN
11/6/2008

COUNTY COUNCIL OF TAITA-TAVETA
BOX 1066 WUNDANYI
CELL. 0732604211

11/6/02/2





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(3)

COUNTY COUNCIL OF TAITA TAVETA

MINUTES OF THE FULL COUNCIL MEETING HELD ON
24.4.2008 IN THE COUNCIL CHAMBER

PRESENT

| | | |
|-------------------------|---|-------------------------------------|
| Cllr. L. T. Mwakireti | - | Council Chairman – Presiding |
| Cllr. J. M. Solomon | - | Vice Chairman |
| Cllr. C. Mwakio | - | Finance Committee Chairman |
| Cllr. P. N. Mdawida | - | Town Planning Committee Chairman |
| Cllr. G. S. Mwandoto | - | HIV/AIDS Control Committee Chairman |
| Cllr. N. M. Nyambu | - | Environment Committee Chairman |
| Cllr. G. Mwachofi | - | Social Services Committee Chairman |
| Cllr. F. M. Mshilla | - | Member |
| Cllr. W. M Mwang'ombe | - | Member |
| Cllr. A. K. Mwrabu | - | Member |
| Cllr. E. Mughadi | - | Member |
| Cllr. S. M. Mwadime | - | Member |
| Cllr. D. Babu | - | Member |
| Cllr. M. Mwakera (Mrs) | - | Member |
| Cllr. M. V. Saleka(Mrs) | - | Member |
| Cllr. G. K. Ngwai | - | Member |
| Cllr. B. W. Mwamburi | - | Member |
| Cllr. J. Mdamu(Mrs) | - | Member |
| Cllr. P. W. Kisomba | - | Member |
| Cllr. M. M. Kizongona | - | Member |
| Cllr. J. M. Mboga | - | Member |
| Ms. R. C. Kachula | - | Public Relations Officer |

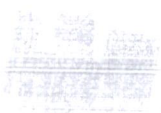
ABSENT

| | | |
|--------------------|---|-----------------|
| Cllr. S. Mbashu | - | With apology |
| Cllr. M. K. Mshiri | - | Without apology |

IN ATTENDANCE

| | | |
|------------------|---|--------------------|
| E. Mwamburi | - | County Clerk |
| P. T. Mwazo | - | County Treasurer |
| C. Mutoni | - | Internal Auditor |
| H. E. Mwakulomba | - | Senior Draughtsman |
| E. M. Alama | - | D. S. D. A. |
| J. Janja | - | LAP Trust |
| M. Mwale(Mrs) | - | C. D. A. |
| R. Mnyamwezi | - | Standard |
| L. Maganga | - | K. N. A. |
| J. M. Mkala | - | Committee Clerk |





APPROVED
DATE

RECEIVED

BY
NAME
TITLE
OFFICE

DATE
TIME
PLACE

COUNTY COUNCIL OF TAITA TAVETA

Telegrams "Council" Wundanyi
Telephone: Wundanyi 42003 / 42027



Council Offices
P.O. Box 1066
Wundanyi.

LND.5/VII/5

4th June, 2008

The Permanent Secretary
Ministry of Local Government
P. O. Box 30004
NAIROBI

Through

Provincial Local Government Officer
Coast Province
P. O. Box 87729
MOMBASA

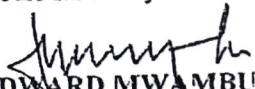
Dear Sir

**RE: RESOLUTION NO. 11/2008
REQUEST FOR 1000 ACRES OF LAND FOR
ORPHANAGE BY HOLY CATHOLIC CHURCH, MWANDA**

The Council at their meeting held on 24.4.2008 adopted a recommendation of the Town Planning Committee that the request of the Holy Rosary Catholic Church for 1000 acres be approved. This is therefore to seek approval of the Minister for Local Government to allocate the said land for the purpose of an orphanage.

I enclose extracts of the relevant minutes for your necessary action.

Yours faithfully


EDWARD MWAMBURI
COUNTY CLERK

c.c

The Permanent Secretary
Ministry of Local Government
P. O. Box 30004
NAIROBI - (Advance copy)

The Parish Priest
Holy Rosary Catholic Church
P. O. Box 97
MGANGE

COUNTY CLERK
COUNTY COUNCIL OF TAITA TAVETA.
P. O. Box 1066 - 80304, WUNDANYI.
TEL: 043 - 42027

COUNTY COUNCIL OF TAITA-TAVETA
BOX 1066 WUNDANYI
CELL. 0732500000



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REPUBLIC OF KENYA

No 349925

THE LAND CONTROL REGULATIONS, 1968

The WUNDANYI Land Control Board

c/o A.O

WUNDANYI

To: CATHOLIC ARCHDIOCESE
OF MOMBASA

P.O. BOX 82131 - MOMBASA

Date 16th DECEMBER, 2009

Reg. No.

L.O.R. No. 100/09

Handwritten notes and signatures on the right side of the page, including a large signature and the date 11/6/2012.

Sir/MADAM,

LETTER OF CONSENT

1. With reference to your application dated the _____ 20th the Board gave its consent to the following controlled transaction at its meeting held on the 16th DECEMBER, 2009.

2. Nature of Transaction:
- (a) L.R. or Parcel No. MWANDYA (MWANDA (MARUNGU in amwasi))
 - (b) Locality MARUNGU
 - (c) Sale, lease, Subdivision, mortgage, charge, etc. SETTING APART 4 US ft
 - (d) Names of Parties—
 - (i) from _____
 - (ii) to _____
 - (e) Length of term _____
 - (f) Consideration TRUST LAND



3. Special conditions of approval of subdivision:
- (a) _____
 - (b) _____
 - (c) _____
 - (d) _____
 - (e) _____

I am, Sir/Madam,
Your obedient servant,

Handwritten signature of the Chairman

Chairman
Wundanyi Divisional Land Control Board

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The Commissioner of Lands, Nairobi
The Central Agricultural Board.

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FORM J
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M

A P Phoret
13/15/09
16/12/09

REPUBLIC OF KENYA
THE LAND CONTROL ACT
(Cap. 302)

APPLICATION FOR CONSENT OF LAND CONTROL BOARD
To be submitted in TRIPLICATE in respect of each transaction and sent to or left at the appropriate office of the Commissioner of Lands

To: THE CHAIRMAN
LAND CONTROL BOARD.

L.C.R. No. 100/09

I HEREBY apply to the L.C.B. MWANDA
Land Control Board for its consent to the transaction described below, and give the following information:

1. (a) Present registered holder of interest (full name in BLOCK LETTERS):
C A Fitzler (Hudell)
(b) Nationality KENYAN
(c) Address 11640211

2. (a) Proposed purchaser, transferee, mortgagee, chargee, allottee, etc. (full name in BLOCK LETTERS)
(b) If a limited liability company, names of directors, authorized and issued share capital and principal shareholders; if a co-operative society, names of chairman, secretary and treasurer and total number of members—



(c) Nationality Certificate No.
(d) Address
3. Nature of transaction (e.g. sale, gift, lease, mortgage, charge, etc.: if sale or allotment of shares name of company, number and particulars of shares to be transferred)
SETTING APART 1000 ACRES OF
MWANDA FOR OFFSHORE

4. Term (i.e. the length of time for which the land affected is to be transferred or leased if sale or allotment of shares, authorized share capital of the company and numbers of shares issued at date of application)

5 Description of Land—
L.R. or Parcel No. MWANDA TRUST LAND
Area 1000 ACRES
Locality MWANDA
County Council EAST PAKARA

Commissioner of Lands
16/12/09

X

SETTING APART AND ALLOCATION OF 405 HA. AT MARUNGU/
MKAMWASI IN TAITA- TAVETA DISTRICT TO THE CATHOLIC
ARCHDIOCESE OF MOMBASA

1. The purpose of this piece of land is to put up a **Children's Orphanage** with a maximum capacity of 1,000 children.
2. The Children's Orphanage will have a maximum of 100 houses each with between 8-10 children.
3. Each of the 100 hundred houses will have a piece of land (Shamba) of 3 acres on which to grow food crops for that family unit.
4. There will be:-
 - a. A Nursery School
 - b. A Primary school
 - c. A Secondary School
 - d. A Youth Polytechnic.

These will be open to children of the members of community around the Children's Orphanage.

5. There will be playing fields ranging from football, rugby, basketball for both Primary and Secondary school children.
6. There will be two Swimming pools.
7. There will be a Dispensary also open to the community around.
8. There will be a Church, Priest's house and Sisters/Nuns Convent including a Community Social Hall.
9. There will be an institution's farm of 400 acres under a Farm Manager. The aim of this farm is to keep dairy cows, poultry and for production of food and cash crops in order to sustain the Children's Home when donors withdraw eight (8) years from its inception.
10. The Polytechnic will have a production wing for each trade taught also to help in the sustainability of the Children's Home.
11. There will be about 100 acres set aside for Forest/ Agroforestry. This will help in the conservation of the land, wood production for the workshops and bee keeping.
12. The home will also have a Police Post and K.W.S post to provide security to the entire community.
13. A model of the project is the **Nyumbani Children's Village, Kwa- Vonza in Kitui** and another one in **South Africa**.
14. The sponsors of the project are:-
 - a. The Catholic Archdiocese of Mombasa.
 - b. Mr. John Noel and Friends of U.S.A
 - c. U.S.A.I.D



GAZETTE NOTICE NO. 761

THE TRUST LAND ACT

(Cap 288)

SETTING APART OF LAND

NOTICE is given that the land described in the schedule hereto has been duly set apart in accordance with provisions of Part IV of the Trust Land Act, for the purpose specified in the said schedule.

SCHEDULE

Place.—MARUNGU/MKAMWASI - MWANDA, WUNDANYI.

Purpose.—CHILDREN'S ORPHANAGE

Area.—404.71 hectares approximately.

Description of Land:

This land is situated approximately 28Km metre/kilometer to the NW of Wundanyi Township. The boundaries are demarcated on the ground and are described as follows:

Starting from point P1, which is an IPC from which SH 1084 and SH1186 are 2200m and 1650m metre distant on bearing 276°00'00" and 160°30'00", respectively, thence for a distance of 200.39 m on a bearing of 115° 24' 51" to point P2 which is an IPC; thence for a distance of 186.94m on a bearing of 116° 42' 08" to point P3 - 1 PC; thence for a distance of 200.81m on a bearing of 107° 59' 02" to point P4 - 1 PC; thence for a distance of 319.04m on a bearing of 90° 53' 53" to point P5 - 1 PC; thence for a distance of 337.32m on a bearing of 78° 53' 24" to point P7 - 1 PC; thence for a distance of 279.04m on a bearing of 55°30'45" to point P8 - 1 PC; thence for a distance of 1499.10m on a bearing of 97° 07' 30" to point P9 - 1 PC; thence for a distance of 882.57m on a bearing of 63° 31' 32" to point P10 - 1 PC; thence for a distance of 556.36m on a bearing of 243° 59' 15" to point P11 - 1 PC; thence for a distance of 1186.14m on a bearing of 309° 58' 21" to point P12 - 1 PC; thence for a distance of 1539.61m on a bearing of 274° 25' 59" to point P14 - 1 PC; thence for a distance of 453.08m on a bearing of 170° 36' 00" to point P16 - 1 PC; thence for a distance of 138.96m on a bearing of 214°08'51" to point P17 - 1 PC; thence for a distance of 97.12m on a bearing of 286°45'21" to point P18 - 1 PC; thence for a distance of 231.08m on a bearing of 240° 26' 23" to point P19 - 1 PC; thence for a distance of 274.00m on a bearing of 270° 12' 33" to point P20 - 1 PC; thence for a distance of 279.32m on a bearing of 240° 19' 45" to point P21 - 1 PC; thence for a distance of 170.31m on a bearing of 204°05' 15" to point P22 - 1 PC; thence for a distance of 339.56m on a bearing of 209° 30' 11" to point P23 - 1 PC; thence for a distance of 201.20m on a bearing of 217° 13' 15" back to point P1.

All bearings given above are magnetic.

A plan of the area may be inspected at the office of the District Commissioner

Dated the 24th December, 2010.

Z. A. MABEA, Commissioner of Lands.

GAZETTE NOTICE NO. 762

THE REGISTRATION OF TITLES ACT

(Cap. 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Somak Travel Limited, a limited liability company incorporated in Kenya, having its registered office at Nairobi, of P.O. Box 48495, Nairobi in the Republic of Kenya, is the registered proprietor lessee of that piece of land known as L.R. No. 3734/482, situated in the Nairobi Municipality (West) in the Nairobi Extra Provincial District, by virtue of a certificate of title, registered as L.R. 13966/1, and whereas sufficient evidence has been adduced to the said certificate of title issued thereof has been lost, it is given that after the expiration of ninety (90) days from the date I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011.

C. N. KITUYI Registrar of Titles, Nairobi



116402/28

GAZETTE NOTICE NO 763

THE REGISTRATION OF TITLES ACT

(Cap 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Kanwal Iqbal Singh Dhiman, of P.O. Box 27797-00506, Nairobi in the Republic of Kenya, is the registered proprietor lessee of that piece of land known as L.R. No. 2093/779, situate in the Nairobi Municipality in the Nairobi Extra Provincial District, by virtue of a certificate of title registered as L.R. 9569, and whereas sufficient evidence has been adduced to show that the said certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011.

C. N. KITUYI, Registrar of Titles, Nairobi.

GAZETTE NOTICE No. 764

THE REGISTRATION OF TITLES ACT

(Cap 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS James Matho Fondo, of P.O. Box 12276, Mombasa in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.0443 hectare or thereabouts, known as No. MN/1/4324, within Mombasa Municipality in Mombasa District, held by a certificate of title registered as No. C.R. 41916/1, and whereas sufficient evidence has been adduced to show that the said certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011.

R. M. INGONGA, Registrar of Titles, Mombasa.

GAZETTE NOTICE NO. 765

THE REGISTRATION OF TITLES ACT

(Cap. 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Yusufali Nazerali Panju, of P.O. Box 2107, Mombasa in the Republic of Kenya, is registered as proprietor of that piece of land containing 257.0 acres or thereabout, known as No. Portion No. 287, Mamburri, within Kilifi in Kilifi District, held by a certificate of title registered as No. C.R. 7377/1, and whereas sufficient evidence has been adduced to show that the said certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011.

J. E. KEBASO, Registrar of Titles, Mombasa.

GAZETTE NOTICE No. 766

THE REGISTERED LAND ACT

(Cap. 300, section 35)

ISSUE OF A NEW CERTIFICATE OF LEASE

WHEREAS (1) Thomas Njoroge Mburu and (2) Betty Wairimu Mburu, both of P.O. Box 20410, Nairobi in the Republic of Kenya, are registered as proprietors in absolute ownership interest of that piece of land containing 0.0133 hectare or thereabouts, situate in the city of Nairobi registered under title No. Nairobi/Bloek 32/1201, and whereas sufficient evidence has been adduced to show that the said certificate of lease issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new certificate of lease provided that no objection has been received within that period.

Dated the 28th January, 2011.

B. K. LEITCH, Land Registrar, Nairobi.



[The text in this section is extremely faint and illegible. It appears to be a multi-paragraph document with several lines of text per paragraph. There are two dark circular marks on the right side of the page, possibly from hole punches.]



ANNEXURE 4

REPUBLIC OF KENYA

TL/11/755

Telegrams: "Lands", Nairobi
Telephone: Nairobi 718050/9

REGISTERED

DEPARTMENT OF LANDS
P.O. Box 30089
NAIROBI

CATHOLIC ARCHDIOCESE OF MOMBASA
P.O. BOX 83131
MOMBASA

DATE: 14th February 2011

Ref. No116402 T.C./14



SIR(s) MADAM

RE: UNS.CHILDREN'S ORPHANAGE PLOT - MARUNGU/MKAMWASI-MWANDA, WUNDANYI - TAITA SETTING APART

LETTER OF ALLOTMENT

I have the honor to inform you that the Government, on behalf of ...TAITA TAVETA..... County Council hereby offers you a grant of the above plot shown edged red on the attached Plan No subject to your formal written acceptance of the following conditions and to the payment of the charges as prescribed hereunder:

AREA: ...404.71 ...Hectares (approximately).
TERM:99 years from the1.2.2011.....
STAND PREMIUM: Kshs...NIL (=) Subject to adjustment on survey, but
ANNUAL RENT: Kshs.... 72/= . . . } there is no claim for reduction in area on Survey.

GENERAL: This Letter of Allotment is subject to, and the grant will be made under the provisions of, the Government Lands Act (Cap. 280 of the Revised Edition the Laws of Kenya) and title will be issued under the Registration of Titles Act (Cap. 281) or the Registered Land Act (Cap. 300)

SPECIAL CONDITIONS: See attached.

2. I should be glad to receive your acceptance of the attached conditions together with banker's cheque for the amount as set out below within thirty (30) days of the postmark:

| | |
|---|--------------------------------|
| | Sh. |
| Stand Premium..... | NIL |
| Rent from1.2.2011 to.. 31.12.2011 | 72/= |
| Conveyancing Fees | . 1,250/=..... |
| Registration Fees | ... 500/=..... |
| Rates on demand | |
| Stamp Duty | 60/= |
| Survey Fees on demand..... | |
| Road and Road Drains | 5,000/= |
| Others - Approval fees | |
| Receipt No. Less Deposit | |
| | Total Ksh. 6,882/=..... |

[P.T.O.

*Delete as appropriate

116402/14



30
116402 T.C./11

If acceptance and payment respectively are not received within the said thirty (30) days from the date hereof the offer herein contained will be considered to have lapsed.

If the above plot is still unsurveyed at the time you commence building you should exercise the greatest care to ensure that any building or other works are contained within the boundaries of the plot for should you inadvertently overstep the aforesaid boundaries the cost of removal and reconstruction must be borne by you.

The issue of the Government grant or lease will be undertaken as soon as circumstances permit.

Your full name (s) in **BLOCK LETTERS** should be given for the purpose of the grant which will be submitted later to you. The attached special conditions form part of the offer which should be accepted in writing. **The Government shall not accept any liability whatsoever in the event of prior commitment or otherwise.**

I have the honour to be,
Sir(s) Madam,
Your obedient servant,

Authority: Setting Apart
Gazette Notice No. 761 dated 24th December, 2010.
File No. 116402 T.C./11


W. K. KIMITI

For Commissioner of Lands

ENCL
Y TO: P/S Ministry of Lands, Nairobi
The Director of Surveys, Nairobi.
The Town Clerk ,
The Clerk to the Council, County Council of ...**TAITA TAVETA**.....
The District Commissioner, **TAITA TAVETA**
The Director of Physical Planning, Nairobi
District Land Officer. **WUNDANYI**
O/C Land Rents.)
Rates Assistant.)
The Accountant.)
O/C Records.) All to note.
Senior Plan Record Officer)
Plot File)

+

[Faint, illegible text, possibly bleed-through from the reverse side of the page]

ANNEXURE 5



Catholic Archdiocese of Mombasa

Tel: (254) 041 - 2311526, Fax: (254) 041 - 2228217
E-mail: catholicsecretariat@msarchdiocese.org

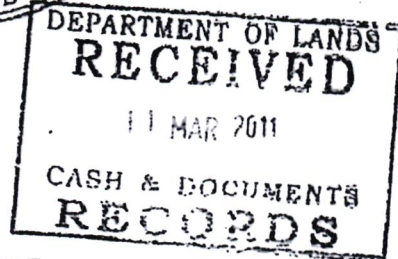
Catholic Secretariat
P. O. Box 83131
G.P.O 80100
Mombasa
Kenya

31



8TH March 2011

THE COMMISSIONER OF LANDS
P.O. Box 30450 - 00100,
NAIROBI.



Dear Sir/Madam,

RE: ALLOTMENT OF LAND ACCEPTANCE LETTER

I refer to your letter of allotment dated 14th February 2011 Ref. No. 116402 T.C./14 titled **UNS. CHILDREN'S ORPHANAGE PLOT - MARUNGU/MKAMWASI - MWANDA, WUNDANYI - TAITA SETTING APART.**

The Catholic Archdiocese of Mombasa thanks the Government for granting us the said piece of land to establish a children's village project to help orphans infected or affected by HIV and AIDS.

This letter is our formal written acceptance of the grant under the conditions and charges set out in the letter of allotment.

Enclosed, please find a banker's cheque of Ksh. 6,882/= being payment of the charges stated in the letter of allotment.

Yours Faithfully,

116402/35



Boniface Lele
+BONIFACE LELE
ARCHBISHOP OF MOMBASA

Cashier
Pse account be
charged & B.S.N.C
receipt
Pse process payment. 28/11/11
SACI
13/12/11

Access.
Process payment
as per Q8
27/12/11

114612
19.12.2011

Survey Note
on 25/11/11
Rashid Sporo

SPMS
Kamukoko
the survey of
the area...

Faint, illegible text at the top of the page, possibly a header or introductory paragraph.

Second section of faint, illegible text, appearing to be a list or series of entries.

Third section of faint, illegible text, including a circular stamp or seal in the center.

Bottom section of faint, illegible text, possibly a footer or concluding remarks.

SALE No. 116402

DEPARTMENT OF LANDS

20
TRIPPLICATE
5392254

Station A 21

FEE RECEIPT

Received from

of Cellule A 1 (Linda)
A. A. A. A. A.

NATURE OF FEE

| | Sh. | cts. |
|----------------------|-----|------|
| Certificate of Title | | |
| Registration | | |
| Search Certificate | | |
| Opening New Register | | |
| Attestation | | |
| Inspection | | |
| Copying | 20 | |

By Cash the sum of
Cheque

Shillings

5/11
1/11
1/11
1/11
1/11

cents

marginal statement nature of transaction

Title Number

AA 116402/36

for: COMMISSIONER OF LANDS

Conveying/Preparation ..

Survey Fees ..

Rent ..

Stand Premium ..

Stamp Duty ..

Land Adjudication Fees ..

Annual Deposits ..

TOTAL KSh.



116402/36

Track selling
1/11

+



FORM LA

LA No. 6 of 2012

(to be completed in quadruplicate)

Presentation Book Date received for registration: Registration Fees: KSh.

Paid on 20..... Receipt No:

CF 116402 TC



REPUBLIC OF KENYA

THE LAND REGISTRATION ACT

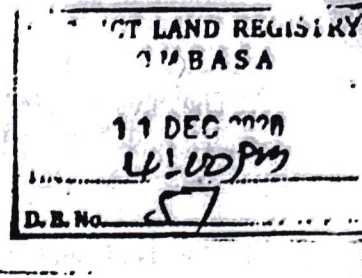
(No. 3 of 2012)

THE LAND ACT

(No. 6 of 2012)

REGISTERED LAND ACT (Repealed)

REGISTRATION OF TITLES ACT (Repealed)



LEASE

(This LEASE is issued pursuant to the transitional provision in Sections 160 and 161 of the Land Act and Section 108 of the Land Registration Act)

REGISTRATION UNIT **MOMBASA** PARCEL NO ³²³⁵²

THE NATIONAL GOVERNMENT

in pursuance of a New Grant

HEREBY LEASES to **CATHOLIC DIOCESE OF MOMBASA REGISTERED TRUSTEES**

... **A BODY CORPORATE DULY REGISTERED UNDER THE TRUSTEES (PERPETUAL SUCCESSION) ACT (** ..

CHAPTER 164) OF THE LAWS OF KENYA (POST OFFICE BOX NUMBER 83131 - 80100 MOMBASA)

hereinafter called the Lessee .

ALL THAT piece of land comprised in the Registry Index Map No..... /Deed Plan

No **436908**..... containing by measurement approximately **406.3**..... Hectares or

thereabouts for the term of **99**..... years

from the**1st**..... day of**February**....., 2011

at the annual rent of Kenya Shillings **72.00 (REVISABLE)** **WEF 01/02/2011**.....payable

in advance on the first day of January in each year and subject to the following special conditions

SPECIAL CONDITIONS

1. No further buildings shall be erected on the land nor shall additions or external alterations be made to any buildings otherwise than in conformity with the plans and specifications previously approved in writing by the National / County Government.

The National/County Government shall not give its approval unless it is satisfied that the proposals are such as to develop the land adequately satisfactorily.

2. The Lessee shall maintain in good and substantial repair and conditions all buildings at any time erected on the land.

3. The land and buildings shall always be used for Children's Care Centre

more than 50% of the

4. The buildings shall not cover area of the land or such lesser area as may be prescribed by the National / County Government Development Control Regulations.

5. The land shall not be used for any purpose which the National / County Government considers to be dangerous or offensive.

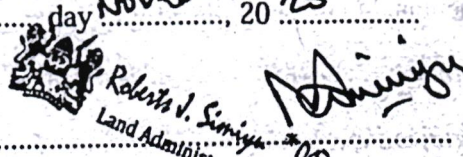
6. The Lessee shall not subdivide, change or extend use of the land, without prior written consent and approval of the National Government or County Government.

7. The Lessee shall not sell, transfer, sublet, charge or part with possession of the land or any part thereof or any building thereon except with prior consent in writing of the National / County Government.

8. The Lessee shall from time to time pay to the National / County Government on demand such proportion of the cost of maintaining all roads and drains serving or adjoining the land as the National Government/County Government may assess.

9. The Lessee shall pay such rates, charges, duties, assessments or outgoings of whatever descriptions as may be imposed charge or assessed by the National / County Government on behalf of the National / County Government upon the land or the buildings erected thereon, including any contribution or other sum paid in lieu thereof.
10. The National Government or respective County Government or such other person or authority as may be appointed for the purpose shall have the right to enter upon the land and lay and have access to water main service pipes and drains, telephone wire, fiber optic and electric mains of all descriptions whether overhead or underground and the Lessee shall not erect any buildings in such a way as to cover or interfere with any existing alignments of main or Services pipes or fiber optic or telephone wires and electric mains.
11. The National Government/County Government may revise the annual ground rent payable Such rental shall be at a rate to be determined by the National Government / County Government of the unimproved value of the land.

Dated this 12th day November, 20 20

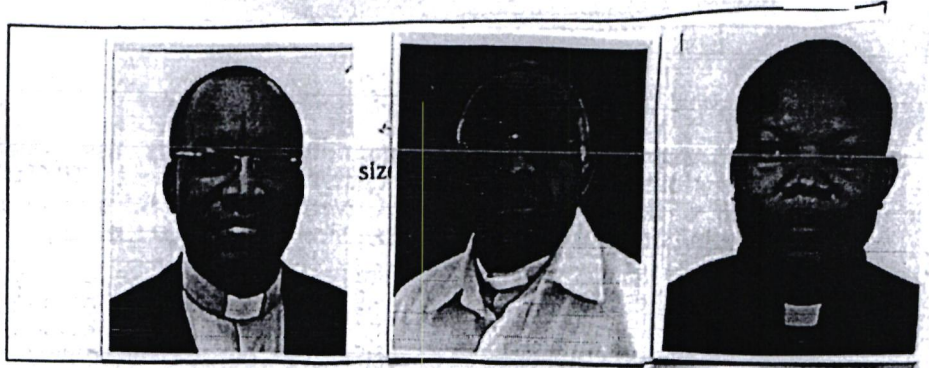
SIGNED BY: 

For: **CABINET SECRETARY**

COMMON SEAL of the Lessee was affixed hereto in the presence of:



SIGNED by the Lessee
IN THE PRESENCE OF:



| | | | |
|-------------|--------------------------------|--------------------------------|--------------------------------|
| Signature | <i>[Handwritten Signature]</i> | <i>[Handwritten Signature]</i> | <i>[Handwritten Signature]</i> |
| ID/PASSPORT | 3953182 | 2661574 | 21097570 |
| PIN NO | A 002555680E | A00116717P | A005417721R |

I CERTIFY that the above-named appeared before me on the day of, 20 and being known to me/being identified by
 acknowledged the above signature or marks to belong to the Lessee and that the Lessee freely and voluntarily executed this instrument and understood its contents.

Signature and Designation of Person Certifying

REGISTERED this 11TH day of DECEMBER, 2020

CR 76335/1

Name: *[Handwritten Name]*

DRAWN BY S. K. Mwangi *303

CABINET SECRETARY

P.O. BOX 30450

NAIROBI



181838951

9dac63a8c4d38c649571345c7d3614ba





REPUBLIC OF KENYA

THE LAND REGISTRATION ACT

(No. 3 of 2012, Section 108)

THE LAND ACT

(No. 6 of 2012)

THE REGISTRATION OF TITLES ACT (Cap. 281) (Repealed)

THE GOVERNMENT LAND ACT (Cap. 280) (Repealed)

THE LANDS TITLES ACT (Cap. 282) (Repealed)

CERTIFICATE OF TITLE

Title No. CR. 76335

Term: 99 Years: From: 1.2.2011

Annual Rent Kenya Shillings: 72/= P.A. (Revisable)

I hereby certify that CATHOLIC DIOCESE OF MOMBASA REGISTERED TRUSTEES

of P.O. Box 83131 - 80100, MOMBASA in the Republic of Kenya, pursuant to section 108 of the Land Registration Act is/are now registered proprietor(s) as lessee(s) from the Government of the Republic of Kenya for the term

of NINETY NINE years from the 1ST day of FEBRUARY two thousand and ELEVEN of

S.E OF TSAVO NATIONAL PARK TAITA TAVETA District

ALL that piece of land situate in the Municipality in the District containing by measurement 406.3 (FOUR NOUGHT SIX DECIMAL THREE

hectares/acres (less road reserve of Ha/Ac) or thereabouts and being land Reference

Number 32352 (original Number ") as delineated on Land Survey Plan

Number 436908 annexed hereto. SUBJECT however to the revisable annual rent

of shillings 72/= and to the Act(s) special conditions, Encumbrances and other matters specified in the Memorandum hereunder written.

IN WITNESS whereof I have hereunto set my hand and seal this 11TH day of DECEMBER

Two Thousand and TWENTY...

Signature of Registrar of Titles S. K. Mwangi 303

MEMORANDUM

1. The Land Registration Act, No. of 2012
2. The Land Act No. 6 of 2012
3. The Special conditions contained in Lease No. 181838951.....
4. The Government Land Act (Cap. 280) (Repealed)
5. The Registration of Titles Act (Cap. 28) (Repealed)
6. The Land Titles Act (Cap. 282) (Repealed)

LAND TITLES REGISTRY - MSA.
REGISTRATION OF TITLES ACT
REGISTRY NO. CR. 76335/1
PRESENTED..... 11/12/2020
Time 4:00 PM

Registrar of Title
S. K. Mwangi *303

S. K. Mwangi

Annex II:
Submissions
by key
Stakeholders



COOTOW & ASSOCIATES ADVOCATES

Commissioners for Oaths, Notaries Public, Arbitrators, Mediators and Members of
The Chartered Institute of Arbitrators London and Certified Public Secretaries

Social Security House
Pent House, North Tower
Nkrumah Road
P. O. Box 16858 - 80100 MOMBASA
Tel: (041) 2221243/2228589
2220442/2229939
Mobile: 0728 273478/0734 273478
Fax: (041) 2230291
Email: info@cootowlaw.com
Website: www.cootowlaw.com

Our Ref:

Your Ref:

C/419/S 03(2)

Mr. Victor Bett
Clerk Assistant
The Senate
Clerk's Chambers
Parliament Buildings
P.O. Box 41842-00100
Nairobi-Kenya.

Dear Sir,

RE: PETITION BY MARUNGU RESIDENTS WITHIN MGHANGE MWANDA
WARD, TAITA TAVETA COUNTY ON THE ALLEGED THREATENED
EVICTION FROM THEIR ANCESTRAL LAND BY MGHANGE CATHOLIC
PARISH
OUR CLIENT: CATHOLIC DIOCESE OF MOMBASA REGISTERED TRUSTEES

We refer to your letter dated 14th May, 2025 REF: SEN/DSEC/DPEAC/LENR/2025(3) (174)
on the subject which we have been instructed by our client to respond to as follows.

Our client is the owner of LR. No. 32352 as delineated on Land Survey Plan Number
436908. A copy of our client's Title is annexed for your perusal.

The process of allocation of the above land to our client commenced way back in 2008 when
the County Council of Taita Taveta at their meeting held on 24th April, 2008 adopted
recommendation of the Town Planning Committee. (See the letter dated 4th June, 2008). This
was approved by the Hon. Deputy Prime Minister and Minister for Local Government vide
the letter dated 23rd March, 2009 followed by setting apart of the land. You will note that
there were no people residing on the land as per the application for setting apart. This fact
can also be confirmed from the historical google satellite photographs of the area from 2007
to 2024. Also refer to the Gazette Notice No. 761 of 28th January, 2011.

We note from the purported Petition that there are individuals who have a dispute with our
client's ownership of the above property. Unfortunately, the Senate lacks jurisdiction to hear
disputes over title to land.

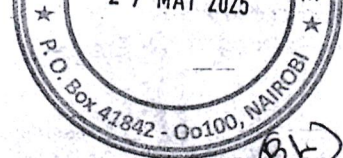
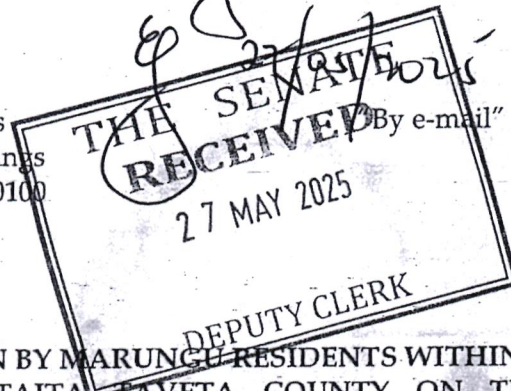
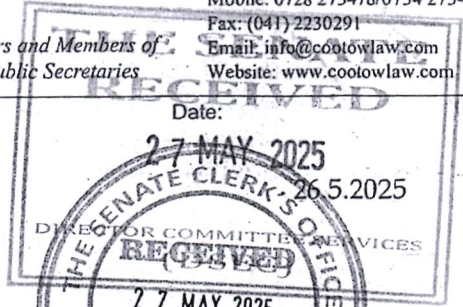
Please quote our reference when replying

1

NAIROBI OFFICE: Jadala Place, 3rd Floor, Suite No. 3.1, Ngong lane, off Ngong Road P.O BOX 74122 - 00200, Nairobi-KENYA
Tel: +254 (020) 2211280, 2181344, 2211281 Mobile: 0723 169 809, 0788 169809
Email: info@cootowlaw.com Website: www.cootowlaw.com

P. Ochwa S. Ouma J. Weloba A. Wafula E. Kahiti F. Sulwe* F. Osewe* L. Awino* Y. Omollo* S. Musamali* D. Ndambuki*
PIN : P051182919S

advoc
Founder Member
Advoc - Africa



Handwritten notes: 'DSEC (BL)', 'Kindly deal', '27 Postpass'.

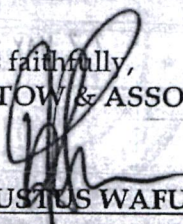
Handwritten notes: 'Mr. Bett', 'Kindly deal', '28/05/25'.

Handwritten mark: 'U'.

Article 162 (2) of the Constitution read together with Sections 4 and 13 of the Environmental and Land Court Act establishes the Environmental and Land Court as the only institution with jurisdiction to hear and determine dispute relating to title to land. The Petitioners should be guided to pursue the Court option if they wish to challenge our client's title.

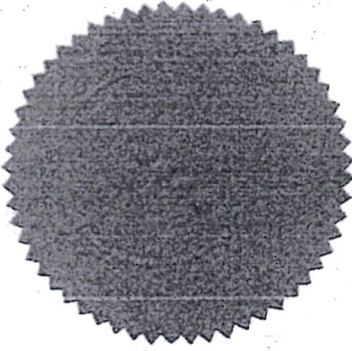
Our client therefore declines your invitation.

Yours faithfully,
COOTOW & ASSOCIATES


AUGUSTUS WAFULA

C.C. Catholic Diocese of Mombasa
P.O. Box 84425-80100
Mombasa.

AW/sn



REPUBLIC OF KENYA

THE LAND REGISTRATION ACT

(No. 3 of 2012, Section 108)

THE LAND ACT

(No. 6 of 2012)

THE REGISTRATION OF TITLES ACT (Cap. 281) (Repealed)

THE GOVERNMENT LAND ACT (Cap. 280) (Repealed)

THE LANDS TITLES ACT (Cap. 282) (Repealed)

CERTIFICATE OF TITLE

Title No. CR. 76335

Term: 99 Years: From: 1.2.2011

Annual Rent Kenya Shillings: 72/= P.A. (Revisable)

I hereby certify that CATHOLIC DIOCESE OF MOMBASA REGISTERED TRUSTEES

of P.O. Box 83131 - 80100, MOMBASA in the Republic of Kenya, pursuant to section 108 of the Land Registration Act is/are now registered proprietor(s) as lessee(s) from the Government of the Republic of Kenya for the term

of NINETY NINE years from the 1ST day of FEBRUARY two thousand and ELEVEN of

S.E OF TSAVO NATIONAL PARK TAITA TAVETA Municipality in the District

ALL that piece of land situate in the 406.3 (FOUR NOUGHT SIX DECIMAL THREE

containing by measurement hectares/acres (less road reserve of Ha/Ac) or thereabouts and being land Reference

Number 32352 (original Number ") as delineated on Land Survey Plan

Number 436908 annexed hereto. SUBJECT however to the revisable annual rent

of shillings 72/= and to the Act(s) special conditions, Encumbrances and other matters specified in the Memorandum hereunder written.

IN WITNESS whereof I have hereunto set my hand and seal this 11TH day of DECEMBER

Two Thousand and TWENTY...

Registrar of Titles

MEMORANDUM

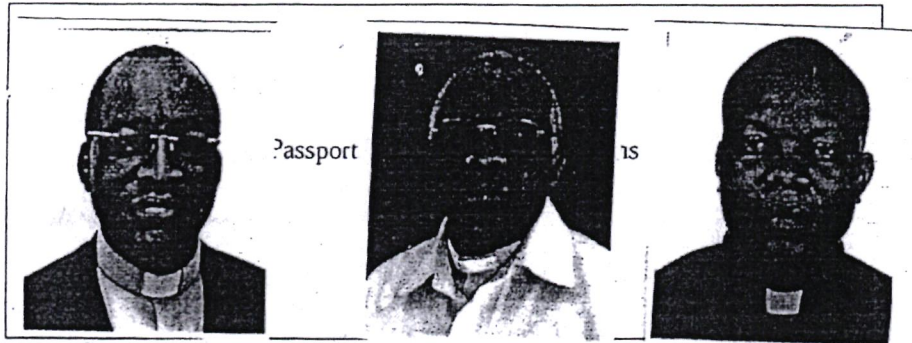
1. The Land Registration Act, *No. of 2012*
2. The Land Act *No. 6 of 2012*
3. The Special conditions contained in Lease No. 181838951
4. The Government Land Act (*Cap. 280*) (*Repealed*)
5. The Registration of Titles Act (*Cap. 28*) (*Repealed*)
6. The Land Titles Act (*Cap. 282*) (*Repealed*)

LAND REGISTRY - MCA
REGISTRATION OF
REGISTRATION NO. 76335/1
DATE 11/12/2020
TIME 4:00 PM


S. K. Mwangi 303

SIGNED by the Lessee

IN THE PRESENCE OF:



| | | | |
|-------------|--------------------|-------------|--------------------|
| Signature | <i>[Signature]</i> | <i>Mwa</i> | <i>[Signature]</i> |
| ID/PASSPORT | 3953182 | 2661574 | 21097570 |
| PIN NO | A002555680E | A001167171P | A005417721R |

CERTIFY that the above-named appeared before me on the day of 20 and being known to me/being identified by

acknowledged the above signature or marks to belong to the Lessee and that the Lessee freely and voluntarily executed this instrument and understood its contents.

Signature and Designation of Person Certifying

REGISTERED this 17TH day of DECEMBER, 2020
CR 76335/1

Land Registrar

Name

[Signature]

DRAWN BY:

*S. K. Mwangi *303*

CABINET SECRETARY

P.O. BOX 30450

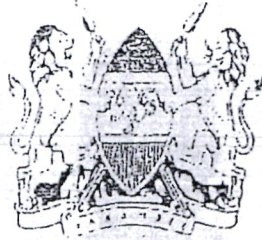
NAIROBI



181838951

9dac63a8c4d38c649571345c7d3614ba





MINISTRY OF LANDS

Telephone: WUNDANYI 043-42053

If calling or telephoning please ask for

When replying please quote

DISTRICT LANDS OFFICER,
TAITA-TAVETA DISTRICT,
P.O. BOX 1061
WUNDANYI

Ref. No. TT/ VOI/286/10

Date; 18th December, 2009

The Commissioner of Lands

P. O. Box 30089

NAIROBI

RE: SETTING APART AND ALLC CATION OF 405 HA AT
MARUNGU/MKAMWASI AT TAITA TO CATHOLIC ARCHDIOCESE OF
MOMBASA

Reference is made to a letter reference I14295.III/28 addressed to you from the Ministry of Local government in respect of the above.

Attached herewith are applications for setting apart of land duly completed by relevant authorities for your necessary action.

~~DISTRICT LANDS OFFICER~~

~~TAITA-TAVETA~~

R. G. NYAGA

DISTRICT LAND OFFICER

TAITA/TAVETA

CC Catholic Archdiocese

P. O. Box 83131

MOMBASA

TL/11/755

Telegrams: "Lands", Nairobi
Telephone: Nairobi 718050/9

REGISTERED

DEPARTMENT OF LANDS
P.O. Box 30089
NAIROBI

CATHOLIC ARCHDIOCESE OF MOMBASA
P.O. BOX 83131
MOMBASA

DATE: 14th February 2011

Ref. No116402 T.C./14



SIR(s) MADAM

RE: UNS.CHILDREN'S ORPHANAGE PLOT - MARUNGU/MKAMWASI-MWANDA, WUNDANYI - TAITA SETTING APART

LETTER OF ALLOTMENT

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AREA: ...404.71 ...Hectares (approximately).
TERM99 years from the1.2.2011.....
STAND PREMIUM: Kshs...NIL / = } Subject to adjustment on survey, but
ANNUAL RENT: Kshs.... 72/= . . . } there is no claim for reduction in area on Survey.

GENERAL: This Letter of Allotment is subject to, and the grant will be made under the provisions of, the Government Lands Act (Cap. 280 of the Revised Edition the Laws of Kenya) and title will be issued under the Registration of Titles Act (Cap. 281) or the Registered Land Act (Cap. 300)

SPECIAL CONDITIONS: See attached.

2. I should be glad to receive your acceptance of the attached conditions together with banker's cheque for the amount as set out below within thirty (30) days of the postmark:

| | |
|---|----------------|
| Stand Premium..... | Sh. |
| Rent from1.2.2011 to.. 31.12.2011 | NIL |
| Conveyancing Fees | 72/= |
| Registration Fees | . 1,250/=..... |
| Rates on demand | ... 500/=..... |
| Stamp Duty | 60/= |
| Survey Feeson demand..... | |
| Road and Road Drains | |
| Others - Approval fees | 5,000/= |
| Receipt No. Less Deposit | |
| Total Ksh. 6,882/=..... | |

[P.T.O,

*Delete as appropriate

If acceptance and payment respectively are not received within the said thirty (30) days from the date hereof the offer herein contained will be considered to have lapsed.

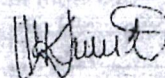
If the above plot is still unsurveyed at the time you commence building you should exercise the greatest care to ensure that any building or other works are contained within the boundaries of the plot for should you inadvertently overstep the aforesaid boundaries the cost of removal and reconstruction must be borne by you.

The issue of the Government grant or lease will be undertaken as soon as circumstances permit.

Your full name (s) in BLOCK LETTERS should be given for the purpose of the grant which will be submitted later to you. The attached special conditions form part of the offer which should be accepted in writing. The Government shall not accept any liability whatsoever in the event of prior commitment or otherwise.

I have the honour to be,
Sir(s) Madam,
Your obedient servant,

Authority: Setting Apart
Gazette Notice No. 761 dated 24th December, 2010.
File No. 116402 T.C./11



W. K. KIMITI

For Commissioner of Lands

ENCL
Y TO: P/S Ministry of Lands, Nairobi
The Director of Surveys, Nairobi.
The Town Clerk ,
The Clerk to the Council, County Council of ...TAITA TAVETA.....
The District Commissioner, TAITA TAVETA
The Director of Physical Planning, Nairobi
District Land Officer. WUNDANYI
O/C Land Rents.
Rates Assistant.)
The Accountant.)
O/C Records.) All to note.
Senior Plan Record Officer)
Plot File)



SETTING APART OF ISLAV WEST CATHOLIC ORPHANED CHILDREN'S HOME

AREA (ALFOS)



| | | |
|-----|-------------|------|
| NO. | DESCRIPTION | DATE |
| | | |
| | | |



GAZETTE NOTICE NO. 761

THE TRUST LAND ACT

(Cap. 288)

SETTING APART OF LAND

NOTICE is given that the land described in the schedule hereto has been duly set apart in accordance with provisions of Part IV of the Trust Land Act, for the purpose specified in the said schedule.

SCHEDULE

Place.—MARUNGU/MKAMWASI - MWANDA, WUNDANYI

Purpose.—CHILDREN'S ORPHANAGE

Area.—404.71 hectares approximately.

Description of Land:

This land is situated approximately 28Km metre/kilometer to the NW of Wundanyi Township. The boundaries are demarcated on the ground and are described as follows:

Starting from point P1, which is an IPC from which SH 1084 and SH1186 are 2200m and 1650m metre distant on bearing 276°00'00" and 160°30'00", respectively, thence for a distance of 200.39 m on a bearing of 115° 24' 51" to point P2 which is an IPC; thence for a distance of 186.94m on a bearing of 116° 42' 08" is point P3 - 1 PC; thence for a distance of 200.81m on a bearing of 107° 59' 02" to point P4 - 1 PC; thence for a distance of 319.04m on a bearing of 90° 53' 53" to point P5 - 1 PC; thence for a distance of 337.32m on a bearing of 78° 53' 24" to point P7 - 1 PC; thence for a distance of 279.04m on a bearing of 55°30'45" to point P8 - 1 PC; thence for a distance of 1499.10m on a bearing of 97° 07' 30" to point P9 - 1 PC; thence for a distance of 882.57m on a bearing of 63° 31' 32" to point P10 - 1 PC; thence for a distance of 556.36m on a bearing of 243° 39' 15" to point P11 - 1 PC; thence for a distance of 1186.14m on a bearing of 309° 58' 21" to point P12 - 1 PC; thence for a distance of 1539.61m on a bearing of 274° 25' 59" to point P14 - 1 PC; thence for a distance of 453.08m on a bearing of 170° 36' 00" to point P16 - 1 PC; thence for a distance of 138.96m on a bearing of 214°08'51" to point P17 - 1 PC; thence for a distance of 97.12m on a bearing of 286°45'21" to point P18 - 1 PC; thence for a distance of 231.08m on a bearing of 240° 26' 23" to point P19 - 1 PC; thence for a distance of 274.00m on a bearing of 270° 12' 33" to point P20 - 1 PC; thence for a distance of 279.32m on a bearing of 240° 19' 45" to point P21 - 1 PC; thence for a distance of 170.31m on a bearing of 204°05' 15" to point P22 - 1 PC; thence for a distance of 339.56m on a bearing of 209° 30' 11" to point P23 - 1 PC; thence for a distance of 261.20m on a bearing of 217° 13' 15" back to point P1.

All bearings given above are magnetic.

A plan of the area may be inspected at the office of the District Commissioner

Dated the 24th December, 2010.

Z. A. MABEA,
Commissioner of Lands.

GAZETTE NOTICE NO. 762

THE REGISTRATION OF TITLES ACT

(Cap. 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Somak Travel Limited, a limited liability company incorporated in Kenya, having its registered office at Nairobi, of P.O. Box 48495, Nairobi in the Republic of Kenya, is the registered proprietor lessee of that piece of land known as L.R. No. 3734/482, situate in the Nairobi Municipality (West) in the Nairobi Extra Provincial District, by virtue of a certificate of title, registered as L.R. 13966/1, and whereas sufficient evidence has been adduced to show that the said certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011

GAZETTE NOTICE NO. 763

THE REGISTRATION OF TITLES ACT

(Cap. 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Kanwal Iqbal Sighn Dhiman, of P.O. Box 27797-00506, Nairobi in the Republic of Kenya, is the registered proprietor lessee of that piece of land known as L.R. No. 209/3779, situate in the Nairobi Municipality in the Nairobi Extra Provincial District, by virtue of a certificate of title registered as L.R. 9569, and whereas sufficient evidence has been adduced to show that the said certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011.

C. N. KITUYI,
Registrar of Titles, Nairobi.

GAZETTE NOTICE NO. 764

THE REGISTRATION OF TITLES ACT

(Cap. 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS James Matho Fondo, of P.O. Box 12276, Mombasa in the Republic of Kenya, is registered as proprietor of that piece of land containing 0.0443 hectare or thereabouts, known as No. MN/14324, within Mombasa Municipality in Mombasa District, held by a certificate of title registered as No. C.R. 41916/1, and whereas sufficient evidence has been adduced to show that the said certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011.

R. M. INGONGA,
Registrar of Titles, Mombasa.

GAZETTE NOTICE NO. 765

THE REGISTRATION OF TITLES ACT

(Cap. 281, section 71)

ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Yusufali Nazerali Panju, of P.O. Box 2107, Mombasa in the Republic of Kenya, is registered as proprietor of that piece of land containing 257.0 acres or thereabout, known as No. Portion No. 287, Mamburi, within Kilifi in Kilifi District, held by a certificate of title registered as No. C.R. 7377/1, and whereas sufficient evidence has been adduced to show that the said certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 28th January, 2011.

J. E. KEBASO,
Registrar of Titles, Mombasa.

GAZETTE NOTICE NO. 766

THE REGISTERED LAND ACT

(Cap. 300, section 35)

ISSUE OF A NEW CERTIFICATE OF LEASE

WHEREAS (1) Thomas Njoroge Mburu and (2) Betty Wainimu Mburu, both of P.O. Box 20410, Nairobi in the Republic of Kenya, are registered as proprietors in absolute ownership interest of that piece of land containing 0.0133 hectare or thereabouts, situate in the city of Nairobi, registered under title No. Nairobi/Block 32/1201, and whereas sufficient evidence has been adduced to show that the certificate of lease issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new certificate of lease provided that no objection has been received within that period.

Dated the 28th January, 2011.

OFFICE OF THE DEPUTY PRIME MINISTER
AND
MINISTRY OF LOCAL GOVERNMENT

Telegrams: "AUTHORITY"
Telephone: Nairobi 217475
Fax: 217869
E-mail: molg@nbnet.co.ke
When replying please quote

Ref. No. 1142-95/III/(28)
and date



JOGOO HOUSE "A"
TAIFA ROAD
P.O. Box 30004-00100
NAIROBI

23rd March 2009, 20.....

The Commissioner of Lands
Lands Department
P O Box 30089
NAIROBI

RE: ALLOCATION OF LAND
COUNTY COUNCIL OF TAITA TAVETA

The Hon. Deputy Prime Minister and Minister for Local Government has given approval for a allocation of 1000 acres at MWARUNGU/MKAMWASI to Holy Rosary Catholic Church Mwanda Taita for the construction of an orphanage.

The County Council gave approval through Town Planning Committee on 27th March 2008 under Min. No.20 of 2007 and adopted by Full Council meeting of 24th April, 2008 under Min. 37/2008(g).

Please process the necessary documents.

P. N. Muriithia
P. N. Muriithia
For: Permanent Secretary

c.c. County Clerk
County Council of Taita Taveta
P O Box 1066
WUNDANYI

✓ (3)

COUNTY COUNCIL OF TAITA TAVETA

Telegrams "Council" Wundanyi
Telephone: Wundanyi 42003 / 42027



Council Offices
P.O. Box 1066
Wundanyi.

LND.5/VII/5

4th June, 2008

The Permanent Secretary
Ministry of Local Government
P. O. Box 30004
NAIROBI

Through

Provincial Local Government Officer
Coast Province
P. O. Box 87729
MOMBASA

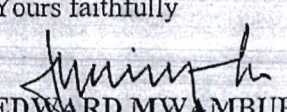
Dear Sir

**RE: RESOLUTION NO. 11/2008
REQUEST FOR 1000 ACRES OF LAND FOR
ORPHANAGE BY HOLY CATHOLIC CHURCH, MWANDA**

The Council at their meeting held on 24.4.2008 adopted a recommendation of the Town Planning Committee that the request of the Holy Rosary Catholic Church for 1000 acres be approved. This is therefore to seek approval of the Minister for Local Government to allocate the said land for the purpose of an orphanage.

I enclose extracts of the relevant minutes for your necessary action.

Yours faithfully


EDWARD MWAMBURI
COUNTY CLERK

c.c

The Permanent Secretary
Ministry of Local Government
P. O. Box 30004
NAIROBI – (Advance copy)

The Parish Priest
Holy Rosary Catholic Church
P. O. Box 97
MGANGE

COUNTY COUNCIL OF TAITA TAVETA

Telegrams "Council" Wundanyi
Telephone: Wundanyi 42003 / 42027



Council Offices
P.O. Box 1066
Wundanyi.

LND.5/VII/6

26th May, 2008

The Parish Priest
Holy Rosary Catholic Church
P. O. Box 97
MGANGE

Dear Sir

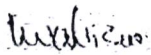
RE: REQUEST FOR LAND FOR AN ORPHANAGE HOME

This is in reference to your letter dated 14th March, 2008 requesting for a 1000 acre plot at Marungu/Mka Mwasi area in Mwanda location for an orphanage home.

I am pleased to inform you that at its Town Planning Committee Meeting held on 27.3.2008, the council recommended the allocation subject to consent of the area residents. Subsequently, the area residents gave their consent during the Chairman's baraza held on 17.4.2008.

Whereas the council approved the allocation during the Full Council Meeting held on 24.4.2008, a final approval is yet to be sought from the Ministry as required. A letter to the effect has been done to the Permanent Secretary accordingly.

Yours faithfully


J. M. MWAVISWA
FOR: COUNTY CLERK

COMMUNITY COUNCIL OF THE CITY OF NEW YORK

MEMORANDUM FOR THE COMMUNITY COUNCIL OF THE CITY OF NEW YORK

DATE: [illegible]

TO: [illegible]

FROM: [illegible]

SUBJECT: [illegible]

RE: [illegible]

1. [illegible]

2. [illegible]

3. [illegible]

4. [illegible]

5. [illegible]

6. [illegible]

7. [illegible]

8. [illegible]

9. [illegible]

10. [illegible]

11. [illegible]

12. [illegible]

13. [illegible]

14. [illegible]

15. [illegible]

16. [illegible]

Annex III: Petitioners Submissions

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS WITHIN MWANDA MGHANGE WARD, TAITA TAVETA COUNTY ON THREATENED EVICTION FROM THEIR ANCESTRAL LAND BY HOLY ROSARY CATHOLIC PARISH, MWANDA



THE HONOURABLE SPEAKER
PARLIAMENT OF KENYA, SENATE

(1) DC MA
Kindly deal.
Eg

IN THE MATTER OF THE CONSTITUTION OF KENYA ARTICLES 110, 37 AND 119 OF THE CONSTITUTION OF KENYA 2010

14/07/23

PETITION BY MARUNGU RESIDENTS WITHIN MGHANGE

THE SENATE
REPUBLIC OF KENYA
MWANDA WARD, TAITA TAVETA COUNTY

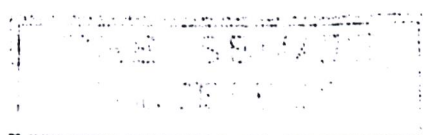
19 JUL 2023

(2) DLPS
PLEASE PROCESS
19/7/23

DIRECTOR LEGISLATION AND
PROCEDURE: SS

May I please you Mr. Speaker Sir, your humble petitioners from Marungu, Mwanda/Mgange ward within Taita Taveta County hereby petition the Senate of the republic of Kenya as follows:

1. THAT, the petitioners are residents of Marungu within Mwanda/Mgange ward in Taita Taveta County.
2. THAT the said petitioners have been residents of the said area of Marungu for more than four decades and have been residing and farming in the said area for the stated period.
3. THAT your humble petitioners have even buried their loved ones within the area for as long as they have been living there and doing subsistence farming.



Handwritten signature or initials.

**PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
WITHIN MWANDA MGHANGE WARD, TAITA TAVETA COUNTY ON
THREATENED EVICTION FROM THEIR ANCESTRAL LAND BY HOLY
ROSARY CATHOLIC PARISH, MWANDA**

4. THAT the petitioners are particularly irked by a manoeuvre by the Catholic Mission towards forceful, unprocedural and unaccountable acquisition of their land.
5. THAT sometime in the year 2007 the Holy Rosary catholic church approached the elders of Marungu area and requested to be allocated land for purposes of putting up and running a mission which was to start an orphanage and a church.
6. THAT the elders at that time saw it wise to donate a maximum of 75 acres for the catholic mission and a date to identify the ideal site for the same was set.
7. THAT on the site identification day the elders were accompanied by the area chief and sub- chief where the area chief directed that 1000 acres should be identified for the mission and not 75 acres.
8. THAT this did not auger well with the elders present and the site identification exercise was not concluded as the meeting/gathering ended unceremoniously and persons present scattered in different ways.
9. THAT since the year 2007 there has not been a meeting of the elders and the authorities to identify the 1000 acres for the mission nor the initial 75 acres which was to be identified, save that in the year 2009 the area chief together with church officials brought in a surveyor to demarcate and excise 1000 acres for the church who equally declined to do the demarcation since it was evident that the land was already settled on by Marungu residents.

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
WITHIN MWANDA MGHANGE WARD, TAITA TAVETA COUNTY ON
THREATENED EVICTION FROM THEIR ANCESTRAL LAND BY HOLY
ROSARY CATHOLIC PARISH, MWANDA

10. THAT the proposed demarcation never took place and there has not been an engagement of the residents since the first meeting of site identification which was not concluded.
11. THAT sometime afterwards there was a water pan project within Marungu area where residents of Marungu as well as non-residents were asked to come with their identity cards for them to be hired as casual workers which copies of National Identity Cards could have been used to sanitize the demarcation of the 1000 acres as if the same was sanctioned by Residents of Marungu.
12. THAT some of the residents and non-residents whose National Identity Cards were used were gifted 10 iron sheets each in a bid to blindfold them.
13. THAT the mission has since constructed a church in the area falling within the 1000 acres of land in the year 2019.
14. THAT in the year 2021 the Mission sunk a borehole in the area.
15. THAT the National Government Ministry of lands has since set up an adjudication scheme covering Marungu area named "Ngoloki Adjudication Scheme" in May 2023.
16. THAT the on-going adjudication of the area has since omitted to adjudicate approximately 1000 acres in the area for the reason that the land is allegedly already adjudicated and titled in favour of the catholic mission.
17. THAT this is a very big omission and injustice if indeed the land was adjudicated without the knowledge of the residents considering that

**PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS,
WITHIN MWANDA MGHANGE WARD, TAITA TAVETA COUNTY ON
THREATENED EVICTION FROM THEIR ANCESTRAL LAND BY HOLY
ROSARY CATHOLIC PARISH, MWANDA**

we already had residents residing within the 1000 acres which are alleged to have already been adjudicated and titled.

18. THAT the people of Marungu are now facing eviction from their ancestral land courtesy of unscrupulous dealings between the church and some land officials as well as current and former (provincial) administration officers.

19. THAT the petitioners herein have tried to have the matter resolved by the National Land Commission in the year 2021 to which no response has been made thus far.

20. THAT the matter and issues under petition herein are not before any Court of Law nor any constitutional or legal body.

Reasons whereof

21. THE PETITIONERS pray that the SENATE looks into and investigates the issues raised in the petition towards taking the following action;

- a) uses its constitutional powers to demand for explanations from relevant officers and authorities.
 - b) demands a correction of the injustice that is already underway and likely to culminate in a security and humanitarian crisis.
 - c) Demands that the 1000 acres be adjudicated in favour of residents already residing in the said parcel of land as they are the rightful land owners.
-

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
 WITHIN MWANDA MANGE WARD, TAITA TAVETA COUNTY ON
 THREATENED EVICTION FROM THEIR UNCESTRAL LAND BY
 MGHANGE CATHOLIC PARISH

Signed By The Petitioners On This 8th Day Of June 2023

| NO | NAME (S) | I.D. NUMBER | PHONE/MOBILE NUMBER | SIGNATURE |
|-----|--------------------|----------------|------------------------|-----------------|
| 1. | Robin Kalama | 22936821 | 0792362693 | <i>Robin</i> |
| 2. | Justine Mjamba | 27582444 | 0712544960 | <i>Justine</i> |
| 3. | Albert Mughanga | 37347251 | 0796844740 | <i>Albert</i> |
| 4. | Doncia Mwachacha | 13710615 | 0719128483 | <i>Doncia</i> |
| 5. | Lucia Wazame | 16052934 | 0728770757 | <i>Lucia</i> |
| 6. | Ernest Tolle | 25495503 | 0702137800 | <i>Ernest</i> |
| 7. | Josphine Mwachacha | 14654940 | 0726279719 | <i>Josphine</i> |
| 8. | THOMAS MASHAUA | 29163986 | 0719883669 | <i>Thomas</i> |
| 9. | Albert Kililo | 2255270 | 0707662938 | <i>KILILO</i> |
| 10. | Charles Mughanga | 13822108 | 0759727419 | <i>Charles</i> |
| 11. | Simon Mwindi | 10235791 | 0727541013 | <i>Simon</i> |
| 12. | Albert Mwasaru | 14512909 | 0700290442 | <i>Albert</i> |
| 13. | Francis Mnyika | 32487175 | 0713004243 | <i>Francis</i> |
| 14. | Paul Mwanika | 23064123 | 0759783937 | <i>Paul</i> |

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
 WITHIN MWANDA MANGE WARD, TAITA TAVETA COUNTY ON
 THREATENED EVICTION FROM THEIR UNCESTRAL LAND BY
 MGHANGE CATHOLIC PARISH

| | | | | |
|-----|--------------------|----------|--------------------------|------------------|
| 15. | Dixon Ngati | 28708323 | 0702870138 | <i>DNgati</i> |
| 16. | Christopher Mlungu | 30072751 | 0703948850 | <i>CM</i> |
| 17. | Margret Makumbo | 32926343 | 0717584022 | <i>SM</i> |
| 18. | Christiana Kauruda | 25338635 | 0700290442 | <i>CK</i> |
| 19. | Florentinah Zighe | 31010045 | 0710927114 | <i>FZ</i> |
| 20. | George Fumba | 29889337 | 0701255042 | <i>GF</i> |
| 21. | Aunelia Mghoi | 33393716 | 0704735509 | <i>AM</i> |
| 22. | Crispus kisaka | 10755210 | 0110356745 | <i>CK</i> |
| 23. | Oscar Nyambu | 25535954 | 070077230 | <i>ON</i> |
| 24. | Gilbert kisaka | 32364938 | 0796614452 | <i>gilbert</i> |
| 25. | Pantaleo Mwakara | 13683537 | 0149626834 | <i>Mwakara</i> |
| 26. | Clemence Marua | 30208682 | 0715815407 | <i>Clemence</i> |
| 27. | Granton Garigha | 39298676 | 0769307599 0703978975 | <i>GG</i> |
| 28. | Francis Suma | 37275333 | 0768272667 | <i>FS</i> |
| 29. | Joseph Mwanyonyi | 9780420 | 0728953623 | <i>Mwanyonyi</i> |
| 30. | Johari Mwangati | 29408981 | 0738706731 | <i>JM</i> |
| 31. | Clement Mwarudwa | 35038267 | 0758690986 | <i>CM</i> |

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
 WITHIN MWANDA MANGE WARD, TAITA TAVETA COUNTY ON
 THREATENED EVICTION FROM THEIR UNCESTRAL LAND BY
 MGHANGE CATHOLIC PARISH

| | | | | |
|-----|-------------------|-----------|------------------------|----------------------|
| 32. | Felix Mghanga | 40451945 | 0719128483 | Felix |
| 33. | Stephen Mwakisha | 41941941 | 0725096937 | Mwakisha |
| 34. | Jeremiah Toli | 34039343 | 0708448390 | Jeremiah |
| 35. | Josphine Mwendu | 5472293 | 0707662938 | MO |
| 36. | Vesencilas Mshote | 21556003 | 0757787563 | Mshote |
| 37. | Benvinson Mtamu | 22253470 | 0714402447 | Benvinson |
| 38. | Antonina Mshai | 13269629 | 0110356745 | Antonina |
| 39. | Getrude Kijjala | 29707235 | 0703978975 29707235 | Wanjala |
| 40. | Kelvin Mwakio | 374248940 | 0798158817 | Kelvin |
| 41. | Patrick Mghanga | 35020662 | 071449215 | Patrick |
| 42. | Linda Mdawa | 33854419 | 0743739865 | Linda |
| 43. | Costance Nyambura | 10755111 | 0708467396 | C.N |
| 44. | Charis Klandee | 39369368 | 0110356745 | Charis |
| 45. | Stephen Kalama | 34255329 | 0728747689 | Stephen |
| 46. | Nicolas Mmwanda | 8573687 | 0741127966 | Nicolas |
| 47. | Octavien Mwacharo | 36472675 | 0740164051 | Octavien |
| 48. | Sephia Chao | 40197256 | 0796844710 | Sephia |

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
 WITHIN MWANDA MANGE WARD, TAITA TAVETA COUNTY ON
 THREATENED EVICTION FROM THEIR UNCESTRAL LAND BY
 MGHANGE CATHOLIC PARISH

| | | | | |
|-----|------------------|----------|-------------|--------------------|
| 49. | Valencia Mkiwa | 5409951 | 0717337490 | VALENCIA |
| 50. | Raphael Mwasaru | 2653737 | 0704757940 | Raphael |
| 51. | Richard Mwarira | 8747691 | 0726279719 | Richard |
| 52. | James Mwandime | 05402305 | 0713180760 | James |
| 53. | Daniel Kimbio | 23888738 | 0731507805 | Daniel |
| 54. | Dominic Mwanjasi | 26389361 | 0794365965 | Dominic |
| 55. | Felix Mwarisha | 29707122 | 0792088972 | Felix |
| 56. | Joseph Mwarisha | 22482533 | 07121453148 | Joseph M. Mwarisha |
| 57. | Nicolus Mangola | 32508180 | 0768736204 | M |
| 58. | Martin Kuligha | 13822104 | 0708408692 | Martin |
| 59. | Beatrice Mghoi | 23255852 | 0705539781 | Beatrice |
| 60. | Nicodemus Mshate | 9318080 | 0722596264 | Nicodemus |
| 61. | Charlse Mjomba | 26756189 | 0703413642 | Charlse |
| 62. | Joseph Mwaqoti | 23661675 | 0716616373 | Joseph |
| 63. | Timothy Mwakera | 37215827 | 0791513151 | Timothy |
| 64. | Josphat Wachenje | | 0723306101 | Josphat |
| 65. | Susan Mchana | 25495877 | 0726480316 | Susan |

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
 WITHIN MWANDA MANGE WARD, TAITA TAVETA COUNTY ON
 THREATENED EVICTION FROM THEIR UNCESTRAL LAND BY
 MGHANGÉ CATHOLIC PARISH

| | | | | |
|-----|-------------------|----------|-------------|----------|
| 66. | Gabriel Mwangombi | 23841272 | 0719489362 | |
| 67. | Cosmas Malusha | 10235582 | 07004290442 | |
| 68. | Benson Mghanga | 26295158 | 0718939008 | |
| 69. | Ronald Mwarasi | 27630521 | 0758228786 | Ronald |
| 70. | Johnson Mwangondi | 25336786 | 0729258001 | |
| 71. | Charlse Mghenyi | 30177434 | 0719791040 | |
| 72. | Raphael Mwangulo | 37630626 | 0708368479 | RM. |
| 73. | Bernard Mwangika | 28193757 | 0720816083 | |
| 74. | Gabitia Mghanga | 13260180 | 0112385536 | |
| 75. | Erastus Mkala | 13881992 | 0722662592 | |
| 76. | Michael Masongo | 36378003 | 0720816083 | |
| 77. | Columan Mshamba | 13823633 | 0715680875 | |
| 78. | Hudanya Wona | 5320526 | 0792362693 | Hudanya |
| 79. | Josphat Masaka | 23137285 | 0725305101 | |
| 80. | Roman Mwakamba | 0154909 | 0729071745 | |
| 81. | Emmanuel Mwachumi | 22504836 | 0721255175 | Mwachumi |
| 82. | Martha Wali | 1312950 | 0722384833 | Martha |

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
 WITHIN MWANDA MANGE WARD, TAITA TAVETA COUNTY ON
 THREATENED EVICTION FROM THEIR UNCESTRAL LAND BY
 MGHANGE CATHOLIC PARISH

| | | | | |
|-----|----------------------|----------------------------|------------|-------------------|
| 83. | David sigfid | 20330320 | 0721817587 | Sigfid |
| 84. | Joseph Nyange | 22733579 072 | 0721751180 | Joseph |
| 85. | Simon Mwachofi | 21678170 | 0741754084 | Simon |
| 86. | Mary Kiangira | 23262408 | 0715161326 | Kiangira |
| 87. | Joseph Mughanga | 29625228 | 0704881874 | Joseph |
| 88. | Elijah Mghanga | 1135572 | 0720816083 | Elijah |
| 89. | Timothy Wachenje | 10759863 | 0740619331 | Timothy |
| 90. | Mary Kialagwa | 2936777 | 0740619331 | no |
| 91. | Shake. Mzae | 31333176 | 0716841919 | Shake |
| 92. | Ferdinand Mureri | 38552292 | 0745871580 | Mureri |
| 93. | Lady Wali | 10754108 | 0722596264 | Lady |
| 94. | Ernest Mwarisha | 28185257 | 0748195595 | Ernest |
| 95. | Clementina Mwangira | 2310464 | 0720214499 | Clementina |
| 96. | Remy Mwasigwa | 23157806 | 0710801873 | Remy |
| 97. | Andrea Mchana | 05186943 | 0728770757 | Andrea |
| 98. | Paul Kiazome | 23639506 | 0723893888 | Kiazome |
| 99. | Christopher Mwanjola | 26052903 | 0707773997 | Mwanjola |

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
 WITHIN MWANDA MANGE WARD, TAITA TAVETA COUNTY ON
 THREATENED EVICTION FROM THEIR UNCESTRAL LAND BY
 MGHANGE CATHOLIC PARISH

| | | | | |
|------|-----------------------|----------|------------|--------------------|
| 100. | Purudence Mchana | 35712843 | 0701376714 | Wanura |
| 101. | Elvis Mwandigha | 88371125 | 0798211926 | ELVIS |
| 102. | Lilian Kandoe | 34429999 | 0790998402 | mw |
| 103. | Agnes Marura | 21791238 | 0728599160 | Marura |
| 104. | Ibrahim Mwaigho | 82364582 | 0792256848 | ib |
| 105. | Martha Mramburi | 20167629 | 0706544208 | Martha |
| 106. | Peter Mwangi | 35602255 | 0792362693 | PM |
| 107. | Gibson Muiwi | 25895989 | 0712088988 | GM |
| 108. | Danson Mwasaru | 28381616 | 0713590329 | Danson |
| 109. | Joseph Mwangoti | 23661675 | 0716616373 | Mwangoti |
| 110. | Samuel Mwasaru | 23637398 | 0703268940 | MW |
| 111. | Raphael Nyange | 13683537 | 0722560314 | RN |
| 112. | Allen Maghanga | 37375683 | 0768727878 | AM |
| 113. | Shali Kombo | 20846125 | 0720799600 | SK |
| 114. | Dnesmus Mbashu | 22950240 | 0722331967 | Dnesmus |
| 115. | Rophus Mtira | 25063022 | 0719444445 | Rophus |
| 116. | Catharine Mwandamburi | 16048664 | 0701534419 | Catharine |

PETITION TO THE SENATE OF KENYA BY MARUNGU RESIDENTS
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| | | | | |
|------|-----------------|----------|------------|-----------------|
| 117. | Daniel Maghanga | 5398339 | 0737456369 | Amos |
| 118. | Fina Majjala | 9318700 | 0706622886 | Ver |
| 119. | Aggapius Nyambu | 8464763 | 0796268675 | Amos |
| 120. | Josam Mwabusa | 12548303 | 0715809069 | Josam |
| 121. | AKhad Maghanga | 22603774 | 0726419805 | Amos |
| 122. | | | | |
| 123. | | | | |
| 124. | | | | |
| 125. | | | | |
| 126. | | | | |
| 127. | | | | |
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| 132. | | | | |
| 133. | | | | |

Ministry of Land Inheritance 2016

DIRECTOR GENERAL

21 SEP 2021

REPORTING A HISTORICAL LAND INJUSTICE CLAIM

REF No.

DATE

Personal Details of Claimants:

ROBIN K. MGHINDI

Box 20, MGANJE

22956821

13/9/2021

THE MARUNGU Catholic mission project invaded our land the community agreed to give 75 acres but the project grabbed upto 1000 acres.

- 1. AMON MUMBO ID: 252567
- ② 0713004245 FRANCIS M. MWALIKHA ID: 324
- ③ VENCISLUS MSHOTE ID: 21556003 - DT02898

2009

Forced eviction from our Land.

21 SEP 2021

Department of Agriculture

The community wrote several letters

ROBIN MCHHO

0728599160

BOX 20, MGANGE

NGOLOKI SCHEME - MARUNGU VILLAGE

1000 acres

Taita-Taveta

WUNDANYI

MWANDA

KISHAMBA

MARUNGU



FORM NLC/HI.1/03

The Historical Land Injustices Rules, 2016

ADMISSIBILITY CHECKLIST FORM

This form shall be used to assess all Historical land injustices claims

| NO | ADMISSIBILITY CRITERIA | YES | NO | REMARKS |
|----|---|-------------------------------------|--------------------------|---------|
| | Did the historical land injustice occur between 15 th June 1895 and 27 th August 2010? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| | Was violation of right in land based on: | | | |
| | (a) law | | | |
| | (b) Custom | | | |
| | (c) Acquisition of title | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| | (d) Historical land use | | | |
| | (e) Colonial occupation | | | |
| | (f) Independence struggle | | | |
| | (g) Treaty or agreement | | | |
| | (h) Development induced | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| | (i) Inequitable land adjudication | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| | (j) Inequity motivated or conflict based eviction | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| | (k) Corruption or other form of illegality | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| | (l) Natural disaster | | | |
| | (m) Any other causes covered by the rules including: <ul style="list-style-type: none"> • Illegal acquisitions • Multiple allocations • Exclusion of source of livelihoods | | | |

13/9/2021

The Catholic project to release
our land from their claim

MARUNGA CATHOLIC CHURCH
COMMUNITY VILLAGES
NACLOKI SCHEME

3/10/2021



FORM SLIC /HLI/03

The Historical Land Injustices Rules, 2016

| | | | |
|---|--|-------------------------------------|--|
| | Does the claim contradict the law that was in force at the time when the injustice began? If yes, explain | | |
| | There was no public Participation | <input checked="" type="checkbox"/> | |
| | Was the claimant an occupier or proprietor of land on which the claim is based? | <input checked="" type="checkbox"/> | |
| 6 | Does action or omission on the part of claimant amount to surrender or renouncement to the right on land? | <input checked="" type="checkbox"/> | |
| | Is the claim brought within a period of five years from the | <input checked="" type="checkbox"/> | |
| | Has the historical land injustice not been sufficiently resolved. If yes, indicate previous attempts at resolution | <input checked="" type="checkbox"/> | |

1 based eviction
11/12

M
MKAWASI/ MARUNGU COMMUNITY,
P.O BOX 68,
MWANDA.
16-10-2021.

KWA;
REGISTRAR,
MINISTRY OF LANDS,
TAITA TAVETA COUNTY,
P.O BOX WUNDANYI



Dear Sir/Madam,

KUH: KUFURUSHWA KUTOKA KWA MASHAMBA YETU .

Tunakuomba bwana register kusimamisha kufurushwa kutoka kwa mashamba yetu na Tsavo orphans Children home ilioko Mkamwasi community Taita, Mwanda Mghange ward Kishamba sub-location ambayo wanadal walipata mwaka wa 2007. Tunakuomba kwa haraka iwezekanavyo kulingana na ule uamuzi wa koti uliotolewa kwa ofisi ya Chifu kata ya Mwanda tarehe 11-10-2021. Tumepewa siku thelathini (30 days) tuwe tumeondoka.

Wako;

MWANDISHI
ROBIN KALAMA 
ID NO: 22956821
TEL NO. 0728599160

CHAIRMAN
SAMWEL MWASARU 
ID NO. 23637398
TEL NO.0703268940

Nakala kwa;

- ✓ Deputy County Commissioner
- ✓ ~~County~~ Land commissioner
- ✓ Minister of Lands Taita Taveta County