



Paper laid by  
Hon. Musyimi  
on 11/12/2013

KENYA NATIONAL ASSEMBLY



TENTH PARLIAMENT

FOURTH SESSION (2012)

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THE DEPARTMENTAL COMMITTEE ON LANDS AND NATURAL  
RESOURCES

REPORT

ON THE

INSPECTION OF ONTULILI AND LOWER IMENTI FORESTS, CROCODILE  
MENACE IN EMBU COUNTY, OWNERSHIP OF NATIONAL IRRIGATION  
BOARD, MUCIA WA URATA LAND IN KIRINYAGA COUNTY AND MWEA  
TRUST LAND IN MBEERE SOUTH DISTRICT, EMBU COUNTY

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Clerk's Chambers  
Parliament Buildings  
NAIROBI

January 2013



## PREFACE

Mr. Speaker Sir,

1. The Departmental Committee on Lands and Natural Resources was established pursuant to provisions of Standing Order. 198 (1) and (2). The Committee is mandated, amongst other things to: -
  - a) Investigate, inquire into, and report on all matters related to the mandate , management, activities , administration, operations and estimates of the assigned Ministries and departments;
  - b) To study the programme and policy objectives of the Ministries and departments and the effectiveness of the implementation;
  - c) To study and review all legislations referred to it;
  - d) To study, assess and analyse the relative success of the Ministries and departments as measured by the results obtained as compared with their stated objectives;
  - e) To investigate and inquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House or a Minister; and
  - f) To make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.
  
2. The Committee is mandated to consider:-
  - a) Lands and settlement;
  - b) Forestry, water resource management and development;
  - c) irrigation;
  - d) Environment;
  - e) Wildlife, and
  - f) Mining and Natural Resources.

## OVERSIGHT

3. In executing its mandate, The Committee oversees the following Government Ministries; namely: -
  - a. Ministry of Water and Irrigation;
  - b. Ministry of Environment and Minerals Resources;
  - c. Ministry of Lands; and
  - b) Ministry of Forestry and Wildlife.

## COMMITTEE COMPOSITION

4. The Committee was constituted on Thursday June 17, 2009 and it comprises of the following Members: -
- (i) Hon. Mutava Musyimi, MP - Chairperson
  - (ii) Hon. Peris C. Simam, MP - Vice Chair person
  - (iii) Hon. Bennedict Fondo Gunda, MP
  - (iv) Hon. Peter Gitau, M.P
  - (v) Hon. Kiema Kilonzo, M. P
  - (vi) Hon. Justus M. Kizito, M. P.
  - (vii) Hon. Benjamin J. Washiali, M.P
  - (viii) Hon. Silas M. Ruteere, MP
  - (ix) Hon. (Dr.) Erastus Mureithi, MBS, HSC, M.P.
  - (x) Hon. Omar M. Zonga, MP
  - (xi) Hon. Mohammed Affey, MP

## COMMITTEE RESOLUTIONS

5. During its sitting on Tuesday, October 9, 2012, the Committee resolved to:-
- (i) Undertake a an inspection on october 29 – November 2, 2012;
  - (ii) The inspection to include:-
    - a.) Inspection of Ontulili and Lower Imenti Forest in Meru County on 29<sup>th</sup> October 2012;
    - b.) Visit to the disputed land that was earmarked for Slaughter House at Thimangiri in Meru Town and hold a meeting with Area civil leaders on 30 october 2012;
    - c.) Inspection of Ngigeri and the Crocodile menace and adjudication process in Mwea Trust Land in Mbeere South district, Embu County on October 31, 2012;
    - d.) Inspection of the National Irrigation Board and Mucia wa Urata Land in Mwea, Kirinyaga County and hold a public hearing in Karaba on November 1, 2012.

## TERMS OF REFERENCE

6. Ontulili and Lower Imenti Forests are part of the larger forests around Mount Kenya which has been endangered by human and wildlife destruction.
7. Thimangiri parcel of land belonging to Meru Municipal Council has been trespassed on and illegally subdivided to individuals through collusion and adulteration of documents by the Council officers and the Lands Officers at Meru Lands Registry office.

8. The Crocodiles and Hippopotamus menace leading to the loss of live and or maiming of people in the seven forks dams in Mbeere has been a critical matter.
9. In Mbeere South District, there lies Mbeere/Kirima 2244 which is a 7000 acres parcel of land in Ngigeri area which belonged to 17 Clans through a presidential decree the land was entrusted to Embu County Council as a trust land to be subdivided to the original owners – the 17 clans. The exercise of subdivision has been a bone of contention for long.
10. Mucia wa Urata land parcel number Mwea/Tebere/b/217 which belonged to Mucia wa Urata Youth Polytechnic in Kirinyaga County Council has been illegally allocated to traders.
11. The land belonging to National Irrigation Board in Mwea has been trespassed and or encroached on by individuals an seven have claimed ownership.
12. Mwea trust Land in Mbeere south District, Embu County on the issue of adjudication and issuance of title deeds.

### SUMMARY OF FINDINGS

13. The Committee found out the following:-

- a) In 1977 Mwea land was gazette as a Trustee Land under Embu County Council (*LN169/1970 Cap 284 Land Adjudication Rev. 1977*)
- b) There was another attempt to divide the land into 10 acre plots in 1979 under Ministry of Agriculture (*basic land use rules, 1965 Cap 319*)
- c) There has been schemes by the previous leadership in the area to discriminate one community against others through statements in the media
- d) An allotment exercise was initiated in 1978 but never succeeded as it caused even more conflict among the inhabitants of the land
- e) People were forcefully displaced from their settled areas, their houses burnt, crops destroyed and lost other belongings.
- f) Makima Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 17<sup>th</sup> July, 1981.
- g) The adjudication section was finalized on 24<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284.
- h) The section covered an area of 7066.73 (Ha) with 2355 parcels. The adjudication register for Makima, was forwarded to the Chief Land Registrar on 16<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.

- i) To date, only 10 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- j) Riakanau Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 4<sup>th</sup> June, 1981.
- k) The adjudication section was finalized on 28<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284.
- l) The section covered an area of 3,028.19 (Ha) with 976 parcels. The adjudication register for Riakanua, was forwarded to the Chief Land Registrar on 16<sup>th</sup> September 2011 for preparation and issuance of the Title Deeds.
- m) To date, only 17 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- n) Karaba Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.
- o) The adjudication section was finalized on 22<sup>nd</sup> June, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284. The section covered an area of 4,540 (Ha) with 1,679 parcels.
- p) The adjudication register for Karaba was forwarded to the Chief Land Registrar on 26<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.
- q) To-date only 6 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- r) Wachoro Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.
- s) The adjudication section was finalized on 15<sup>th</sup> September, 2011 under the 26 A (1) of the Land Adjudication Act, Cap 284.
- t) The section covered an area of 6,619.0 (Ha) with 2,065 parcels.
- u) The adjudication register for Wachoro was forwarded to the Chief Land Registrar on 26<sup>th</sup> October, 2011 for preparation and issuance of Title Deeds.
- v) To-date only 66 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- w) There exists 54,000 acres of land not demarcated which could be useful in providing a solution to this problem
- x) Several Court cases are hindering the settlement process by the Ministry of lands.

## RECOMMENDATIONS

**14.ON ONTULILI AND LOWER IMENTI FOREST - The Committee recommends that:-**

- (i) The Ministry of forestry and wildlife to continue with the planting, afforestation and especially planting of indigenous trees and protecting wetlands and water catchments areas;
- (ii) The Committee appreciates the work of Ministry of Forestry & Wildlife on the steps taken to ensure that the forest are protected.

**15.ON THIMANGIRI, MERU COUNTY - The Committee recommends that:-**

- (i) The Ministry of Lands should revoke the illegal titles issued as a result of getting new green cards that ignored entries in the old green cards. This revocation means that the land reverts back to the Municipal council of Meru.
- (ii) The Municipal council of Meru should ensure the parcel of land is fenced and protected from all land grabbers;
- (iii) The Ministry of Lands should investigate land registry officials in Meru Town for generating two different green cards for the same parcel of land with different information and where the first green card issued was authentic and the second was not.

**16. ON MUCIA WA URATA - The Committee recommends that:-**

- (i) The status quo be maintained and Kirinyaga County Council stops any further erection of new structures until a permanent solution is in place.

**17. ON NGIGERI – The Committee recommends that:-**

- (i) Fresh investigations be commenced to ascertain the adjudication process had been done in accordance with the agreements between and within clans. These investigations should focus on the acreage allotted to each bonafide clan.

- (ii) Fresh investigation should be conducted to establish the authenticity of the mutation forms used to sub divide the land.
- (iii) That further investigation should be done to establish if any money was paid as compensation to the clans, the criterion used and the amounts paid.
- (iv) All public utility plots be reinstated as agreed by the clans;
- (v) Any transactions on the land be stopped until the investigations are concluded.

**18. ON CROCODILE MENACE – The Committee recommends that:-**

- (i) Provide water for human consumption near the dams;
- (ii) Enact the wildlife law as a matter of urgency;
- (iii) KWS to find way of reducing the Crocodile population in these dams, especially in kiambere;
- (iv) KWS Wardens to be prompt in helping victims during attacks.

**19. ON NATIONAL IRRIGATION BOARD LAND – The Committee recommends that:-**

- (i) The land belongs to National irrigation Board as depicted by documents availed, maps and the ministry of lands position to the committee. The maps show the whole land belonging to the NIB.

**20. ON MWEA TRUST LAND IN MBEERE SOUTH DISTRICT – The Committee recommends that:-**

- (i) The title deeds be issued as matter of urgency against parcels of land that have been adjudicated with no objections.
- (ii) A tribunal be established involving all interested parties to handle cases with objection.
- (iii) Adjudication on the 54,000 acres of land in Mwea Scheme should be done. Priority should be given to the landless.
- (iv) The community land law should be enacted.
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## **RECOMMENDATIONS**

### **13.ON ONTULILI AND LOWER IMENTI FOREST - The Committee appreciates:-**

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- (ii) The work of Ministry of Forestry & Wildlife on the steps taken to ensure that the forests are protected.

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- (ii) Enact the wildlife law as a matter of urgency;
- (iii) find way of reducing the Crocodile population in these dams, especially in kiambere;
- (iv) Warden be prompted into helping victims during attacks.

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- (iv) The community land law should be enacted.
- (v) All pending court cases be expedited.

## ACKNOWLEDGEMENTS

20. I take this opportunity to thank all the Members of the Committee for their patience, sacrifice, endurance and hard work during the long sitting hours under tight schedules which enabled us to complete the tasks;
21. Further, the Committee wishes to appreciate the support given by your office and the Office of the Clerk for facilitating its work and providing Human Resource as well as the Parliamentary Service Commission for the provision of funds for this noble work in the interest of the people of Kenya.
22. Finally, it is now my pleasant duty, on behalf of the Departmental Committee on Lands & Natural Resources to present and commend this report on the Inspection of Ontulili and Lower Imenti Forests, Thimangiri Slaughter House land, Crocodile Menace in Embu County, Mucia Wa Urata land, National Irrigation Board Land and Mwea Trust Land, to the Honourable House pursuant to the provisions of Standing Order No. 181.
23. On behalf of the Committee; I request the house to adopt the report.



SIGNED:.....

HON. MUTAVA MUSYIMI, M. P.  
CHAIRPERSON

DEPARTMENTAL COMMITTEE ON LANDS & NATURAL RESOURCES

DATE:.....WEDNESDAY, JANUARY 09, 2013.....

## BACKGROUND

24. Ontulili and Lower Imenti Forests are part of the larger forests around Mount Kenya which has been endangered by human and wildlife destruction. Thimangiri parcel of land belonging to Meru Municipal Council has been trespassed on and illegally subdivided to individuals through collusion and adulteration of documents by the Council officers and the Lands Officers at Meru Lands Registry office. The issue of Crocodiles and Hippopotamus killing people in around the seven forks dams in Mbeere has been in the limelight for quite a while including the media. Many lives have been lost in this area as a result of human wildlife conflict.
25. In Mbeere South District there lies Mbeere/Kirima 2244 which is a 7000 acres parcel of land in Gigeri area which belonged to 17 Clans. In 1965 the land was leased to an Asian Company called Meka Sisal Company for Sisal farming and processing at a rate of Ksh. 2.00 per acre per year. The Company collapsed around 1978 and through a presidential decree the land was entrusted to Embu County Council as a trust land to be subdivided to the original owners – the 17 clans. This exercise of subdivision was not fairly carried out.
26. Similarly, Mucia wa Urata land parcel number mwea/tebere/b/217 which belonged to Mucia wa Urata Youth Polytechnic in Kirinyaga County Council has been illegally allocated to traders.
27. The land belonging to National Irrigation Board in Mwea has been trespassed and encroached on by individuals.
28. Mwea Trust land in Mbeere south District, Embu County adjudication process needs to be concluded as it was occupied by four different communities namely: - Ambeere, Akamba, Agikuyu and Aembu(Ambeere).
29. It is against its background that the Committee decided to undertake a tour of the areas mentioned to investigate and make recommendations that may lead to possible solutions to the Communities around these areas. The Committee made the said tour between 29 October, 2012 and 2 November, 2012.

## **TOUR OF ONTULILI AND LOWER IMENTI FORESTS AND MEETING WITH KENYA FOREST SERVICE AND KENYA WILDLIFE SERVICE,**

30. The Committee toured and inspected Ontulili and Lower Imenti Forests on Monday, October, 2012 during which it held meetings with Kenya Forest Service and Kenya Wildlife Service and made the following findings, that:

- (i) Kenya Forest Service had permitted logging to licensed millers to collect revenue from fell trees and old ones to give room for growth of young ones. A letter for logging is usually approved by the Board and signed by the Director KFS.
- (ii) 6% of the forest land was earmarked for exotic trees while 94% for indigenous species
- (iii) Kenya Forest Service has engaged local communities in tree plantation, forest protection through community forest associations and encouraged them to do bee keeping, firewood collection as part of community activities and water and bio diversity conservation
- (iv) Rivers flowing from the forest are very and they get polluted as they flow through the farms
- (v) Illegal logging led to invasion of Lower Imenti Forest by the Lantana camara herb leading complete destruction of the forest which is now being reforested with the help of Greenbelt Movement.
- (vi) Charcoal burning is only allowed outside gazetted forest areas and is a 32 b shillings business per year since majority of the population uses it for fuel. The service has placed some levies on charcoal producers which go back to the maintain and plant more trees
- (vii) Shamba system is being encouraged to restores the Lower Imenti Forest where the Lantana Camara is cleared and locals given two years to farm on the land while planting indigenous trees. The Crops planted provide foliage for the newly grown trees and weeding helps clear out the Lantana cammara herb
- (viii) cutting of Cedar trees has reduced to almost zero
- (ix) Kenya Forest Service is taking up ownership of idle land and planting trees on it
- (x) Schools and other institutions within forests are charged some lease charges and Members of Parliament from the affected areas to meet to develop a policy to govern the same
- (xi) Human – wildlife conflict has been reduced
- (xii) More attention to be given to riparian land and people to be educated on the importance of the same

## SUBMISSIONS ON THIMANGIRI SLAUGHTER HOUSE LAND ISSUE

31. The Committee was informed that:-

**a.) District Commissioner Imenti North**

- (i) There was collusion within the County Council and Registrar of Lands office
- (ii) The District Lands Board was informed that caution on the said plot was removed and thus Committee gave consent

**b.) Deputy Mayor and other Councillors**

- (i) Land Registrar has consented in written there was a problem with two green cards
- (ii) The Buyers have negated the Registrar's consent and gone ahead to start operations on the land trespassing on it
- (iii) all records had disappeared from lands office at Meru and Nairobi
- (iv) Need to be more vigilant on land around Meru town
- (v) Former Town Clerk Mr. Mutwiri was acting in cahoot with buyers and was transferred with the efforts of the area Member of Parliament through the Minister for Local Government
- (vi) The land is 12 acres of which two acres have illegally changed hands. The land can be by the Council for recreational purposes or build the Governor's residence among other things

## SUBMISSIONS ON THE CROCODILE AND HIPPO MENACE AROUND DAMS IN EMBU

32. (a) The Committee was informed that:-

- (i) a number of people had been killed by Crocodiles and Hippos around the seven dams in Embu County
- (ii) lack of water for domestic use led to people going to dams to fetch the commodity leading to the encounter with the animals
- (iii) Crops are destroyed by the strayed animals
- (iv) Kenya wildlife service wardens are not prompt when called upon to deal with strayed animals
- (v) Low compensation made for any death as a result of human-wildlife conflict which need review upwards
- (vi) fence required around the dams covering the Riperian land to prevent Crocodiles and Hippos from getting into farms

**(b) Resolutions and Commitments by Kenya Wildlife Service**

- (i) Provide water for human consumption near the dams;
- (ii) Enact the wildlife law as a matter of urgency;
- (iii) KWS to find way of reducing the Crocodile population in these dams, especially in kiambere;
- (iv) KWS Wardens to be prompt in helping victims during attacks.

**SUBMISSIONS ON GIGERI LAND PARCEL NUMBER MBEERE/KIRIMA 2244**

**33. (a) The Committee was informed that:-**

- (i) The land is seven thousand acres and belonged to seventeen clans
- (ii) it was leased to Meka Sisal Company Limited for Sisal farming and processing in 1965
- (iii) Meka Sisal Company entered into to agreement to pay Kshs. 2.00 per acres per year to the land owners
- (iv) when sisal farming failed the agreed President gave a decree for the land to be returned to Embu County Council for subdivision to the 17 clans
- (v) Infighting within the 17 clans ensued at this point as some clans wanted more land than others leading to appeal cases being recorded with the DC on behalf of the minister
- (vi) Clans were awarded land with title deeds by the DC after hearing the appeals
- (vii) The awarded land already people settled on it for years
- (viii) Majority of the Clans were not contented with the decisions of the appeal to the Minister

**(b) Challenges**

- (i) Those who were staying on the land at the time of allotment are not ready to be moved elsewhere
- (ii) Money paid as rates for the lease agreement was given to one person belonging to one clan instead of each clan receiving its share through its Chairman
- (iii) Written submissions were written in the name of an individual instead of the name of the clan

- (iv) The decision of the appeal by the Minister did not consider the process through which land was leased to Meka Sisal Company Limited in 1981
- (v) Some people paid Kshs. 23,000 for parcels of land for which they have not received title deeds and /or land has been allocated to someone else

#### **SUBMISSIONS ON MUCIA WA URATA LAND ISSUE – PARCEL NUMBER MWEA/TEBERE/B/217**

**34. The Committee was informed that:-**

**(a) Clerk of the County Council of Kirinyaga**

- (i) Mucia wa Urata Youth Polytechnic claims ownership of 5 acres adjacent to the School
- (ii) No records at the Council showing transfer of land to the Polytechnic
- (iii) Land parcel number Mwea/Tebere/B/135 (3.72 acres) was allocated to the School on 24<sup>th</sup> February, 1965
- (iv) According to the records at the Council Mucia wa Urata wrote requesting for extension of land for the Polytechnic
- (v) A search certificate of 2003 shows that the belonged to one Njogu Chugino – now deceased
- (vi) Land parcel number Mwea/Tebere/B/272 (5 acres) is still under the trustee of Kirinyaga County Council

**(b) ACK Diocese of Kirinyaga (Sponsor of Mucia wa Urata Youth Polytechnic)**

- (i) A Part Development Plan for Wanguru 1987 shows accommodation of the extension of the 5 acres of land (Mwea/Tebere/B/272) to the Polytechnic in but misses in the 2010 PDP
- (ii) PDP sketch with the Surveyor at the Lands Office lacked a signature for authentication
- (iii) The land in question was demarcated by the Council and beacons marked plus fencing and was used by students as playing ground during games times
- (iv) Minutes of a committee held on 31<sup>st</sup> October, 1978 confirms and ascertains demarcation of the land (**Annex )**

- (v) In 2003 the Council requested for temporary occupation of the land by traders as an open market (**Annex** )
- (vi) The land was used by the institution up to 2003 when traders were mobilized to occupy it. Some structures are erected on the land both permanent and temporary (**Annex** )

**(c) Resolution**

- (i) The status quo to be maintained;
- (ii) The Council Chairman to write a letter to the Polytechnic Manager banning any erection of more structures on the land until permanent solution is reached.

**SUBMISSIONS ON THE NATIONAL IRRIGATION BOARD LAND IN MWEA**

35. The Committee was informed that:-

**(a) The Manager Mwea Irrigation Scheme**

- (i) Several acres of land have been trespassed and encroached on by individuals who have refused to move leaving the Scheme with less land for other development of the scheme including research and other innovations.
- (ii) The map showing the whole land belonging to the NIB and the area encroached on was tabled to the Committee.
- (iii) The land in question was set apart by the Government for National Irrigation Board for purposes of rice farming and registered in name of the Board vide Gazette Notices Nos. 3090, 3093, 3095, 3096, 3097, 3098, 3100, 3101, 3103 of 1960.
- (iv) A portion of this land measuring 156.2 acres is under dispute between the Government and Mr. Samuel Mbiri and 19 others. The land under dispute is referred to as Mwea/Chumbiri/ Block 52-55. The dispute is in court vide Case No. HCMA No. 1 of 2007 at Embu High Court. These parcels do not exist in our records but the land claimed by the plaintiffs falls within National Irrigation Board land.
- (v) The plaintiffs are arguing that the land should be adjudicated in their favour.
- (vi) Adjudication is not possible as the land is already set apart.
- (vii) There are no people residing on the land.

## PUBLIC HEARING OVER MWEA TRUST LAND AT KARABA DISTRICT COMMISSIONER'S GROUNDS

36. The Committee was informed that:-

- (i) Survey of Mwea Trust Land was done in 1970 and subdivided into four areas namely: - Makina, Karaba, Riakanau and Wachoro
- (ii) The four were further subdivided among the people in 1978-9 by the provincial administration and people shown their portions of land
- (iii) During this exercise new people were brought in to occupy land where there were people already residing who were not considered in the allotment
- (iv) There were some cases of double allotments creating more conflicts between the already residing people and the new owners
- (v) Allotment letters gave period of six months to occupy the land failure to which it be repossessed by the Government
- (vi) It is alleged that around 1980-81 the provincial administration burned homes of those perceived to be illegal land occupants a matter which went court and homes losers were compensated by the Government
- (vii) Adjudication section was created in the Ministry of Lands the four areas were adjudicated on 12/1/1980 and demarcation books were opened for each area
- (viii) 60 days notice was given for people to verify information in demarcation books before publication
- (ix) Demarcations for the four areas were done on dates indicated with number of complaints:-
  - a. Makina 7/7/1981 – 428 Complaints
  - b. Karaba 6/6/1981 – 501 Complaints
  - c. Wachoro 2/6/1981 – 996 Complaints
  - d. Riakanau 4/6/1981 – 256 Complaints
- (x) Hearings of the complaints was initiated by the Director of Adjudication Ministry of Lands and Settlement to set records right and amendment of Cap 284 of the Laws of Kenya in regard to land title deeds

- (xi) Several screening exercises have been done by the Ministry to establish the real ground scenario and recommendations made by the Communities which should be adhered to by the Government
- (xii) 54,000 acres of land is yet to be demarcated should be done with priority given to the landless people of Mwea and Makina divisions
- (xiii) Compensation by TARDA of former residents of Masinga Dam and Lake should be wound up with correct rates being given to the affected

## **MINISTRY OF LANDS RESPONSE ON ALL THE ABOVE ISSUES ON LAND - THE MINISTRY OF LANDS ON THURSDAY NOVEMBER 29<sup>TH</sup>, 2012**

### **37. Status of ownership of National Irrigation Board Land in Mwea.**

- (i) The land in question was set apart by the Government for National Irrigation Board for purposes of rice farming and registered in name of the Board vide Gazetteer Notices Nos. 3090, 3093, 3095, 3096, 3097, 3098, 3100, 3101, 3103 of 1960.
- (ii) A portion of this land measuring 156.2 acres is under dispute between the Government and Mr. Samuel Mbiri and 19 others. The land under dispute is referred to as Mwea/Chumbiri/ Block 52-55. The dispute is in court vide Case No. HCMA No. 1 of 2007 at Embu High Court. These parcels do not exist in our records but the land claimed by the plaintiffs falls within National Irrigation Board land.
- (iii) The plaintiffs are arguing that the land should be adjudicated in their favour.
- (iv) Adjudication is not possible as the land is already set apart.
- (v) There are no people residing on the land.

### **38. STATUS OF MWEA TRUST LAND IN MWEA, KIRINYAGA COUNTY**

#### **(a) Status of Makima adjudication section.**

- i. Makima Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 17<sup>th</sup> July, 1981.

- ii. The adjudication section was finalized on 24<sup>th</sup> February, 2011 under the 26A(1) of the Land Adjudication Act, Cap. 284.
- iii. The section covered an area of 7066.73 (Ha) with 2355 parcels. The adjudication register for Makima was forwarded to the Chief Land Registrar on 16<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.
- iv. To date, only 10 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere

**(b) Status of Riakanau adjudication section**

- i. Riakanau Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 4<sup>th</sup> June, 1981.
- ii. The adjudication section was finalized on 28<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284.
- iii. The section covered an area of 3,028.19 (Ha) with 976 parcels. The adjudication register for Riakanau was forwarded to the Chief Land Registrar on 16<sup>th</sup> September 2011 for preparation and issuance of the Title Deeds.
- iv. To date, only 17 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.

**(c ) status of Karaba adjudication section**

- i. Karaba Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.
- ii. The adjudication section was finalized on 22<sup>nd</sup> June, 2011 under the 26 A (1) of the Land Adjudication Act, Cap. 284. The section covered an area of 4,540 (Ha) with 1,679 parcels.
- iii. The adjudication register for Karaba was forwarded to the Chief Land Registrar on 26<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.
- iv. To-date only 6 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.

**(d) Status of Wachoro adjudication section**

- i. Wachoro Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.

- ii. The adjudication section was finalized on 15<sup>th</sup> September, 2011 under the 26 A (1) of the Land Adjudication Act, Cap 284.
- iii. The section covered an area of 6,619.0 (Ha) with 2,065 parcels. The adjudication register for Wachoro was forwarded to the Chief Land Registrar on 26<sup>th</sup> October, 2011 for preparation and issuance of Title Deeds.
- iv. To-date only 66 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere

**39. STATUS OF OWNERSHIP OF PARCEL NOS (NYAKI/MULATHANKARI/ 275,267, 830, 828 AND 829) – THIMANGIRI SLAUGHTER HOUSE**

- (i) The above parcels of land were acquired by the Government under the Land Acquisition Act (Cap 295) Vide Gazette Notice No. 1740 of 23<sup>rd</sup> November 1978.
- (ii) Consequent to the acquisition, an entry was made in the register vesting the land in the Government of Kenya. Except for parcel No. Nyaki/Mulathankari/829, all the other parcels are still held by the Government of Kenya.
- (iii) They are however the subject of a civil suit No. 93 of 2012 at the High Court of Meru.
- (iv) However, parcel No. Nyaki/Mulathankari/829 was fraudulently transferred by the original owner to one Nathaniel kithinji Ikingu. The transfer was registered through an oversight by the Land Registrar.
- (v) A restriction was placed on the title to prevent any further dealings until the matter is resolved.

**40. STATUS OF OWNERSHIP OF PARCEL NO. MBEERE/KIRIMA/2244 IN MBEERE SOUTH DISTRICT, MUCIA WA URATA YOUTH POLYTECHNIC LAND LR MWEA/TABERE/B/217 IN KIRINYAGA COUNTY.**

- (i) Parcel No. Mbeere/Kirima/2244 measuring 2,714.78 Hectares was initially recorded in the name of Embu County Council. It was affected by objection case Nos.172/83, 572/83 and 1130/83 filed by Njuki Nyaga, Njuki Muria and Eustice Nyaga as per the Adjudication Record.

- (ii) These objection cases were heard and determined by the Land Adjudication Officer on 11th November, 1992 and the parcel awarded to sixteen clans. The public utility plots within the parcel No. 2244 were recorded in the name of Embu County Council
- (iii) This decision was appealed against and 38 appeals to the Minister cases filed on various dates. All the 38 cases were heard and determined on 24th May, 2007. The decision's implementations are at various stages as indicated in the schedule
- (iv) Parcel No. Mwea/Tabere/B/217 is owned by the Kirinyaga County which has established a market thereon.
- (v) Mucia Wa Urata Youth Polytechnic is located on the adjacent plot. They have been applying for allocation of parcel no. Mwea/Tabere/B/217 which is not available.

# ANNEXTURES

# ANNEX 1



**REPUBLIC OF KENYA**  
**MINISTRY OF LANDS**

**PRESENTATION TO THE PARLIAMENTARY  
COMMITTEE ON LANDS AND NATURAL  
RESOURCES**

**BY**

**HON. JAMES ORENGO**  
**MINISTER FOR LANDS**

**13<sup>TH</sup> DECEMBER 2012**

**RE: MEETING BETWEEN THE PARLIAMENTARY  
COMMITTEE ON LANDS AND NATURAL  
RESOURCES AND THE MINISTRY OF LANDS ON  
THURSDAY NOVEMBER 29<sup>TH</sup>, 2012**

---

The Ministry of Lands was requested vide a letter Reference No. NA/DC/LNR/CORR/081/012 dated 23<sup>rd</sup> November 2012 to address the issues enumerated in the letter **(see letter marked MI)**.

The Ministry wishes to respond as follows:

**(i) Status of ownership of National Irrigation Board  
Land in Mwea.**

- The land in question was set apart by the Government for National Irrigation Board for purposes of rice farming and registered in name of the Board vide Gazette Notices Nos. 3090, 3093, 3095, 3096, 3097, 3098, 3100, 3101, 3103 of 1960 **(see map marked MII)**.
- A portion of this land measuring 156.2 acres is under dispute between the Government and Mr. Samuel Mbiri and 19 others. The land under dispute is referred to as Mwea/Chumbiri/ Block 52-55. The dispute is in court vide Case No. HCMA No. 1 of 2007 at Embu High Court **(see copy of plaint marked MIII)**. These parcels do not exist in our records but the land claimed by the plaintiffs falls within National Irrigation Board land.
- The plaintiffs are arguing that the land should be adjudicated in their favour.
- Adjudication is not possible as the land is already set apart.
- There are no people residing on the land **(see ground report marked MIV)**.

(iv) Status of ownership of Parcel no. Mbeere/Kirima/2244 in Mbeere south District, Mucia wa Urata youth polytechnic Land LR Mwea/Tabere/B/217 in Kirinyaga county.

Parcel No. Mbeere/Kirima/2244 measuring 2,714.78 Hectares was initially recorded in the name of Embu County Council. It was affected by objection case Nos.172/83, 572/83 and 1130/83 filed by Njuki Nyaga, Njuki Muria and Eustice Nyaga as per the Adjudication Record.

These objection cases were heard and determined by the Land Adjudication Officer on 11th November, 1992 and the parcel awarded to sixteen clans. The public utility plots within the parcel No. 2244 were recorded in the name of Embu County Council (**See adjudication records marked MVI**).

This decision was appealed against and 38 appeals to the Minister cases filed on various dates. All the 38 cases were heard and determined on 24th May, 2007. The decision's implementations are at various stages as indicated in the schedule (**Marked MVII**)

Parcel No. Mwea/Tabere/B/217 is owned by the Kirinyaga County which has established a market thereon.

Mucii Wa Arata Youth Polytechnic is located on the adjacent plot. They have been applying for allocation of parcel no. Mwea/Tabere/B/217 which is not available.

**RE: MEETING BETWEEN THE PARLIAMENTARY COMMITTEE ON  
LANDS AND NATURAL RESOURCES AND THE MINISTRY OF  
LANDS ON WEDNESDAY 19<sup>TH</sup>, DECEMBER, 2012**

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The Ministry of Lands was requested during the meeting held on Wednesday 19<sup>th</sup> December 2012, to address the issues in respect of Makima, Wachoro, Karaba and Riakanau Adjudication sections within Mbeere District. The Ministry wishes to respond as follows:-

**STATUS OF MAKIMA ADJUDICATION SECTION.**

Makima Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 17<sup>th</sup> July, 1981.

The adjudication section was finalized on 24<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284. The section covered an area of 7066.73 (Ha) with 2355 parcels. The adjudication register for Makima, was forwarded to the Chief Land Registrar on 16<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds. To date, only 10 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere *South District.*

**STATUS OF RIAKANAU ADJUDICATION SECTION**

Riakanau Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 4<sup>th</sup> June, 1981.

The adjudication section was finalized on 28<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284. The section covered an area of 3,028.19 (Ha) with 976 parcels. The adjudication register for Riakanau, was forwarded to the Chief Land Registrar on 16<sup>th</sup> September 2011 for preparation and issuance of the Title Deeds. To date, only 17 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere. *South District*

EDITION: 1  
OPENED: 25.10.67

PART A - PROPERTY SECTION

REGISTRATION SECTION  
NYAKI/MEHATHANKARI

EASEMENTS ETC.

NATURE OF TITLE

PARCEL NUMBER  
829

APPROXIMATE AREA  
0.87 H<sup>a</sup>

ABSOLUTE

REGISTRY MAP SHEET NO.  
59

PART B - PROPRIETORSHIP SECTION

ENTRY NO.	DATE	NAME OF REGISTERED PROPRIETOR	ADDRESS AND DESCRIPTION OF REGISTERED PROPRIETOR	CONSIDERATION AND REMARKS	SIGNATURE OF REGISTRAR
1	25.10.67	EKIAO TRINGO			
2	9-7-72	ADITION: in favour of Stanley Gilmore of M'KROAD W			
3		Also claiming beneficiary's interest			
4		RE-APPOINTMENT BY NOTICE			
5		RE-APPOINTMENT BY NOTIFICATION			
6	12/4/67	DEED			
7	27-2-67	RESTRICTION: NO DEATHS UNTIL OWNERSHIP			
8	28-5-67	RESTRICTION: NO DEATHS UNTIL OWNERSHIP			

TITLE NUMBER

NYAKI/MEHATHANKARI

PARCEL NO.

TITLE BELOW THIS LINE

Kalanzoo 03199-611

*Handwritten notes:*  
2.8025  
2.8025  
2.8025

of civil suit no 12 of 2012 registration section in the H.C. RE MUM' 185 S-2012

THE LAND CONSOLIDATION/ADJUDICATION ACT  
(Cap. 283/No. 35 of 1968\*)

B

50122

ADJUDICATION RECORD

AN

1. District MIBEERE  
 2. Adjudication area MIBEERE  
 3. Adjudication section KIRIMA  
 4. Parcel No. 2244 5. Approximate area in hectares 2714.78 HECT  
 6. Name of Landowner SEVENTEEN CLAIMS (17)

7. Residential particulars, address, etc. BOX 46 KIRIMA

8. Any other information required by section 23/24\* of the Act AS PER ATTACHED  
 CONSOLIDATION SHEET - 40 METRE ROUND SPACES  
 11.25 M 11.25 M 11.25 M

9. I, the above-named landowner, have been informed of the contents of this form, and accept the details as correct.

10. Certified that the signature at (9) was made in my presence.

[Signature]  
 Signature or Thumb-print  
19103513

[Signature]  
 Signature of the Witness  
C. M. DUBE  
 Name  
BOX 15, SIKUNGU  
 Address

11. Certified that the particulars contained in this form are acceptable to the Committee.

12. Certified that I have caused the contents of this form to be explained to the landowner.  
 Certified that I am satisfied with the accuracy of the details recorded on this form.

[Signature]  
 Chairman  
 Date \_\_\_\_\_

[Signature]  
 Executive Officer  
 Date \_\_\_\_\_

13. Certified that the landowner \*cannot be traced to sign the form.  
 \*has withheld his signature.

Date \_\_\_\_\_  
 Date \_\_\_\_\_

Chairman \_\_\_\_\_  
 Executive Officer \_\_\_\_\_

\*Delete as appropriate.

plots no. 14, 21, 29, 55, 56, 57, 58, 69, 78, 79, 28, 59, 60, 61, 71, 62, 63, 64, 61, 71, 72, 25, 24, 87

DUPLICATE

REPUBLIC OF KENYA

THE LAND CONSOLIDATION/ADJUDICATION ACT  
(Cap. 283/No. 35 of 1968\*)

A 216844

ADJUDICATION RECORD

1. District EMBU  
2. Adjudication area EMBU  
3. Adjudication section KIRIMA  
4. Parcel No. 2244 5. Approximate area in hectares 2714.78  
6. Name of Landowner EMBU COUNTY COUNCIL  
SEVENTEEN CLANS

7. Residential particulars, address, etc. Box 140  
EMBU

8. Any other information required by section 23/24\* of the Act Refer Confirmation Sheets  
RESERVED FOR MEKA  
SISAL ESTATE 40 METRES ROAD PASSES  
THROUGH THIS PLOT.

9. I, the above-named landowner, have been informed of the contents of this form, and accept the details as correct.

10. Certified that the signature at (9) was made in my presence.

[Signature] 26/1/83  
Signature for Thumb-print  
**CLERK TO COUNCIL**  
**EMBU COUNTY COUNCIL**

Signature of the Witness  
[Signature]  
Name NELSON K. BONDURU  
Address Box 284  
EMBU

11. Certified that the particulars contained in this form are acceptable to the Committee.

12. Certified that I have caused the contents of this form to be explained to the landowner\*.  
Certified that I am satisfied with the accuracy of the details recorded on this form\*.

NDARI  
Chairman

[Signature]  
Executive Officer

Date 26-1-83

Date 26-1-83

13. Certified that the landowner \*cannot be traced to sign the form.  
\*has withheld his signature.

# ANNEX II

**MINUTES OF THE ONE HUNDRED & FORTY FIRST (141) SITTING OF THE DEPARTMENTAL COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON TUESDAY, OCTOBER 09, 2012 IN THE SMALL DINING, MAIN PARLIAMENT BUILDINGS AT 10.30 A.M.**

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**PRESENT:**

The Hon. Mutava Musyimi, MP – **Chairperson**  
The Hon. Peter Njuguna Gitau, MP  
The Hon. Dr. Erastus Mureithi, MBS, HSC, MP.  
The Hon. Silas Ruteere Muriuki, MP.

**ABSENT WITH APOLOGY**

The Hon. Peris C. Simam, MP. - **Vice chairperson**  
The Hon. Benjamin Jomo Washiali, MP  
The Hon. Benedict Fondo Gunda, MP  
The Hon. Justus M. Kizito, MP.  
The Hon. Mohammed Affey, MP.  
The Hon. Omar Mbwana Zonga, MP  
The Hon. Kiema Kilonzo, MP.

**IN ATTENDANCE - KENYA NATIONAL ASSEMBLY**

Mr. Rana Tiampati - Second Clerk Assistant

**MIN. NO. 130/2012: INTRODUCTION**

The Chairman called the meeting to order at 10.47a.m after prayers were said. He further called the Members present to consider the proposed agenda and adopt. The agenda included:-

- a) Prayers;
- b) Confirmations of minutes;
- c) Matters arising;
- d) Consideration of the Auditor's Forensic report on Syokimau;**
- e) Consideration of the Climate Change Bill of 2012;**
- f) Any Other Business;
- g) Date of the next sitting.

The proposed agenda was adopted by the Members present.

**MIN.NO.131/2012: CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

Confirmation Minutes of the 138<sup>th</sup>, 139<sup>th</sup> and 140<sup>th</sup> Sitting were postponed to a later date.

**MIN.NO.132/2012:CONSIDERATION OF AUDITOR'S FORESNIC REPORT ON DEMOLITIONS IN SYOKIMAU**

The Committee was informed that the following matters are still pending before the committee, that is:-

- (i) The Forensic Auditors report on the demolitions also known as report on Syokimau;
- (ii) Proposed visits – Mwea, Meru, Mbeere and inspection of forests in Kenya;
- (iii) Pending reports – Lamu and Ongata Rongai;

After lengthy deliberations, the Committee resolved as follows, that:-

- (i) the discussion and finalization of the Auditor's report on Syokimau was deferred to a later;

**MIN.NO.133/2012:CONSIDERATION OF THE CLIMATE CHANGE BILL (BILL NO.57)  
OF 2012**

The Committee considered the Climate Change Bill, 2012 brief by the Secretariat as follows, that:-

- a.) The Bill was first read on Tuesday, October 2, 2012 and pursuant to Standing Order No. 111, the Bill was referred to the Committee without question put. The Committee is to consider the Bill within 10 calendar days;
- b.) Climate Change has been identified as a global challenge requiring attention and action. In Kenya various actions have been taken to address the issues of climate change;
- c.) Kenya ratified the United Nations Framework Convention on Climate Change in 1994 and the Kyoto Protocol in 2005;
- d.) Kenya has also published a national Climate Change Response Strategy and work is ongoing on the development and publication of a National Climate Change Action Plan;

**PRINCIPLE OBJECTS**

- e.) To provide a framework for Mitigating and Adapting to the effects of the changing climate on various sectors of the economy by establishing the Climate Change Authority and vesting the Authority with specific functions and powers relating to Mitigating and Adapting to the effects of Climate Change and development of response Strategies to the effects of Climate Change;
- f.) It provides for the establishment of a Climate Change Trust Fund, managed by a Board of Trustees, into which monies received in the form of donations, endowments, grants or gifts or monies raised by the Authority would be paid and subsequently utilized for the achievement of the mandate and objectives of the Authority;

**BILL DEVELOPMENT**

- g.) The bill was developed with the support and participation of various governmental and Non-governmental stakeholders in the climate

change arena and broadly addresses the concerns of these stakeholders;

- h.) The bill accords with international best practices and standards;
- i.) By enacting this legislation, Kenya would be taking a lead regionally and internationally, by joining a few jurisdictions that have so far demonstrated their commitment to addressing climate change issues;

#### **STRUCTURE OF BILL**

- j.) **PART I** - provides for preliminary provisions – **Short title, Interpretation, Objects and Purposes** of the Act and outlines **Guiding Principles** that the Authority is required to observe in the discharge of its functions;
- k.) **PART II** - Provides for the establishment, functions and powers of the Authority and further provides for the Board and secretariat of the Authority;
- l.) **PART III** Provides for the climate change programmes and response strategies and vest in the Authority the duty to prepare and implement national climate change programmes; **and** Provides for the responsibility of the Authority in preparing for tabling in Parliament progress reports on the implementation of the Climate Change programmes;
- m.) **PART IV** - Sets out the duties relating to climate change;
- n.) **PART V** - sets out the financial provisions relating to the Authority;
- o.) **PART VI** - Sets out a number of miscellaneous provisions including those relating to management of information, publicity and offences and penalties;
- p.) **SCHEDULE** - Sets out the how the board conduct its business;

And therefore, resolved that:-

- a.) Stakeholders and the general public be informed and invited to give views on the Bill;
- b.) Directed the secretariat to prepare the amendments in the normal form for consideration by the Committee;
- c.) Informed and invited the ministry of Environment and Mineral Resources to give write ups and memorandum also; and
- d.) To consider the Bill after the Local trip;

#### **MIN.NO.134/2012:LOCAL TRIPS – INSPECTION OF FOREST IN MERU, CROCODILE MENANCE IN SEVEN FOLKS DAM AND LAND DISPUTES IN MWEA AND MBEERE SOUTH**

Following the House referral to the Committee to investigate the disputes surrounding the NIB land in Mwea, Kirinyaga County, resolved to include other areas in its inspection programme to cover other areas, issues under its mandate and resolved some of the pending matters before the Committee.

After lengthy deliberations, the Committee resolved to:-

- i. undertake the inspection on October 29 – November 2, 2012;
- ii. the inspection to include:-
  - a) inspection of ontulili and lower Imenti Forest in Meru on 29<sup>th</sup> October, 2012;
  - b) visit to the disputed land belonging to Slaughter House in Meru Town and meeting with area civic leaders on 30<sup>th</sup> October;
  - c) Inspection of Gigeri and muciewarata crocodile menace and adjudication) on 31<sup>st</sup> October 2012;
  - d) Tour of National Irrigation Board Land and at Karaba centre on November 1, 2012 at 9am and 2pm respectively;

**MIN. NO.135/ 2012: ADJOURNMENT**

There being no other business, the Chair adjourned the meeting at Twenty minutes past one O'clock. Until Thursday, October 11, 2012 in Committee room 5, 5<sup>th</sup> floor Continental House, parliament Buildings at 10.00a.m.

**SIGN:...Hon. Mutava Musyimi, MP.....  
(CHAIRPERSON)**

**DATE:.....WEDNESDAY, DECEMBER 19, 2012.....**

**MINUTES OF THE ONE HUNDRED & FORTY THIRD (143) SITTING OF THE DEPARTMENTAL COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON THURSDAY, NOVEMBER 22, 2012 IN THE COMMITTEE ROOM, 5<sup>TH</sup> FLOOR CONTINENTAL HOUSE AT 10.00 A.M.**

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**PRESENT:**

The Hon. Mutava Musyimi, MP – **Chairperson**  
The Hon. Peris C. Simam, MP. - **Vice chairperson**  
The Hon. Peter Njuguna Gitau, MP  
The Hon. Dr. Erastus Mureithi, MBS, HSC, MP.  
The Hon. Omar Mbwana Zonga, MP  
The Hon. Benjamin Jomo Washiali, MP

**ABSENT WITH APOLOGY**

The Hon. Justus M. Kizito, MP.  
The Hon. Silas Ruteere Muriuki, MP.  
The Hon. Benedict Fondo Gunda, MP  
The Hon. Mohammed Affey, MP.  
The Hon. Kiema Kilonzo, MP.

**IN ATTENDANCE - KENYA NATIONAL ASSEMBLY**

Mr. Rana Tiampati - Second Clerk Assistant

**MIN. NO. 141/2012: INTRODUCTION**

The Chairman called the meeting to order at 10.05a.m after prayers were said. He further called the Members present to consider the proposed agenda and adopt. The agenda included:-

- a) Prayers;
- b) Confirmations of Minutes;
- c) Matters arising;
- d) **Deliberation on the following- report on Mt.kenya Visit, Syokimau, Siyu and Busia Land;**
- e) **Deliberation on the climate change bill – meeting the Ministry of Environment and Mineral Resources;**
- f) **Deliberation on local and foreign trips – To Msambweni and Eldoret and COP 18 in Doha, Qatar;**
- g) Any Other Business;
- h) Date of the next sitting.

The proposed agenda was adopted by the Members present.

**MIN.NO.142/2012: CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

Confirmation Minutes of the 138<sup>th</sup>, 139<sup>th</sup>, 140<sup>th</sup>, 141<sup>st</sup> and 142<sup>nd</sup> Sitting were postponed to a later date.

**MIN.NO.143/2012: WORK PLAN**

The meeting noted that the following are matters before the Committee:-

- a) The Climate Change Bill, 2012 was referred to the Committee;
- b) The Demolition report is still pending – Syokimau;
- c) Petition on the need for fast-tracking the amendments and subsequent enactment of the wildlife and Mining legislation;
- d) The Lamu report;
- e) The Siyu report;
- f) The report on the Visit to Meru, Mwea and Mbeere;
- g) The report on the study visit to Base titanium;
- h) The Busia Land petition jointly with the Committee on Agriculture;
- i) The pending appointment of the National Land Commission;
- j) One earmarked foreign trip and two local trips

After lengthy deliberations, the Committee resolved as follows, that:-

- (i) No consideration of new matters brought to the Committee or introduction of new agenda items, unless constitutional;
- (ii) The Committee to consider only the most urgent and in order of priority;
- (iii) The Committee to consider the following only:-
  - a) The Climate Change Bill, 2012 was referred to the Committee;
  - b) The Demolition report is still pending – Syokimau;
  - c) The Lamu report;
  - d) The Siyu report;
  - e) The report on the Visit to Meru, Mwea and Mbeere;
  - f) The report on the study visit to Base titanium;
  - g) The two local trips

**MIN.NO.144/2012: DELIBERATION ON THE REPORT ON MT.KENYA VISIT, SYOKIMAU, SIYU AND BUSIA LAND**

The meeting noted the following, that:-

- (i) the Committee undertook an inspection visit to Meru, Mwea, Embu and Mbeere and the report of the visit is ready for consideration by the Committee;
- (ii) the Syokimau report is awaiting the verdict of the Chairs of other Committees and hence there is an urgent need to finalize the report;

After lengthy deliberations, the meeting resolved as follows, that:-

- a) the subcommittee that traveled to Meru, Mwea and Mbeere should consider the draft report and propose recommendations to the Committee for finalization within one week;
- b) the draft Siyu and Lamu report are ready and that the concerned members be contacted for final recommendation to be acceptable, based on the Committee findings;
- c) For the Busia Petition, the Committee awaits the direction to be given by the Chair of the Joint Committee; and
- d) the Chairperson makes a follow up with the other chairs of the Joint Committee in order for the Committee to table the report the soonest;

**MIN.NO.145/2012: DELIBERATION ON THE CLIMATE CHANGE BILL – MEETING THE  
MINISTRY OF ENVIRONMENT AND MINERAL RESOURCES**

The Committee was informed that:-

- a) the Committee undertook an inspection visit to Meru, Mwea, Embu and Mbeere and the report of the visit is ready for consideration by the Committee;
- b) the Syokimau report is awaiting the verdict of the Chairs of other Committees and hence there is an urgent need to finalize the report;

After lengthy deliberations, the meeting resolved as follows, that:-

- i. the subcommittee that traveled to Meru, Mwea and Mbeere should consider the draft report and propose recommendations to the Committee for finalization within one week;
- ii. the Chairperson makes a follow up with the other chairs of the Joint Committee in order for the Committee to table the report the soonest;

**MIN.NO.146/2012: TRIPS**

The Committee deliberated on both local and foreign trips and noted with concern the nomination of Members of the Committee to travel in any foreign trip should be based on attendance to Committee meetings and commitment to the Committee work. And therefore, resolved to undertake the following trips:-

**a.) Local trips**

- i. Study Tour of Base Titanium and Msambweni Constituency on December 1 – 4, 2012; The following Members confirm their participation:-
  1. Hon. Peris Simam Chepchumba, MP – Vice Chairperson
  2. Hon. Silas Ruteere Muriuki, MP.
  3. Hon. Benjamin Washiali, MP.
  4. Hon. Kizito M. Justus, MP
  5. Hon. Peter Njuguna Gitau, MP.
  6. Hon. Omar Zonga, MP.
  7. Hon. Kiema Kilonzo, MP.
  8. Hon. Mohammed Affey, MP.
  9. Hon. Benedict Fondo Gunda, MP
  10. Hon. Erastus Mureithi, MP

And

- ii. Inspection tour of the Environment – Olbolosat and Eldoret – sewerage and Sosian river rehabilitation on December 8 -10, 2012. The following Members have confirmed their participation:-
  1. Hon. Peris Simam Chepchumba, MP – Vice Chairperson
  2. Hon. Benjamin Washiali, MP.
  3. Hon. Peter Njuguna Gitau, MP.
  4. Hon. Omar Zonga, MP.
  5. Hon. Erastus Mureithi, MP

**b.) Foreign trips**

- i. Cop 18 – UNFCCC, Doha, Qatar – November 26 – December 10, 2012. The following members were nominated to attend:-
  1. The Hon. Mutava Musyimi, MP – **Chairperson**
  2. The Hon. Dr. Erastus Mureithi, MBS, HSC, MP.
  3. The Hon. Justus M. Kizito, MP.
  4. The Hon. Benjamin Jomo Washiali, MP
  5. Secretary to the Committee

**MIN.NO.147/2012: MEETINGS – ON NOVEMBER 27 AND 29, 2012**

In order to deliberate on the pending matters, the committee resolved to meet as follows:-

- a.) On **Tuesday, November 27, 2012** at 10.00a.m to consider the following:-
  - (i) The Demolition report is still pending – Syokimau;
  - (ii) The Lamu report;
  - (iii) The Siyu report;
  - (iv) The report on the Visit to Meru, Mwea and Mbeere;
  - (v) The Busia Land petition jointly with the Committee on Agriculture

- b.) On **Thursday, November 29, 2012** a 10.00am to consider the following:-

1. **At 10.00am**, meeting the Minister for Environment and mineral Resources to consider the:-
  - (i) The Climate Change Bill, 2012;
  - (ii) The mining Bill, 2012;
2. **At 11.00am**, meeting:-
  - (i) The Minister for Lands;
  - (ii) The Attorney general; and
  - (iii) Registrar of High Court.To consider the Meru, Mwea and Mbeere Report.

**MIN. NO.148/ 2012: ADJOURNMENT**

There being no other business, the Chair adjourned the meeting at Ten minutes past Twelve O'clock. Until Tuesday, November 27, 2012 at 10.00a.m..

**SIGN:.....Hon. Mutava Musyimi, MP.....  
(CHAIRPERSON)**

**DATE:...WEDNESDAY, DECEMBER 19, 2012.....**

**MINUTES OF THE ONE HUNDRED & FORTY EIGHTH (148) SITTING OF THE DEPARTMENTAL COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON WEDNESDAY, DECEMBER 19, 2012 IN COMMITTEE ROOM 2, SECOND FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 11.00 A.M.**

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**PRESENT:**

The Hon. Mutava Musyimi, MP – **Chairperson**  
The Hon. Mohammed Affey, MP.  
The Hon. Peter Njuguna Gitau, MP  
The Hon. Omar Mbwana Zonga, MP  
The Hon. Benjamin Jomo Washiali, MP;  
The Hon. Dr. Erastus Mureithi, MBS, HSC, MP.  
The Hon. Silas Ruteere Muriuki, MP.

**ABSENT WITH APOLOGY**

The Hon. Peris C. Simam, MP. - **Vice chairperson**  
The Hon. Justus M. Kizito, MP.  
The Hon. Benedict Fondo Gunda, MP  
The Hon. Peter Njuguna Gitau, MP  
The Hon. Kiema Kilonzo, MP.

**IN ATTENDANCE - MINISTRY OF LANDS**

Hon. James Orengo, EGH, MP – Minister for Lands  
Mr. Peter Kahuho – Deputy Commissioner of Lands  
Mr. J. N. Mutiso – Assistant District land Adjudication and Settlement Officer

**IN ATTENDANCE - KENYA NATIONAL ASSEMBLY**

Mr. Rana Tiampati - Second Clerk Assistant

**MIN. NO. 169/2012: INTRODUCTION**

The Chairman called the meeting to order at 11.09a.m after prayers were said. He further called the Members present to consider the proposed agenda and adopt. The agenda included:-

- a) Prayers;
- b) Confirmations of Minutes;
- c) Matters arising;
- d) **Meeting with the Minister for Lands on the findings of the Committee during the inspection of Mt. Kenya region – Meru, Mwea and Mbeere;**
- e) Any Other Business;
- f) Date of the next sitting.

The proposed agenda was adopted by the Members present.

## **MIN.NO.170/2012: CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

Minutes of the 138<sup>th</sup>, 139<sup>th</sup>, 140<sup>th</sup>, 141<sup>st</sup>, 142<sup>nd</sup>, 143<sup>rd</sup>, 144<sup>th</sup>, 145<sup>th</sup>, 146<sup>th</sup>, 147 and 148<sup>th</sup> Sitting were confirmed as true deliberation of the Committee sittings by members present and signed by the Chair.

## **MIN.NO.171/2012: MEETING WITH THE MINISTER FOR LANDS**

The meeting was informed that:-

### **a.) Status of ownership of National Irrigation Board Land in Mwea.**

- (i) The land in question was set apart by the Government for National Irrigation Board for purposes of rice farming and registered in name of the Board vide Gazette Notices Nos. 3090, 3093, 3095, 3096, 3097, 3098, 3100, 3101, 3103 of 1960.
- (ii) A portion of this land measuring 156.2 acres is under dispute between the Government and Mr. Samuel Mbiri and 19 others. The land under dispute is referred to as Mwea/Chumbiri/ Block 52-55. The dispute is in court vide Case No. HCMA No. 1 of 2007 at Embu High Court. These parcels do not exist in our records but the land claimed by the plaintiffs falls within National Irrigation Board land.
- (iii) The plaintiffs are arguing that the land should be adjudicated in their favour.
- (iv) Adjudication is not possible as the land is already set apart.
- (v) There are no people residing on the land

### **b.) Status of Mwea Trust Land in Mbeere, Kirinyaga County**

#### **(a) Status of Makima adjudication section.**

- i. Makima Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 17<sup>th</sup> July, 1981.
- ii. The adjudication section was finalized on 24<sup>th</sup> February, 2011 under the 26A(1) of the Land Adjudication Act, Cap. 284.
- iii. The section covered an area of 7066.73 (Ha) with 2355 parcels. The adjudication register for Makima was forwarded to the Chief Land Registrar on 16<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.
- iv. To date, only 10 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere

#### **(b) Status of Riakanau adjudication section**

- i. Riakanau Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 4<sup>th</sup> June, 1981.
- ii. The adjudication section was finalized on 28<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284.

- iii. The section covered an area of 3,028.19 (Ha) with 976 parcels. The adjudication register for Riakanau was forwarded to the Chief Land Registrar on 16<sup>th</sup> September 2011 for preparation and issuance of the Title Deeds.
- iv. To date, only 17 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.

**(c ) status of Karaba adjudication section**

- i. Karaba Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.
- ii. The adjudication section was finalized on 22<sup>nd</sup> June, 2011 under the 26 A (1) of the Land Adjudication Act, Cap. 284. The section covered an area of 4,540 (Ha) with 1,679 parcels.
- iii. The adjudication register for Karaba was forwarded to the Chief Land Registrar on 26<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.
- iv. To-date only 6 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.

**(d) Status of Wachoro adjudication section**

- i. Wachoro Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.
- ii. The adjudication section was finalized on 15<sup>th</sup> September, 2011 under the 26 A (1) of the Land Adjudication Act, Cap 284.
- iii. The section covered an area of 6,619.0 (Ha) with 2,065 parcels. The adjudication register for Wachoro was forwarded to the Chief Land Registrar on 26<sup>th</sup> October, 2011 for preparation and issuance of Title Deeds.
- iv. To-date only 66 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere

**c.) Status of Ownership of Parcel Nos (Nyaki/Mulathankari/ 275,267, 830, 828 and 829) – Thimangiri Slaughter House**

- i) The above parcels of land were acquired by the Government under the Land Acquisition Act (Cap 295) Vide Gazettee Notice No. 1740 of 23<sup>rd</sup> November 1978.
- ii) Consequent to the acquisition, an entry was made in the register vesting the land in the Government of Kenya. Except for parcel No. Nyaki/Mulathankari/829, all the other parcels are still held by the Government of Kenya.
- iii) They are however the subject of a civil suit No. 93 of 2012 at the High Court of Meru.
- iv) However, parcel No. Nyaki/Mulathankari/829 was fraudulently transferred by the original owner to one Nathaniel kithinji lkingu. The transfer was registered through an oversight by the Land Registrar.

- v) A restriction was placed on the title to prevent any further dealings until the matter is resolved.
- d.) **Status of ownership of Parcel no. Mbeere/Kirima/2244 in Mbeere south District, Mucia wa Urata youth polytechnic Land LR Mwea/Tabere/B/217 in Kirinyaga county.**
- i) Parcel No. Mbeere/Kirima/2244 measuring 2,714.78 Hectares was initially recorded in the name of Embu County Council. It was affected by objection case Nos.172/83, 572/83 and 1130/83 filed by Njuki Nyaga, Njuki Muria and Eustice Nyaga as per the Adjudication Record.
  - ii) These objection cases were heard and determined by the Land Adjudication Officer on 11th November, 1992 and the parcel awarded to sixteen clans. The public utility plots within the parcel No. 2244 were recorded in the name of Embu County Council.
  - iii) This decision was appealed against and 38 appeals to the Minister cases filed on various dates. All the 38 cases were heard and determined on 24th May, 2007. The decision's implementations are at various stages as indicated in the schedule.
  - iv) **Parcel No. Mwea/Tabere/B/217** is owned by the Kirinyaga County which has established a market thereon.
  - v) Mucii Wa Arata Youth Polytechnic is located on the adjacent plot. They have been applying for allocation of parcel no. Mwea/Tabere/B/217 which is not available.

After lengthy deliberations, the Committee found out as follows, that:-

- a.) Records have it that the Akamba Community have lived in Mwea since 1915 with an influx (*Muinduko wa Josiah*) of more families moving in 1920s
- b.) The first occupants from the Ambeere, Aembu and Agikuyu Communities moved in 1968 after an attempted demarcation of the land into 20 acre plot to settle people which never succeeded due to varied interests among the communities
- c.) During creation and construction of Mea Irrigation Scheme and Masinga Dam between 1967 – 76 and 1977 – 83 respectively, people were vacated from their lands without compensation and proper plan for resettlement elsewhere
- d.) In 1977 Mwea land was gazette as a Trustee Land under Embu County Council (**LN169/1970 Cap 284 Land Adjudication Rev. 1977**)
- e.) There was another attempt to divide the land into 10 acre plots in 1979 under Ministry of Agriculture (**basic land use rules, 1965 Cap 319**)
- f.) There has been schemes by the previous leadership in the area to discriminate one community against others through statements in the media
- g.) An allotment exercise was initiated in 1978 but never succeeded as it caused even more conflict among the inhabitants of the land;

- h.) People were forcefully displaced from their settled areas, their houses burnt, crops destroyed and lost other belongings
- i.) There exists 54,000 acres of land not demarcated which could be useful in providing a solution to this problem
- j.) Several Court cases are hindering the settlement process by the Ministry of lands

Resolution

- a) approves and adopts the two reports for tabling, and ;
- b) Mandated the Chairperson to sign and table the reports
- c)

**MIN. NO.172/ 2012: ADJOURNMENT**

There being no other business, the Chair adjourned the meeting at Fifty minutes past Twelve O'clock. Next meeting will be by notice.

**SIGN:.....Hon. Mutava Musyimi, MP.....  
(CHAIRPERSON)**

**DATE:...TUESDAY, JANUARY 8, 2013.....**

**MINUTES OF THE ONE HUNDRED & FORTY EIGHTH (149) SITTING OF THE DEPARTMENTAL COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON TUESDAY, JANUARY 8, 2012 IN THE MEMBERS LOUNGE, MAIN PARLIAMENT BUILDINGS AT 09.00 A.M.**

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**PRESENT:**

The Hon. Mutava Musyimi, MP – **Chairperson**  
The Hon. Peris C. Simam, MP. - **Vice chairperson**  
The Hon. Benjamin Jomo Washiali, MP;  
The Hon. Mohammed Affey, MP.  
The Hon. Peter Njuguna Gitau, MP  
The Hon. Dr. Erastus Mureithi, MBS, HSC, MP.  
The Hon. Silas Ruteere Muriuki, MP.

**ABSENT WITH APOLOGY**

The Hon. Justus M. Kizito, MP.  
The Hon. Benedict Fondo Gunda, MP  
The Hon. Omar Mbwana Zonga, MP  
The Hon. Kiema Kilonzo, MP.

**IN ATTENDANCE - KENYA NATIONAL ASSEMBLY**

Mr. Rana Tiampati - Second Clerk Assistant  
Oscar Namulanda - Third Clerk assistant

**MIN. NO. 173/2012: INTRODUCTION**

The Chairman called the meeting to order at 09.09a.m after prayers were said. He further called the Members present to consider the proposed agenda and adopt. The agenda included:-

- a) Prayers;
- b) Confirmations of Minutes;
- c) Matters arising;
- d) **Adoption of the report on the inspection visit of Mt. Kenya region – Meru, Mwea and Mbeere;**
- e) **Adjournment motion – sine die;**
- f) Date of the next sitting.

The proposed agenda was adopted by the Members present.

**MIN.NO.174/2012: CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS**

Minutes of the 148<sup>th</sup> Sitting were confirmed as true deliberation of the Committee sittings by members present and signed by the Chair.

**MIN.NO.175/2012: ADOPTION OF THE REPORT**

The meeting was informed that:-

## a.) FINDINGS.

- a) In 1977 Mwea land was gazette as a Trustee Land under Embu County Council (**LN169/1970 Cap 284 Land Adjudication Rev. 1977**)
- b) There was another attempt to divide the land into 10 acre plots in 1979 under Ministry of Agriculture (**basic land use rules, 1965 Cap 319**)
- c) There has been schemes by the previous leadership in the area to discriminate one community against others through statements in the media
- d) An allotment exercise was initiated in 1978 but never succeeded as it caused even more conflict among the inhabitants of the land
- e) People were forcefully displaced from their settled areas, their houses burnt, crops destroyed and lost other belongings.
- f) Makima Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 17<sup>th</sup> July, 1981.
- g) The adjudication section was finalized on 24<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284.
- h) The section covered an area of 7066.73 (Ha) with 2355 parcels. The adjudication register for Makima was forwarded to the Chief Land Registrar on 16<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.
- i) To date, only 10 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- j) Riakanau Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 4<sup>th</sup> June, 1981.
- k) The adjudication section was finalized on 28<sup>th</sup> February, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284.
- l) The section covered an area of 3,028.19 (Ha) with 976 parcels. The adjudication register for Riakanau was forwarded to the Chief Land Registrar on 16<sup>th</sup> September 2011 for preparation and issuance of the Title Deeds.
- m) To date, only 17 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- n) Karaba Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.
- o) The adjudication section was finalized on 22<sup>nd</sup> June, 2011 under the 26 A(1) of the Land Adjudication Act, Cap. 284. The section covered an area of 4,540 (Ha) with 1,679 parcels.
- p) The adjudication register for Karaba was forwarded to the Chief Land Registrar on 26<sup>th</sup> September, 2011 for preparation and issuance of Title Deeds.
- q) To-date only 6 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- r) Wachoro Adjudication Section was declared on 12<sup>th</sup> January, 1980 and the Adjudication Register published complete on 2<sup>nd</sup> June, 1981.
- s) The adjudication section was finalized on 15<sup>th</sup> September, 2011 under the 26 A (1) of the Land Adjudication Act, Cap 284.
- t) The section covered an area of 6,619.0 (Ha) with 2,065 parcels.
- u) The adjudication register for Wachoro was forwarded to the Chief Land Registrar on 26<sup>th</sup> October, 2011 for preparation and issuance of Title Deeds.

- v) To-date only 66 objection cases are pending hearing and determination by the Land Adjudication Officer, Mbeere.
- w) There exists 54,000 acres of land not demarcated which could be useful in providing a solution to this problem
- x) Several Court cases are hindering the settlement process by the Ministry of lands.

## **RECOMMENDATIONS**

### **1. ON ONTULILI AND LOWER IMENTI FOREST - The Committee recommends that:-**

- (i) The Ministry of forestry and wildlife to continue with the planting, afforestation and especially planting of indigenous trees and protecting wetlands and water catchments areas;
- (ii) The Committee appreciates the work of Ministry of Forestry & Wildlife on the steps taken to ensure that the forest is protected.

### **2. ON THIMANGIRI, MERU COUNTY - The Committee recommends that:-**

- (i) The Ministry of Lands should revoke the illegal titles issued as a result of getting new green cards that ignored entries in the old green cards. This revocation means that the land reverts back to the Municipal council of Meru.
- (ii) The Municipal council of Meru should ensure the parcel of land is fenced and protected from all land grabbers;
- (iii) The Ministry of Lands should investigate land registry officials in Meru Town for generating two different green cards for the same parcel of land with different information and where the first green card issued was authentic and the second was not.

### **3. ON MUCIA WA URATA - The Committee recommends that:-**

- (i) The status quo be maintained and Kirinyaga County Council stops any further erection of new structures until a permanent solution is in place.

### **4. ON NGIGERI – The Committee recommends that:-**

- (i) Fresh investigations be commenced to ascertain the adjudication process had been done in accordance with the agreements between and within clans. These investigations should focus on the acreage allotted to each bonafide clan.
- (ii) Fresh investigation should be conducted to establish the authenticity of the mutation forms used to sub divide the land.
- (iii) That further investigation should be done to establish if any money was paid as compensation to the clans, the criterion used and the amounts paid.
- (iv) All public utility plots be reinstated as agreed by the clans;
- (v) Any transactions on the land be stopped until the investigations are concluded.

### **5. ON CROCODILE MENACE – The Committee recommends that:-**

- (i) Provide water for human consumption near the dams;
- (ii) Enact the wildlife law as a matter of urgency;
- (iii) KWS to find way of reducing the Crocodile population in these dams, especially in kiambere;
- (iv) KWS Wardens to be prompt in helping victims during attacks.

**6. ON NATIONAL IRRIGATION BOARD LAND – The Committee recommends that:-**

- (i) The land belongs to National irrigation Board as depicted by documents availed, maps and the ministry of lands position to the committee. The maps show the whole land belonging to the NIB.

**7. ON MWEA TRUST LAND IN MBEERE SOUTH DISTRICT – The Committee recommends that:-**

- (i) The title deeds be issued as matter of urgency against parcels of land that have been adjudicated with no objections.
- (ii) A tribunal be established involving all interested parties to handle cases with objection.
- (iii) Adjudication on the 54,000 acres of land in Mwea Scheme should be done. Priority should be given to the landless.
- (iv) The community land law should be enacted.
- (v) All pending court cases be expedited.

**(c ) ADOPTION**

The Committee therefore resolved: -

- a) approved and adopted the reports for tabling, and ;
- b) Mandated the Chairperson to sign and table the reports

**MIN. NO.176/ 2012: ADJOURNMENT SINE DIE**

There being no other business, the meeting adjourned *sine dine*..

**SIGN:.....Hon. Mutava Musyimi, MP.....  
(CHAIRPERSON)**

**DATE:...TUESDAY, JANUARY 8, 2013.....**

