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10/8/2021



REPUBLIC OF KENYA
THE NATIONAL ASSEMBLY

TWELFTH PARLIAMENT – FIFTH SESSION – 2021

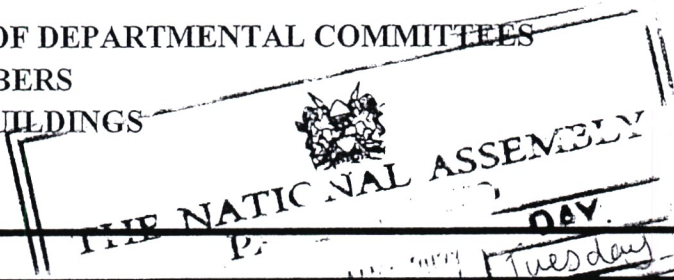
DEPARTMENTAL COMMITTEE ON LANDS

REPORT ON-

(PUBLIC PETITION No 48 OF 2020)

BY RESIDENTS OF TETU SUB – COUNTY REGARDING RESETTLEMENT OF
SQUATTERS OF TUCHA/KIANDAGORO FOREST ON SOLIO RANCH VILLAGE 5

DIRECTORATE OF DEPARTMENTAL COMMITTEES
CLERK'S CHAMBERS
PARLIAMENT BUILDINGS
NAIROBI



AUGUST 2021

DATE: 10th August 2021 Tuesday

TABLED BY: Vice chairperson, DC
CLERK-AT THE-TABLE: hannah chibet

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Table of Contents

Contents

CHAIRPERSON'S FOREWORD	iii
1.0 PREFACE.....	v
1.1 Mandate of the Committee.....	v
1.3 Oversight	v
1.4 Committee Membership.....	vi
1.5 Committee Secretariat.....	vii
2.0 INTRODUCTION	1
3.0 SUBMISSIONS	2
3.1 Submissions by the Petitioners	2
3.2 Submissions by the Chief Administrative Secretary, Ministry of Lands and Physical Planning.....	3
3.3 Submissions by the Cabinet Secretary Ministry of Environment and Forestry	4
3.4 Submissions by the Ministry of Interior & Coordination of National Government.....	4
4.0 COMMITTEE OBSERVATIONS.....	5
5.0 COMMITTEE RECOMMENDATIONS.....	6

CHAIRPERSON'S FOREWORD

The Petition No. 48 of 2020 by residents of Tetu Sub – County regarding resettlement of squatters of Tucha/Kiandagoro Forest on Solio Ranch Village 5 was conveyed to the House on 1st December 2020 by the Hon. Speaker on behalf of representatives of Tucha/Kiandagoro Forest evictees of Tetu Sub – County, Nyeri County.

In considering the Petition, the Committee met the representatives of the Petitioners on 9th February, 2021 and the Chief Administrative Secretary, Ministry of Lands and Physical Planning on 21st April, 2021 in Parliament Buildings. The Committee also received written submissions from the Cabinet Secretaries, Ministries of Environment & Forestry, and Interior & Coordination of National Government.

The Petitioners prayed that the National Assembly through the Departmental Committee on Lands intervenes to have the matter expeditiously addressed to ensure that the Tucha/Kiandagoro forest evictees are resettled at the unsettled portion of land in Solio Village 5 in fulfillment of the government's resettlement promise.

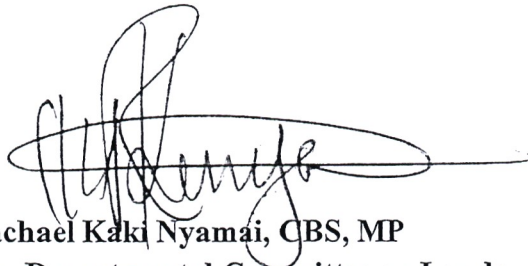
The Committee made the following observations:

- a. The Petitioners are part of evictees from the larger Mount Kenya forest, specifically from Kiandagoro, Kabage, Gakango, Hombe, Ragati and Cheche in 1988.
- b. The Petitioners were first vetted in 2017 by a committee led by the Deputy County Commissioner, Tetu Sub County and confirmed to be genuine squatters evicted from Tucha/Kiandagoro.
- c. The Petitioners were further vetted in 2020 by a multi-agency committee chaired by the County Commissioner, Nyeri County with membership from the Ministry of Lands, National Land Commission and Deputy County Commissioners.
- d. The Committee further noted that the multi-agency committee confirmed that 534 households were evicted from Tucha/Kiandagoro.
- e. The Committee observed that while some squatters were settled by the government in 1992 and 2008/2009, the Petitioners have not been settled and are currently squatting in various places within Nyeri County.
- f. The submissions made to the Committee by Ministries of Lands & Physical Planning and Interior & Coordination of National Government indicated that the parcel of land in Solio Ranch village 5 identified by the Petitioners to facilitate their resettlement, is private land for conservation and hence not available for settlement of squatters.
- g. Regarding the prayer made by the petitioners for resettlement in Solio Ranch village 5, the Committee observed that the submissions made by the Ministries of Lands &

Physical Planning and Interior & Coordination of National Government indicated that the said parcel of land is measures 200 acres and hence not sufficient to facilitate the resettlement of the Petitioners.

The Committee recommends that the Cabinet Secretary, Ministry of Lands and Physical Planning in collaboration with the relevant stakeholders does acquire alternative land through the Land Settlement Fund in the Financial Year 2022/2023 for settlement of 534 households that were evicted from Tucha/Kiandagoro.

The Committee also recommends that the Cabinet Secretary, Ministry of Lands and Physical does initiate the process of acquiring alternative land for settlement of 534 households that were evicted from Tucha/Kiandagoro within sixty days of tabling of this Report.



Hon. Dr. Rachael Kaki Nyamai, CBS, MP
Chairperson, Departmental Committee on Lands

1.0 PREFACE

1.1 Mandate of the Committee

1. The Departmental Committee on Lands is established pursuant to the provisions of Standing Order No. 216 (1) and (5) with the following terms of reference: -
 - i. make reports and recommendations to the House as often as possible, including recommendation of proposed legislation;
 - ii. investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and departments;
 - iii. study the programme and policy objectives of Ministries and departments and the effectiveness of the implementation;
 - iv. study, access and analyze the relative success of the Ministries and departments as measured by the results obtained as compared with their stated objectives;
 - v. 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.
 - vi. study and review all legislation referred to it.

1.2 Committee subjects

2. The Committee is mandated to consider the following subjects:
 - a) Lands
 - b) Settlement

1.3 Oversight

3. The Committee oversees the Ministry of Lands and Physical Planning; and the National Land Commission.

1.4 Committee Membership

4. The Committee membership comprises: -

Chairperson

Hon. Dr. Rachael Nyamai, CBS, MP
Kitui South Constituency
Jubilee Party

Vice Chairperson

Hon. Khatib Mwashetani, MP
MP for Lunga Lunga Constituency
Jubilee Party

Hon. Benjamin Washiali, CBS, MP
Mumias East Constituency
Jubilee Party

Hon Joshua Kutuny Serem, MP
Cherangany Constituency
Jubilee Party

Hon. Mishi Mboko, MP
Likoni Constituency
Orange Democratic Movement (ODM)

Hon. Omar Mwinyi, MP
Changamwe Constituency
Orange Democratic Movement (ODM)

Hon. Ahmed Kolosh, MP
Wajir West Constituency
Jubilee Party

Hon. Ali Mbogo, MP
Kisauni Constituency
Wiper Democratic Movement (WDM)

Hon. Babu Owino, MP
Embakasi East Constituency
Orange Democratic Movement (ODM)

Hon. Caleb Kipkemei Kositany, MP
Soy Constituency
Jubilee Party

Hon George Aladwa, MP
Makadara Constituency
Orange Democratic Movement (ODM)

Hon George Risa Sunkuyia, MP
Kajiado West Constituency
Jubilee Party

Hon. John Muchiri Nyaga, MP
Manyatta Constituency
Jubilee Party

Hon. Josphat Gichunge Kabeabea, MP
Tigania East Constituency
Party of National Unity (PNU)

Hon. Lilian Tomitom, MP
West Pokot County
Jubilee Party

Hon. Owen Yaa Baya, MP
Kilifi North Constituency
Orange Democratic Movement (ODM)

Hon. Patrick Munene Ntwiga, MP
Chuka/Igambangombe Constituency
Jubilee Party

Hon. Samuel Kinuthia Gachobe, MP
Subukia Constituency
Jubilee Party

Hon. Teddy Mwambire, MP
Ganze Constituency
Orange Democratic Movement (ODM)

1.5 Committee Secretariat

5. The Committee secretariat comprises: -

Lead Clerk
Mr. Leonard Machira
Senior Clerk Assistant

Mr. Ahmad Guliye
Clerk Assistant II

Dr. Kefa Omoti
Principal Researcher Officer

Ms. Jemimah Waigwa
Legal Counsel I

Mr. Joseph Okongo
Media Relations Officer

Mr. Adan Abdi
Fiscal Analyst II

2.0 INTRODUCTION

6. The Petition No. 48 of 2020 by residents of Tetu Sub – County regarding resettlement of squatters of Tucha/Kiandogoro Forest on Solio Ranch Village 5 was conveyed to the House on 1st December 2020 b4th June 2020 by the Hon. Speaker on behalf of representatives of Tucha/Kiandogoro Forest evictees from Tetu Sub – County, Nyeri County.
7. The Petitioners wished to draw to the attention of the House to the following, that -
 - a. They were genuine squatters from Tucha/Kiandogoro Forest who were duly vetted on 11th October, 2017 by a committee led by the Deputy County Commissioner, Tetu Sub-County. The squatters comprise 534 households.
 - b. They were evicted from the forest by the government in 1988 with a promise of resettlement on Solio Ranch village 3.
 - c. Unvalidated people ended up as beneficiaries of Solio Ranch Village 3 rendering the genuine squatters destitute.
 - d. In 2008, the government resettled evictees from Kabarú, Naromoru, Hombe from Mt. Kenya Forest, Kabage, Zaina from Abadares Forest leaving out Tucha/Kiandogoro Forest evictees without justifiable reason.
 - e. Tucha/Kiandogoro Forest evictees were scattered all over Nyeri County doing menial jobs to eke a living.
 - f. The evictees have discovered that part of Solio Ranch village 5 was unoccupied and unsettled and prayed to the National Assembly that they be allocated the unoccupied portion.
 - g. Efforts to seek redress from various government agencies such as the former Provincial Administration, County Government of Nyeri, Ministry of Devolution and Planning among other entities bore no fruits.
 - h. The Regional Commissioner, Central Region, vide a letter reference no. RC/LN 5/3/2. VOL V/38 dated 18th December, 2019, advised the Petitioners to file a Petition at the National Assembly since the matter required intervention from various government agencies.
 - i. The matter raised in the Petition was not pending before any court of law, constitutional or legal body.
8. The Petitioners prayed that the National Assembly through the Departmental Committee on Lands intervenes to have the matter expeditiously addressed to ensure that the Tucha/Kiandogoro forest evictees are resettled at the unsettled portion of land in Solio Village 5 in fulfillment of the government's resettlement promise.

3.0 SUBMISSIONS

3.1 Submissions by the Petitioners

The Committee met the Petitioners on 9th February, 2021. During the meeting, the Petitioners informed the Committee of the following.

9. The Petition was made on behalf of persons comprising 534 households evicted from the Aberdare Forest by the government in 1988.
10. A committee led by the Deputy County Commissioner, Tetu Sub-County vetted the said affected persons/ squatters on 11th October 2017 and confirmed to be genuine squatters evicted from Tucha/Kiandagoro Forest.
11. Subsequently, the government promised to settle the affected persons in Solio Ranch village 3. However, other persons ended up as beneficiaries of the Solio Ranch Village 3 settlement, rendering the genuine squatters destitute.
12. In 2008, the government resettled evictees from Kabaru, Naromoru, Hombe from Mt. Kenya Forest, Kabage, Zaina from Abadares Forest but left out Tucha/Kiandagoro Forest evictees without any justifiable reason.
13. The Petitioners are currently scattered all over Nyeri County doing menial jobs to eke a living.
14. The evictees have discovered that part of Solio Ranch village 5 was unoccupied and unsettled and prayed to the National Assembly that they be allocated the said unoccupied parcel of land.
15. Efforts to seek redress from various government agencies such as the former Provincial Administration, County Government of Nyeri, Ministry of Devolution and Planning among other entities bore no fruits.
16. Vide a letter reference no. RC/LN 5/3/2. VOL V/38 dated 18th December, 2019, the Regional Commissioner, Central Region advised them that they file a Petition at the National Assembly since the matter required intervention from various government agencies.
17. The issues raised in the Petition were not pending before any court of law, constitutional or legal body.

3.2 Submissions by the Chief Administrative Secretary, Ministry of Lands and Physical Planning

18. The Committee met the Chief Administrative Secretary, Ministry of Lands and Physical Planning on 21st April, 2021. the Chief Administrative Secretary informed the Committee as follows.
19. The Ministry established a multi-agency Committee in 2017 to address the plight of landless persons/ squatters in Nyeri County. The Committee comprised the County Commissioner who was the Chairperson of the Committee, all Deputy County Commissioners in the County, officers from the Ministry of Lands & Physical Planning and the National Land Commission.
20. The mandate of the multi-agency Committee was to identify the numerous landless people in the county (squatters), their origin and veracity of claims.
21. The team found out that there were several categories of squatters in the area. These include:
 - i. Forest evictees
 - ii. Squatters in colonial villages
 - iii. Former casual workers in the then European farms
 - iv. Those displaced by developments
 - v. People squatting on public land
 - vi. People displaced by natural catastrophes
22. The Committee was informed that forest evictees comprised persons evicted from Hombe, Ragati, Kabarú Gathiuru and Cheche in the larger Mt. Kenya Forest, Aberdare Forest (Zaina, Kiandagoro (Tucha), Kabage and Gakanga).
23. Most of the evictees were settled by the government in the Ndathi settlement scheme in 1992 and 2008/2009 respectively. However, some evictees still live as squatters in various places because there was no sufficient land to settle all the affected persons.
24. The Committee was informed that the multi-agency Committee verified 534 persons to be genuine squatters from Tucha/Kiandagoro Forest.
25. The Chief Administrative Secretary further stated that Solio Ranch Village 5 is private land and is not sufficient to settle all the verified squatters. Consequently, the Ministry was in consultation with key stakeholders to source for alternative land and funds to settle the squatters.

3.3 Submissions by the Cabinet Secretary Ministry of Environment and Forestry

26. The Committee received written submissions from the Cabinet Secretary, Ministry of Environment and Forestry dated 21st June 2021. The Cabinet Secretary informed the Committee that the Chief Conservator of Forest confirmed that Solio Ranch Village 5 is not a protected forest.

3.4 Submissions by the Ministry of Interior & Coordination of National Government

27. The Committee received written submissions from the Cabinet Secretary, Ministry of Interior and Coordination of National Government dated 6th July 2021. The Cabinet Secretary informed the Committee that:
28. The petitioners were evicted Tucha Kiandagoro Forest from the forest in 1988.
29. On 11th October, 2017 a committee led by the Deputy County Commissioner, Tetu Sub-County vetted the evictees and came up with a list of 534 households. The said squatters are currently scattered in various areas within Nyeri County.
30. The evictees were further vetted on 21st September, 2020 by a multi-agency committee chaired by the County Commissioner with membership from the Ministry of Lands, National Land Commission, Deputy County Commissioners. The multi-agency committee confirmed that 534 households were evicted from Tucha/Kiandagoro. However, the government had not identified any available land to resettle the affected persons.
31. Regarding the prayer made by the petitioners for resettlement in Solio Ranch village 5, the Cabinet Secretary stated that only 200 acres of land was reserved as conservation area during the previous resettlement. Therefore, there was no vacant land to settle the squatters in Solio Ranch Village 5.

4.0 COMMITTEE OBSERVATIONS

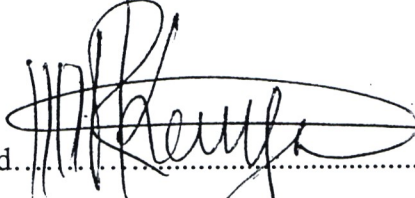
The Committee made the following observations from evidence adduced in the meetings, that: -

1. The Petitioners are part of evictees from the larger Mount Kenya forest, specifically from Kiandagoro, Kabage, Gakango, Hombe, Ragati and Cheche in 1988.
2. The Petitioners were first vetted in 2017 by a committee led by the Deputy County Commissioner, Tetu Sub County and confirmed to be genuine squatters evicted from Tucha/Kiandagoro.
3. The Petitioners were further vetted in 2020 by a multi-agency committee chaired by the County Commissioner, Nyeri County with membership from the Ministry of Lands, National Land Commission and Deputy County Commissioners.
4. The Committee further noted that the multi-agency committee confirmed that 534 households were evicted from Tucha/Kiandagoro.
5. The Committee observed that while some squatters were settled by the government in 1992 and 2008/2009, the Petitioners have not been settled and are currently squatting in various places within Nyeri County.
6. The submissions made to the Committee by Ministries of Lands & Physical Planning and Interior & Coordination of National Government indicated that the parcel of land in Solio Ranch village 5 identified by the Petitioners to facilitate their resettlement, was private land reserved for conservation and hence not available for settlement of squatters.
7. Regarding the prayer made by the petitioners for resettlement in Solio Ranch village 5, the Committee observed that the submissions made by the Ministries of Lands & Physical Planning and Interior & Coordination of National Government indicated that the said parcel of land measures 200 acres and hence not sufficient to facilitate the resettlement of the Petitioners.

5.0 COMMITTEE RECOMMENDATIONS

Pursuant to Standing Order 227, the Committee recommends as follows:

1. The Cabinet Secretary, Ministry of Lands and Physical Planning in collaboration with the relevant stakeholders does acquire alternative land through the Land Settlement Fund in the Financial Year 2022/2023 for settlement of 534 households that were evicted from Tucha/Kiandagoro.
2. The Cabinet Secretary, Ministry of Lands and Physical does initiate the process of acquiring alternative land for settlement of 534 households that were evicted from Tucha/Kiandagoro within sixty days of tabling of this Report.

Signed.......... Date.....10/8/2021.....

The Hon. Dr. Rachael Kaki Nyamai, CBS, MP.

Chairperson, Departmental Committee on Lands



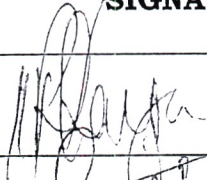

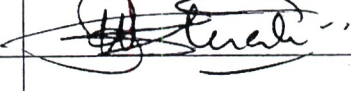

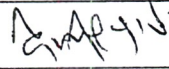
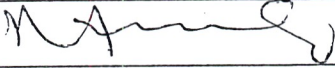
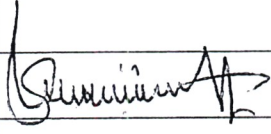
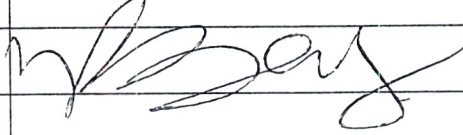
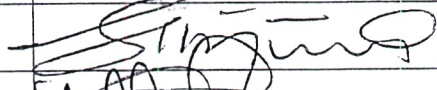

REPUBLIC OF KENYA
KENYA NATIONAL ASSEMBLY
TWELFTH PARLIAMENT

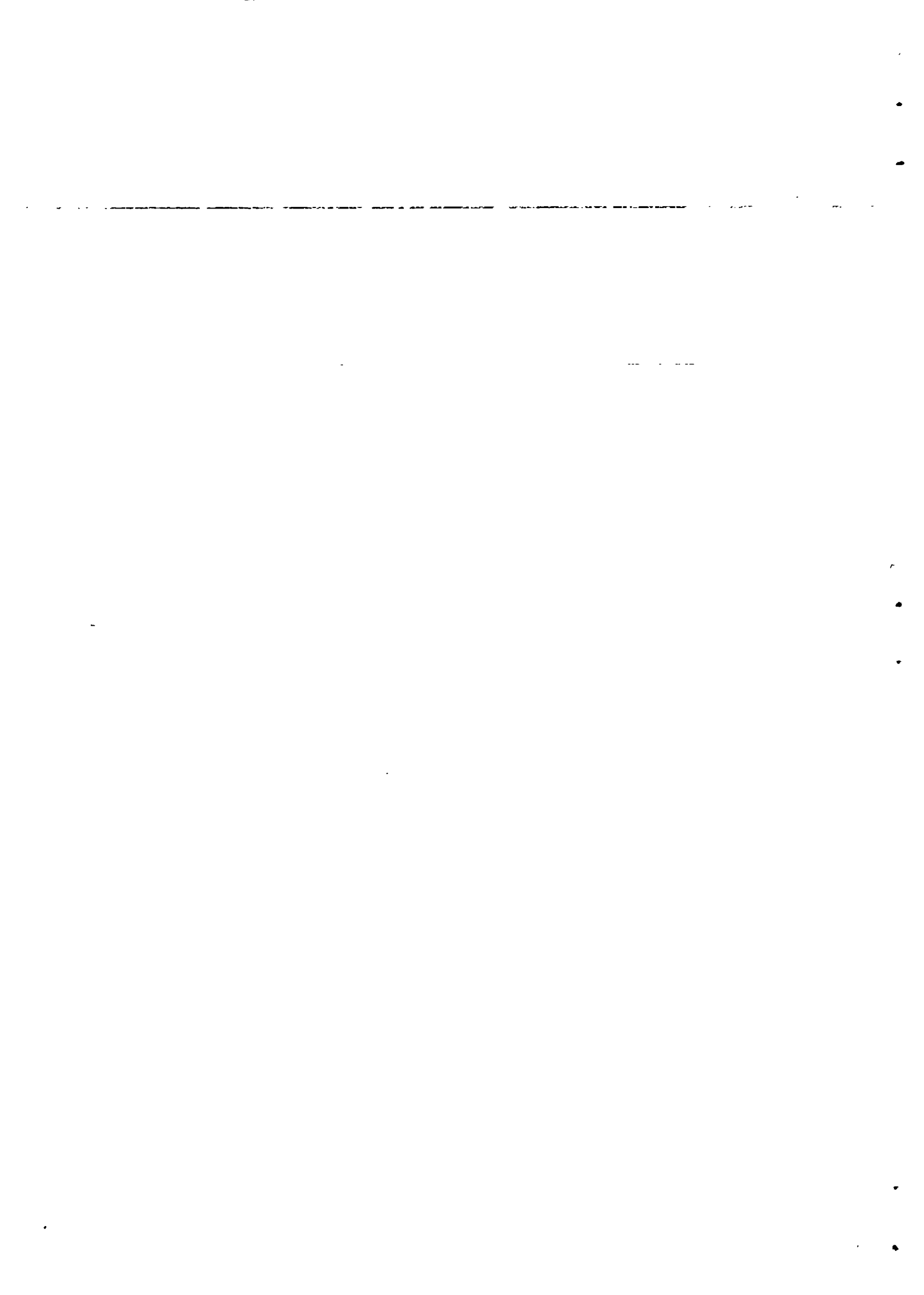
DEPARTMENTAL COMMITTEE ON LANDS

Adoption List

Report on the Petition by residents of Tetu Sub-County regarding resettlement of squatters of Tucha/Kiandogoro Forest on Solio Ranch Village 5

Date: 28/07/2021

	NAMES	SIGNATURE
1.	Hon. Dr. Rachael Nyamai, CBS, MP - Chairperson	
2.	Hon. Khatib Mwashetani, MP V/Chairperson	
3.	Hon. Benjamin Washiali, CBS MP	
4.	Hon. Joshua Kutuny Serem, MP	
5.	Hon. Mishi Mboko, MP	
6.	Hon. Omar Mwinyi Shimbwa, MP	
7.	Hon. Ahmed Kolosh, MP	
8.	Hon. Ali Mbogo, MP	
9.	Hon. Babu Owino, MP	
10.	Hon. Caleb Kipkemei Kositany, MP	
11.	Hon. George Aladwa, MP	
12.	Hon. George Risa Sunkuyia, MP	
13.	Hon. John Muchiri Nyaga, MP	
14.	Hon. Josphat Gichunge Kabeabea, MP	
15.	Hon. Lilian Tomitom, MP	
16.	Hon. Owen Yaa Baya, MP	
17.	Hon. Patrick Munene Ntwiga MP	
18.	Hon. Samuel Kinuthia Gachobe, MP	
19.	Hon. Teddy Mwambire, MP	



**MINUTES OF THE 1ST SITTING OF THE DEPARTMENTAL COMMITTEE ON LANDS
HELD ON TUESDAY, 9TH FEBRUARY, 2021 IN THE MAIN CHAMBER, PARLIAMENT
BUILDINGS AT 10.00 A.M.**

PRESENT

1. Hon. Dr. Rachael Nyamai, CBS, M.P - Chairperson
2. Hon. Khatib Mwashetani, M. P - Vice Chairperson
3. Hon. Benjamin Washiali, CBS, MP
4. Hon. Mishi Mboko, M.P
5. Hon. Omar Mwinyi Shimbwa, M.P
6. Hon. Ali Mbogo, M.P
7. Hon. George Risa Sunkuyia, M.P
8. Hon. John Muchiri Nyaga, MP
9. Hon. Owen Yaa Baya, M.P
10. Hon. Teddy Mwambire, M.P

APOLOGIES

1. Hon. Joshua Kutuny, MP
2. Hon. Ahmed Kolosh, MP
3. Hon. Babu Owino, MP
4. Hon. Caleb Kositany, M.P
5. Hon. George Aladwa, M.P
6. Hon. Josphat Gichunge Kabeabea, M.P
7. Hon. Lilian Tomitom, MP
8. Hon. Patrick Munene Ntwiga, MP
9. Hon. Samuel Kinuthia Gachobe, MP

IN ATTENDANCE

PETITIONERS /TUCHA/KIANDAGORO FOREST EVICTEES

1. Mr. Linus Wachira Kibicho
2. Mr. Joshua Muthui Muruithia
3. Mr. David Kingori Gichohi
4. Ms. Margaret Wambui Thuita

THE NATIONAL ASSEMBLY SECRETARIAT

- | | | |
|------------------------|---|----------------------------|
| 1. Mr. Leonard Machira | - | Senior Clerk Assistant |
| 2. Mr. Ahmad Guliye | - | Second Clerk Assistant |
| 3. Dr. Kefa Omoti | - | Principal Research Officer |
| 4. Ms. Jemimah Waigwa | - | Legal Counsel |
| 5. Ms. Winnie Kizia | - | Media Relations Officer |
| 6. Ms. Peris Kaburi | - | Serjeant At Arms |
| 7. Ms. Maureen Kweyu | - | Audio Officer |

MIN. NO. NA/DCS/LANDS/2021/001: PRELIMINARIES

The meeting was called to order at seven minutes past ten o'clock and prayers were said. Thereafter the agenda of the meeting was adopted as outlined in the notice having been proposed and seconded by Hon. Teddy Mwambire, M. P and Hon. Owen Baya, M.P respectively.

MIN. NO. NA/DCS/LANDS/2021/002: MEETING WITH THE PETITIONERS ON A PETITION REGARDING RESETTLEMENT OF SQUATTERS OF TUCHA/KIANDAGORO FOREST ON SOLIO RANCH, VILLAGE FIVE

The representatives of Tucha/Kiandagoro forest evictees submitted the following in respect of the above-mentioned Petition:

- i. They were genuine squatters and initially lived in Tucha/Kiandagoro Forest but were evicted from the forest by the government in 1988 with a promise that they could be resettled in Solio Ranch village 3.
- ii. Following the eviction 534 households were vetted on 11th October, 2017 by a committee led by the Deputy County Commissioner, Tetu Sub-County and expected to be resettled after the exercise;
- iii. However, other people apart from the petitioners were resettled in Solio Ranch Village 3 rendering the genuine squatters destitute.;
- iv. In 2008, the government resettled evictees from Kabarú, Naromoru, Hombe in Mt. Kenya Forest, Kabage, Zaina in Abadares Forest leaving out Tucha/Kiandagoro Forest evictees without any justifiable reason;

- v. Tucha/Kiandagoro Forest evictees were then scattered in different areas of Nyeri County doing menial jobs to eke a living.
- vi. The evictees later found out that that part of Solio Ranch village 5 was still unoccupied and unsettled and prayed that they be allocated the said unoccupied portion of the ranch. However they would not indicate the actual size of the said land;
- vii. They were not opposed to the allocation of land to the initial beneficiaries in Solio Ranch 3
- viii. Efforts to seek redress from various government agencies such as former Provincial Administration, County Government of Nyeri, Ministry of Devolution and Planning among other entities bore no fruits.
- ix. Vide a letter reference no. RC/LN 5/3/2. VOL V/38 dated 18th December, 2019, the Regional Commissioner, Central Region advised them that they file a Petition at the National Assembly since the matter required the intervention of various government agencies.
- x. The matter raised in the Petition were not pending before any court of law, constitutional or legal body.

Committee Observations

The Committee observed that:

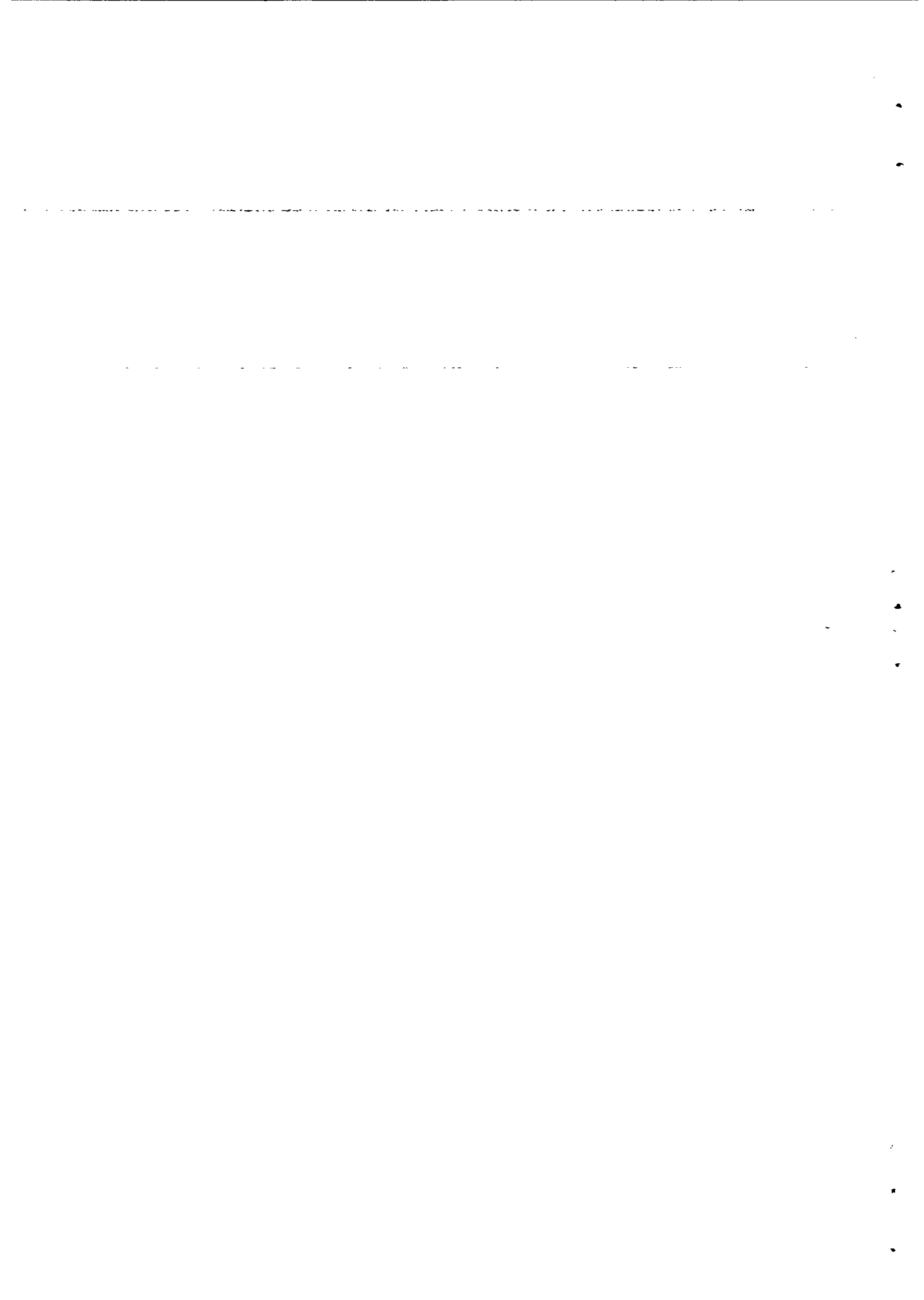
- i. The petitioners were not opposed to the allocation of land to the alleged undeserving beneficiaries in Solio Ranch 3 and only prayed to be resettled in Solio Ranch 5 or in alternative land;
- ii. The Petitioners did not indicated the actual of acreage of Solio Ranch 5, however they stated that the land would not be sufficient for the resettlement of 534 Tucha/Kiandagoro Forest evictees;

The Committee asked the Petitioners to submit a list of the 534 households comprising evictees who were not allocated land as well as list of the beneficiaries of Solio Ranch 3 within seven (7) days.

Committee resolution

The Committee resolved as follows:

- i. To seek submissions from the following stakeholders:
 - a. Ministry of Lands & Physical Planning
 - b. Ministry of Environment & Forestry
 - c. Ministry of Interior & Coordination of National Government



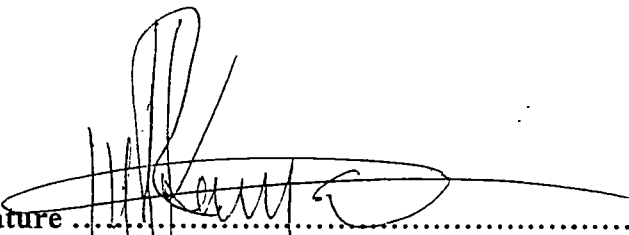
d. The National Land Commission

- iii. To undertake a field visit to the area and invite the relevant stakeholders to brief the Committee on the facts obtaining on the ground regarding the issues raised in the petition

MIN. NO. NA/DCS/LANDS/2021/003: ADJOURNMENT

There being no other business to discuss, the meeting was adjourned at ten minutes to twelve noon. The next meeting would be held on notice.

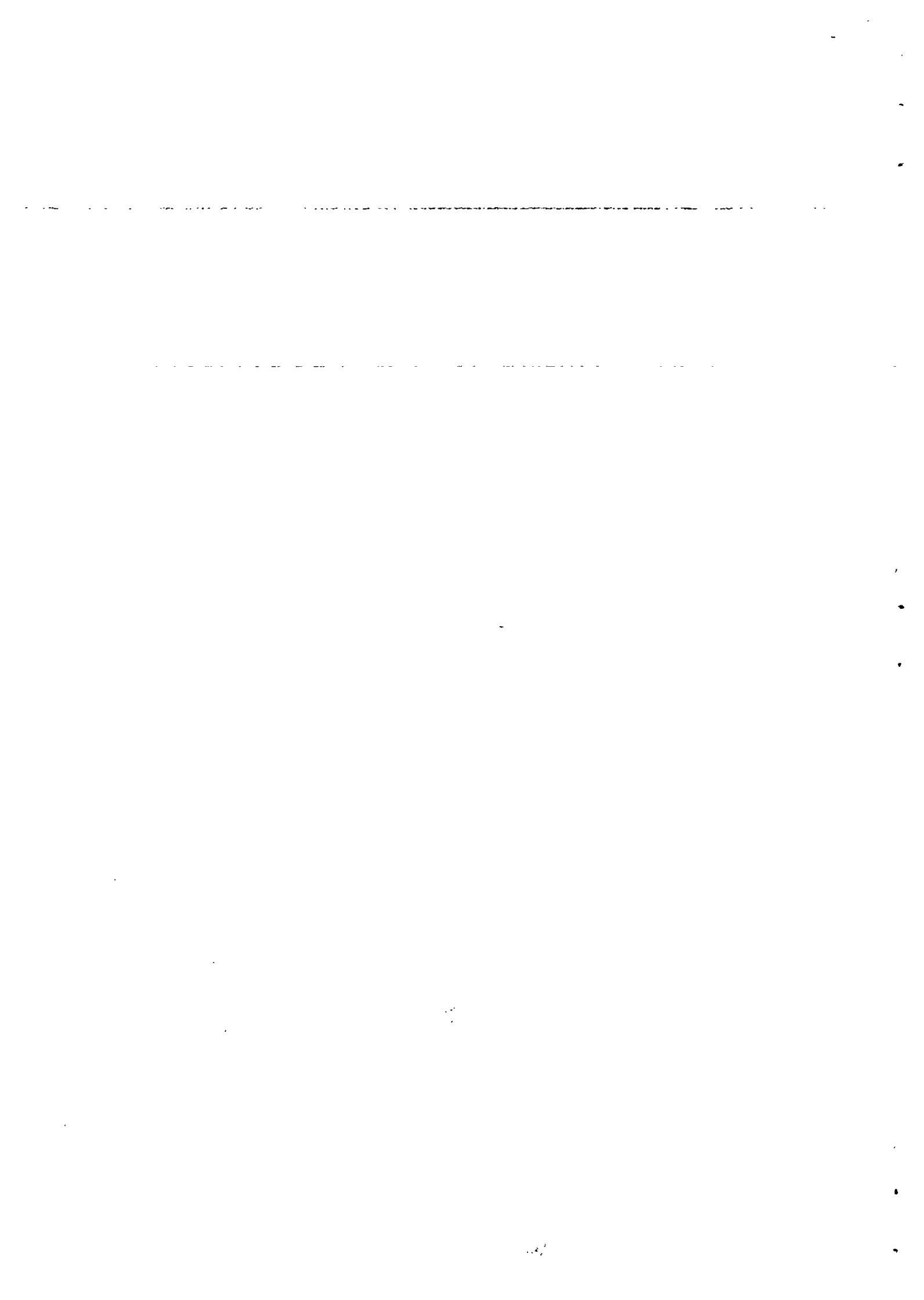
Signature



HON. DR. RACHAEL KAKI NYAMAI, CBS, M.P.
(Chairperson)

20-4-2021

Date.....



MINUTES OF THE 32ND SITTING OF THE DEPARTMENTAL COMMITTEE ON LANDS HELD ON TUESDAY, 27TH JULY, 2021 AT ENGLISH POINT, MARINA – MOMBASA AT 10.00 A.M

PRESENT

1. Hon. Dr. Rachael Nyamai, CBS, M.P - Chairperson
2. Hon. Khatib Mwashetani, M. P - Vice Chairperson
3. Hon. Benjamin Washiali, CBS, MP
4. Hon. Omar Mwinyi Shimbwa, M.P
5. Hon. Ahmed Kolosh, MP
6. Hon. Ali Mbogo, M.P
7. Hon. George Risa Sunkuyia, M.P
8. Hon. Owen Yaa Baya, M.P
9. Hon. Samuel Kinuthia Gachobe, MP
10. Hon. Teddy Mwambire, M.P

APOLOGIES

1. Hon. Mishi Mboko, M.P
2. Hon. Joshua Kutuny, MP
3. Hon. Babu Owino, MP
4. Hon. Caleb Kositany, MP
5. Hon. George Aladwa, M.P
6. Hon. John Muchiri Nyaga, MP
7. Hon. Josphat Gichunge Kabeabea, M.P
8. Hon. Lilian Tomitom, MP
9. Hon. Patrick Munene Ntwiga, MP

THE NATIONAL ASSEMBLY

Hon. Richard Ken Chonga, MP

REPRESENTATIVES OF TITLE DEED HOLDERS OF L.R MN/IV/152

1. Mr. Mohamed Ahmed Ali
2. Mr. Mohamed Islam Ali
3. Mr. Mbarak Islam Abeid
4. Mr. Amur Salim
5. Mr. Ahmed Salim Mohamed
6. Mr. Abdulhameed Aboo

THE NATIONAL ASSEMBLY SECRETARIAT

- | | | |
|------------------------|---|----------------------------|
| 1. Mr. Leonard Machira | - | Senior Clerk Assistant |
| 2. Mr. Ahmad Guliye | - | Second Clerk Assistant |
| 3. Dr. Kefa Omoti | - | Principal Research Officer |
| 4. Ms. Christine Maeri | - | Audio Officer |
| 5. Ms. Peris Kaburi | - | Serjeant At Arms |

MIN. NO. NA/DDC/LANDS/2021/106: PRELIMINARIES

The meeting was called to order at seven minutes past ten o'clock with a word of prayer and thereafter introductions were made.

MIN. NO. NA/DCS/LANDS/2021/107: MEETING WITH REPRESENTATIVES OF TITLE DEED HOLDERS OF L.R MN/IV/152 IN RESPECT OF PETITION REGARDING DISPOSSESSION OF LAND BELONGING TO DINDIRI – MAKATA & KAOLE VILLAGES IN CHASIMBA WARD, KILIFI SOUTH CONSTITUENCY

Mr. Mbarak Islam Abeid and representatives of the heirs of the other eight registered owners of land parcel No MN/IV/152 informed the Committee of the following:

- i. The land in question was first registered in 1970 to six persons as follows:
 - a. Ali Rashid Manthri as the Administrator of the Estate of Rashid Ali Manthri
 - b. Mohamed El Basami as the Administrator of the Estate of Mohamed Khamis El-Basami
 - c. Mohamed Rashid El- Basami
 - d. Muarabu Salim
 - e. Ahmed Ali
 - f. Islam Ali
 - g.
- ii. The land in question is currently registered to nine (9) Persons) as follows:
 - a. Ali Rashid Manthri as the Administrator of the Estate of Rashid Ali Manthri
 - b. Mohamed El Basami as the Administrator of the Estate of Mohamed Khamis El-Basami
 - c. Mohamed Rashid El- Basami
 - d. Haidar Mohamed Rashid Basami
 - e. Mohamed Rashid Basami
 - f. Ahmed Mohamed Rashid Basami
 - g. Ahmed Ali
 - h. Islam Ali

- i. Mbarak Islam Abeid
- iii. The heirs could not obtain a current postal - search on the piece of land as their file was reportedly missing.
- iv. Mr. Mbarak Abeid bought a portion of the land in question measuring approximately 55.49 acres from Omar Ali Said (one of the heirs to the share of Muarabu Salim) The said portion comprised 3/6 of the 1/16 undivided share registered in the name of Muarabu Salim in the first registration of May 1970);
- v. During the said transaction Mr. Omar Ali Said, the seller could not trace the original title deed for the land. Consequently, he obtained a provisional certificate of title for the said land through the Public Trustee (the administrator of the estate of Muarabu bint Salim) having issued Kenya Gazette notice No. 2475 of 28th June 1985;
- vi. Mr. Abeid later subdivided the land in question into two portions and obtained a certificate of title of his share measuring 55.49 acres. The remaining portion is registered to the other eight proprietors although they had not obtained individual titles;
- vii. Mr. Abeid could not take possession of the land was occupied by squatters and attempts to survey the land in 2011 were thwarted by the said squatters. He further stated that efforts to negotiate with the squatters to realize an amicable solution on the matter have been in vain;
- viii. Mr. Rashid Ali Manthri, the registered owner of ¼ share equivalent to 444 acres of land in Plot. MN/IV/152, passed away on 6th February 2002. He is survived by nine grandsons, and two granddaughters as per a succession petition dated 26th April 2021 filed by Ahmed Salim Mohamed and Hemed Salim Mohamed. The said succession petition was listed for hearing on 29th July 2021;
- ix. Mr. Mohamed Khamis El-Basami, the registered owner of ¼ share equivalent to 444 acres of land in Plot no. MN/IV/152. is deceased. The late Khamis Mohamed El-Basami was appointed as administrator of his estate, and he went on to appoint Hyder Mohamed Rashid El-Basami as his attorney through a Power of Attorney dated 15th April 1988. Hyder and Khamis have since both passed on. Mohamed Khamis El-Basami is now survived by eleven (11) grandsons and (five) 5 granddaughters;
- x. The process of succession for the estate of the Late Mr. Mohamed Khamis El-Basami had been initiated at the Kadhi's court and the same was listed for hearing on 29th July 2021;
- xi. The administration of the estate of the late Salim Mohamed Bassamy was applied for in the High Court (Succession Cause no. HC 55 of 1997, and the Grant of Letters of Administration Intestate were issued on 5th January 1998) and a Certificate of Confirmation of Grant was issued on 29th May, 1998 appointing two of the deceased sons, namely:

~~Ahmed Salim Mohamed Bassamy and Amur Salim Mohamed Bassamy as the current administrators of the deceased's estate;~~

xii. With respect to the estates of Hyder Mohamed Rashid Basami and Ahmed Mohamed Rashid Basami, a succession petition was filed at the Kadhi's Court (Succession case no. E 239 of 2021), seeking to appoint Ahmed Salim Mohamed and Hemed Salim Mohamed as the administrators of the deceased's estates. The said application was listed for hearing on 29th July 2021;

xiii. Mr. Islam Ali, the registered owner of 3/32nds share of the said Plot, measuring approximately 166.5 acres. Islam Ali, also referred to as Yeslam Ali Bashamkh, passed away on 26th May 1999 and the process of administration was undertaken in High Court, Succession cause no. 147 of 2000, wherein Ali Islam Ali and Mohamed Islam Ali were appointed as administrators of the deceased's estate by virtue of a Certificate of Confirmation of Grant dated 22nd May 2002;

xiv. Mr. Ahmed Ali the registered owner of 3/32nds share of the said Plot, measuring approximately 166.5 acres. Ahmed Ali, also referred to as Ahmed Ali Yeslam, passed away on 6th October, 2012 and the process of administration was undertaken in the High Court, Succession cause no. 73 of 2013; wherein Haji Awadh Omar, Ali Ahmed Alo, Hashim Ahmed Ali, Mohamed Ahmed Ali and Ramla Ahmed Ali were appointed as the Administrators of the deceased's estate by virtue of Certificate of Confirmation of Grant dated 24th October, 2014.

They also indicated were willing to negotiate with the government for purchase of the land in question to settle of the squatters.

The Committee requested Mbarak Islam Abeid and representatives of the heirs of the other eight registered owners of land parcel No MN/IV/152 to present written submissions on the oral above-mentioned responses by Wednesday 28th July, 2021

MIN. NO. NA/DDC/LANDS/2021/108: ADJOURNMENT

There being no other business to discuss, the meeting was adjourned at twenty – five minutes past one o'clock. The next meeting would be held in the afternoon, at 2.30 pm at the same venue.

Signature

HON. DR. RACHAEL KAKI NYAMAI, CBS, M.P.

(Chairperson)

Date..... 05/8/2021

**MINUTES OF THE 34TH SITTING OF THE DEPARTMENTAL COMMITTEE ON
LANDS HELD ON WEDNESDAY, 28TH JULY, 2021 AT ENGLISH POINT, MARINA –
MOMBASA AT 10.00 A.M**

PRESENT

1. Hon. Dr. Rachael Nyamai, CBS, M.P - Chairperson
2. Hon. Khatib Mwashetani, M. P - Vice Chairperson
3. Hon. Benjamin Washiali, CBS, MP
4. Hon. Omar Mwinyi Shimbwa, M.P
5. Hon. Ahmed Kolosh, MP
6. Hon. Ali Mbogo, M.P
7. Hon. George Risa Sunkuyia, M.P
8. Hon. Owen Yaa Baya, M.P
9. Hon. Samuel Kinuthia Gachobe, MP
10. Hon. Teddy Mwambire, M.P

APOLOGIES

1. Hon. Mishi Mboko, M.P
2. Hon. Joshua Kutuny, MP
3. Hon. Babu Owino, MP
4. Hon. Caleb Kositany, MP
5. Hon. George Aladwa, M.P
6. Hon. John Muchiri Nyaga, MP
7. Hon. Josphat Gichunge Kabeabea, M.P
8. Hon. Lilian Tomitom, MP
9. Hon. Patrick Munene Ntwiga, MP

PETITIONERS ON GALANA – KULALU ADC LAND PETITION

1. Mr. Daudi Dube
2. Mr. Mohamed Yaya
3. Mr. Omar Wario
4. Mr. Omar Ware
5. Mr. Hassan Kuro

THE NATIONAL ASSEMBLY SECRETARIAT

1. Mr. Leonard Machira - Senior Clerk Assistant
2. Mr. Ahmad Guliye - Second Clerk Assistant
3. Ms. Jemimah Waigwa - Legal Counsel

- | | | |
|------------------------------|---|---------------------------------------|
| 4. Dr. Kefa Omoti | - | Principal Research Officer |
| 5. Ms. Christine Maeri | - | Audio Officer |
| 6. Ms. Peris Kaburi | - | Serjeant At Arms |

MIN. NO. NA/DDC/LANDS/2021/109: PRELIMINARIES

The meeting was called to order at four minutes past ten o'clock with a word of prayer and thereafter introductions were made.

MIN. NO. NA/DCS/LANDS/2021/110: MEETING WITH THE PETITIONERS ON THE PETITION REGARDING SUB-DIVISION OF AGRICULTURAL DEVELOPMENT CORPORATION (ADC) LAND & STAKEHOLDER CONSULTATION ON THE GALANA - KULALU FOOD SECURITY PROJECT

The Petitioners made the following additional submissions regarding allocation of land in the Galana - Kulalu Food Security Project to the residents of Tana River County:

- a. 200,000 acres be allocated to the community ranch in addition to the proposed 450,000 acres.
- b. The proposed 300,000 acres to settle 30,000 families be shared equally between of Kilifi Tana – River Counties and the 150,000-acre portion of Tana River County consolidated into Community Ranch.
- c. 5 out of 40 allocations of land in the food security project in the large-scale category be reserved for the Communities in Tana River County.
- d. 10 out of 40 allocations of land in the food security project in the medium scale category be reserved for the Communities in Tana River County.
- e. 50 out of 200 allocations of land in the food security project in the medium scale category be reserved for the Communities in Tana River County.

The Committee promised to consider the proposals in its report on the said petition. However, the petitioners were advised to seek redress on security matters through the relevant Committee of the National Assembly or the relevant government agencies.

MIN. NO. NA/DCS/LANDS/2021/111: CONSIDERATION AND ADOPTION OF THE REPORT ON THE PETITION BY RESIDENTS OF TETU SUB – COUNTY REGARDING RESETTLEMENT OF SQUATTERS OF TUCHA/KIANDAGORO FOREST ON SOLIO RANCH VILLAGE 5

The Committee adopted the report on the Petition by residents of Tetu Sub-County regarding resettlement of squatters of Tucha/Kiandagoro Forest on Solio Ranch Village 5 and made the following observations and recommendations. The adoption was proposed and seconded by Hon. Omar Mwinyi, MP and Hon. Teddy Mwambire, MP respectively.

Observations

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

1. The Petitioners are part of evictees from the larger Mount Kenya forest, specifically from Kiandagoro, Kabage, Gakango, Hombe, Ragati and Cheche in 1988.
2. The Petitioners were first vetted in 2017 by a committee led by the Deputy County Commissioner, Tetu Sub County and confirmed to be genuine squatters evicted from Tucha/Kiandagoro.
3. The Petitioners were further vetted in 2020 by a multi-agency committee chaired by the County Commissioner, Nyeri County with membership from the Ministry of Lands, National Land Commission and Deputy County Commissioners.
4. The Committee further noted that the multi-agency committee confirmed that 534 households were evicted from Tucha/Kiandagoro.
5. The Committee observed that while some squatters were settled by the government in 1992 and 2008/2009, the Petitioners have not been settled and are currently squatting in various places within Nyeri County.
6. The submissions made to the Committee by Ministries of Lands & Physical Planning and Interior & Coordination of National Government indicated that the parcel of land in Solio Ranch village 5 identified by the Petitioners to facilitate their resettlement, is private land for conservation and hence not available for settlement of squatters.
7. Regarding the prayer made by the petitioners for resettlement in Solio Ranch village 5, the Committee observed that the submissions made by the Ministries of Lands & Physical Planning and Interior & Coordination of National Government indicated that the said parcel of land is measures 200 acres and hence not sufficient to facilitate the resettlement of the Petitioners.

Recommendations

The Committee made the following recommendations;

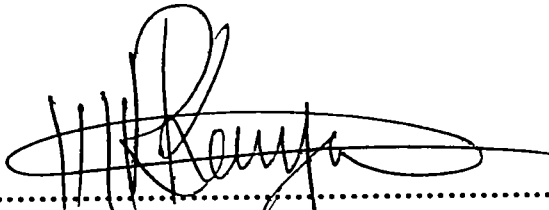
1. The Cabinet Secretary, Ministry of Lands and Physical Planning in collaboration with the relevant stakeholders does acquire alternative land through the Land Settlement Fund in the Financial Year 2022/2023 for settlement of 534 households that were evicted from Tucha/Kiandagoro.

2. The Cabinet Secretary, Ministry of Lands and Physical does initiate the process of acquiring alternative land for settlement of 534 households that were evicted from Tucha/Kiandagoro within sixty days of tabling of this Report.

MIN. NO. NA/DDC/LANDS/2021/112: ADJOURNMENT

There being no other business to discuss, the meeting was adjourned at twelve minutes to one o'clock.

Signature



HON. DR. RACHAEL KAKI NYAMAI, CBS, M.P.
(Chairperson)

Date..... 05/08/2021



REPUBLIC OF KENYA

THE NATIONAL ASSEMBLY (FOURTH SESSION)

CONVEYANCE OF PUBLIC PETITION

(No. 48 of 2020)

REGARDING RESETTLEMENT OF SQUATTERS OF TUCHA/ KIANDOGORO FOREST ON SOLIO RANCH VILLAGE 5

Honorable Members, pursuant to Standing Order 225(2)(b) requiring the Speaker to report to the House any Petition, other than those presented by a Member, I wish to report to the House that I have received a Petition from residents of Tetu sub county, representing evictees from Tucha/ Kiandogoro Forest.

Honourable Members, the Petitioners affirm that they are part of 534 households that were duly vetted on 11th October 2017 by a Committee led by the Deputy County Commissioner, Tetu Sub County. The Petitioners state that they were evicted from Tucha/ Kiandogoro Forest in 1988 with a promise to be resettled at Solio Ranch Vilage 3. Unfortunately, people who were not validated as evictees ended up being the beneficiaries, leaving the legitimate beneficiaries homeless and destitute.

Honourable Members, the Petitioners assert that in 2008, a major resettlement was done to evictees from Kabarú, Naro Moru, Hombe in Mount Kenya Forest and those evicted from Kabage and Zaina in Arbedare Forest, leaving out evictees from Tucha/Kiandogoro Forest. Currently, the Tucha/Kiandogoro Forest evictees are scattered all over Nyeri County. Most of them work as casual labourers with limited chances of making a living from agriculture the main economic activity, due to lack of land to cultivate. The petitioners claim that Village 5 of Solio Ranch is still vacant and unsettled on.

Honourable Members, efforts by the petitioners to have the matter resolved by the relevant authorities have culminated into the Regional Commissioner, Central Region advising them vide a letter dated 18th December 2019, to file a petition to Parliament since the matter required intervention from several Government agencies. The petitioners therefore pray that the National Assembly intervenes to have the evictees resettled.

Honourable Members, pursuant to the provisions of Standing Order 227, this Petition stands committed to the Departmental Committee on Lands for consideration. The Committee is required to consider the Petition and report its findings to the House and the Petitioners in accordance with Standing Order 227(2).

I thank you!



THE HON. JUSTIN B.N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

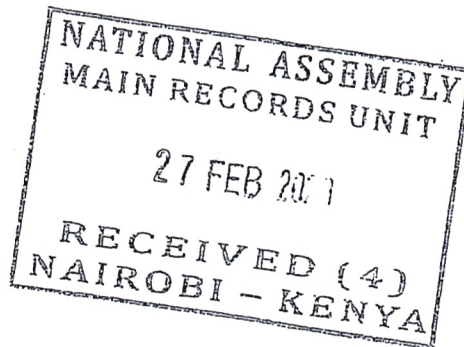
Date.....

TUCHA/KIANDONGORO
FOREST EVICTEES, NYERI
COUNTY, TETU SUB COUNTY.

P.O BOX 2234 NYERI

TEL 0728 440934/ 0729 613009/0722 665621/
0722 564370

PETITION TO THE NATIONAL ASSEMBLY OF THE
REPUBLIC OF KENYA.



DATED this 18TH DAY of FEBRUARY 2020.

TO

National Assembly of the Republic of Kenya
C/O The Clerk
Kenya National Assembly,
Parliament Buildings
P.O Box 41842 - 00100
Nairobi.

**RESETTLEMENT OF SQUATTERS OF TUCHA/KIANDOGORO FOREST ON
SOLIO RANCH VILLAGE 5.**

**RE: PETITION TO PARLIAMENT UNDER ARTICLES 119 & 37 OF THE
CONSTITUTION; PETITION TO PARLIAMENT (PROCEDURE) ACT OF 2012;
AND STANDING ORDERS NO.219 & 223 OF THE NATIONAL ASSEMBLY, THE
LAND ACT, 2012 ; LAND REGISTRATION ACT CAP 300.**

We, the undersigned, citizens of Kenya, Nyeri County, Tetu sub County representing the forest evictees of Tucha/Kiandongoro Forest, wish to state that it is in the squatters interest that we lodge this petition concerning the resettlement of the forest evictees in the unsettled land at Solio Ranch village 5.

We draw the attention of the House to the following:

**HISTORICAL BACKGROUND OF THE TUCHA/KIANDONGORO FOREST
SQUATTERS.**

THAT We are genuine squatters from Tucha/Kiandongoro Forest who were duly vetted on 11th October, 2017 by a committee led by the Deputy County Commissioner- Tetu Sub- County. The committee herein identified 534 households as the genuine squatters and we therefore bring this petition on our own behalf and on behalf of the 534 households. (Copy of letter is attached herein).

In 1988, the Government of Kenya evicted us from the aforementioned forest with false promises of resettlement. During the eviction, due process of the law was not followed as properties were destroyed and houses burnt and no compensation was offered for the destruction. Tucha forest has been the only home and land we have known since

time immemorial and it has been our ancestral land where our forefathers were born and brought up.

Upon eviction, the Government identified Solio Ranch and allocated Village 3 to us but unfortunately, other people who were not on record as evictees were the beneficiaries thereon leaving us homeless and destitute.

Resettlement was done to evictees from Kabaru, Naromoru, Hombe in Mount Kenya Forest and those evicted from Kabage and Zaina in Abadares Forest in 2008, leaving out the Tucha/Kiandongoro Forest evictees without any justification or reason.

Presently, the Tucha/Kiandongoro Forest evictees are scattered all over Nyeri County and for most of them, their only source of livelihood is serving as casual labourers due to lack of land to cultivate and earn a living.

We have however recently discovered that some parts of Solio Ranch is still vacant and unsettled, this is Solio Village 5 (Copy of the map is attached herein).

THAT

We have had the matter addressed by various Government agencies namely; The Ministry of devolution and planning, Kenya National Commission on Human rights, The Governor, County Government of Nyeri, Ministry of Lands, Provincial Commissioner- Central Police, Ethics and Anti-Corruption Commission etc all whom have given unsatisfactory responses to our plight.(copies of various correspondences attached herein).

After lots of attempt to get assistance,we finally received a response from the Regional Commissioner, Central Region, WILFRED NYAGWANGA, MBS vide letter reference no. RC/LN 5/3/2.VOL.V/38 which was a response to our letter Reference KNDGT/5013/VOL.10/34 advising us to file a petition to parliament as the matter requires intervention from various Government agencies. (Copy attached herein)


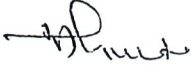
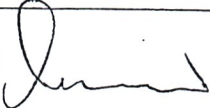
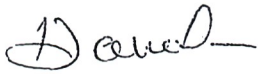
We have renewed hope that this Honourable Parliament will end the suffering of the Tucha/Kiandongoro Forest Squatters.

THAT

The issues in which the petition is made are not pending before any Court of Law, or Constitutional or any legal body.

HEREFORE your humble petitioners Pray that Parliament intervenes on their behalf to have the matter expeditiously addressed to ensure that the Tucha/ Kiandongoro forest evictees are resettled at the unsettled portion of land in Solio Village 5 in fulfillment of the Government's resettlement promise.

and your PETITIONERS will ever Pray.

No.	NAME OF THE PETITIONER	ADDRESS	NATIONAL ID NO.	SIGNATURE
1	JOSHUA MUTHU I MURUTHIA	P O BOX 2234 NYERI	3224605	
2	MARGARET WIMBU THUIA	P.O BOX 2234 NYERI	5552122	
3	LINUS WACHIRA KIBICHO	P.O BOX 2234 NYERI	6835646	
4	DAVID KIMG'ORI GICHOTH	P.O. BOX 2234 NYERI	7669714	

Joshua Muthu's Phone No. 0728440934



THE PRESIDENCY
MINISTRY OF INTERIOR AND COORDINATION
OF
NATIONAL GOVERNMENT

Telephone: 061 2030619/20
Fax: 061 2032089
Email: mkoakati2017@gmail.com

REGIONAL COMMISSIONER
CENTRAL REGION
P.O.BOX 33-IOIOO
NYERI

When replying please quote

REF.NO. RC/LN 5/3/2.VOL.V/38

18TH DECEMBER, 2019

The Chairman
Tucha/Kiandongoro Forest Squatters
P.O. Box6
NYERI

RE: REQUEST TO SETTLE AT SOLIO VILLAGE FIVE AT THE PORTION
LEFT UNSETTLED

Please refer to your letter Ref. KNDGT/5013/VOL.10/34 dated 28th October, 2019 addressed to this office and copied to the Cabinet Secretary Interior and Coordination of National Government, among others.

It is advised that since this matter requires intervention from several government agencies the best route for yourselves would be to file a petition to parliament for appropriate consideration and redress.

Kindly be advised accordingly.

REGIONAL COMMISSIONER
CENTRAL REGION

WILFRED NYAGWANGA, MBS
REGIONAL COMMISSIONER
CENTRAL REGION



THE PRESIDENCY

MINISTRY OF INTERIOR AND COORDINATION OF NATIONAL GOVERNMENT

DEPUTY COUNTY COMMISSIONER
TETU SUB-COUNTY
P.O. Box 30-10108
GIAKANJA

e-mail: tetudistrict@yahoo.com
When replying, please quote:

Ref. No. TE/LND/3/2/VOL. I/56

19th December, 2017

The County Commissioner
Nyeri

RE: TUCHA/KIANDONGORO EVICTEES

Your letter Ref. NYC/LND.5/I.VOL.IV/70 dated 4th October, 2017 refers.

A meeting was held with the evictees on 11th October, 2017 at Ihithe market. The meeting was attended by the County Surveyor, the County Ecosystem Conservator, the Physical Planner, the District Settlement Officer, the Red Cross and the Director – National Land Commission.

As directed, retired Assistant Chief Kiama of Tucha Sub-Location also attended the meeting and gave the history of the evictions at Tucha/Kiandongoro.

After lengthy deliberations, it was agreed that retired Assistant Chief Kiama together with the Committee of the evictees clean up the list of the evictees to have only genuine names of those who were evicted. It was agreed that the Assistant County Commissioner – Tetu West leads the team and the list of the evictees is attached herewith, together with a letter from the Assistant County Commissioner and one from the retired Assistant Chief.


Bernard Ole Kipury
For: Deputy County Commissioner
Tetu Sub-County



OFFICE OF THE PRESIDENT
PROVINCIAL ADMINISTRATION AND INTERNAL SECURITY

Telephone: 061 2080619/20

When replying please quote

PROVINCIAL COMMISSIONER
CENTRAL PROVINCE
P.O. BOX 33-10100
NYERI

LND/5/3/2/VOL.IV/12

2nd October, 2012

The Chairman,
Tucha/Kiandongoro Forest Squatters,
P. O. BOX 6,
NYERI

RE: SQUATTERS PROMISED LAND

Your un-referenced letter dated 13th August, 2012 on the above refers.

Please note that it has not been possible to address your problem as earlier anticipated, together with those other landless persons in colonial villages and other similar circumstances. However, the Government continues to place your issue and that of the others into serious consideration alongside the on-going re-settlement of internally displaced persons when the situation permits.

Be assured that due consideration will be given as soon as practicable.

J. K. RUGUT EBS
PROVINCIAL COMMISSIONER
CENTRAL PROVINCE

The Permanent Secretary,
Secretary to the Cabinet and
Ag. Head of Public Service
NAIROBI

Permanent Secretary
Provincial Administration & Internal Security,
NAIROBI

The County Commissioner,
NYERI COUNTY

The District Commissioner,
TETU DISTRICT

THE PRESIDENCY

MINISTRY OF INTERIOR AND COORDINATION OF NATIONAL GOVERNMENT

Telegrams "DISTRICTER", Tetu
E-mail. tetudistrict@yahoo.com
Telephone
When replying, please quote



OFFICE OF THE ASSISTANT COUNTY COMMISSIONER
TETU WEST
PO BOX 30 - 10108
GIAKANJA

30th November, 2017

REF NO.TW/ADM 21/1 VOL.I/ 175

DEPUTY COUNTY COMMISSIONER
TETU SUB COUNTY
PO BOX 30
GIAKANJA

RE: TUCHA / KIANDONGORO EVICTEES

Reference is made to the above stated evictees of the meeting held at Ihithe, market on 11.10.2017. The deliberations arrived at during the meeting have been followed and the list of the beneficiaries. I am forwarding to you is true to the best of my knowledge.

Attached herein find the original list prepared by the evictees committee for your perusal and action.

Thank you in advance

PIUS M. NJERU

ASSISTANT COUNTY COMMISSIONER
TETU WEST.DIVISION

cc-The chairman Tucha/Kiandongoro forest evictees.

-CHIEF Thegenge location

Ex Area Assistant Chief,
Tucha / Kiandongoro Forest,
P.O Box 1377,
Nyeri.

30th November 2017.

The Deputy County Commissioner,
Tetu Sub County,
P.O Box 30,
Giakanja.


Dear Sir,

RE: TUCHA/KIANDONGORO FOREST EVICTEES LIST:

Sir, this is to inform your office that, after many meetings with the committees of Tucha/Kiandongoro forest evictees, we came up with this refined list that is very true to my knowledge

NB: This list consists of (534) Five hundred and thirty four households please.

Yours faithfully


Jervasio N. Kiama
Ex Area Assistant chief
ID No. 1900589

COUNTY GOVERNMENT OF NYERI



Town Hall – 2nd Floor
Along Kenyatta Road
P.O. Box 1112 – 10100
Telephone 061 2030700
NYERI

Email: nyericountysecretary@gmail.com

OFFICE OF THE COUNTY SECRETARY/HEAD OF COUNTY PUBLIC SERVICE

OUR REF: CGN/GVN/M/1/64/23

DATE: August 8th 2016

THE CHAIRMAN,
TUCHA/KIANDONGORO FOREST EVICTEES
P.O. BOX 6
NYERI

Dear Sirs,

REF: NEWS PAPER ADVERT

We refer to your letter Ref. No. KNDGR/SQ131/VOL 10/24 dated 18th July 2016 on the above stated subject.

We very much regret the inadvertence of including your group among those who benefitted from the land at Solio Ranch.

We, however, care profoundly about your plight and promise to follow up with the relevant National Government Offices for an early resolution to your plight.

Please be assured that we are fully together with you in your twin concerns of resettlement and payment as casual workers in the Nyayo Tea Zone. We shall keep you apprised of any progress on the matter.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Alice Wachira'.

ALICE WACHIRA
AG. COUNTY SECRETARY/HEAD OF COUNTY PUBLIC SERVICE
NYERI COUNTY



OFFICE OF THE PRESIDENT
PROVINCIAL ADMINISTRATION & INTERNAL SECURITY

Telegram: "DISTRICTER", Tetu
E - Mail: tetudistrict@yahoo.com
When replying, please quote

DISTRICT COMMISSIONER
TETU DISTRICT
P.O. Box 30-10108
GIAKANJA

Ref. No. TE/CD/11/5/VOLI (15)

10th August, 2011

THE CO-ORDINATOR
KENYA RED CROSS SOCIETY
NYERI BRANCH

RE: TUCHA/KIANDONGORO FOREST SQUATTERS PLEA

The above group is genuine squatters who hail from Tucha/Kiandongoro forest.

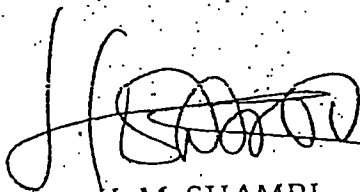
We usually provide them with relief food whenever there are allocations. Unfortunately there has been a delay in receiving the same.

This is therefore, to kindly request you to consider the group and provide them with relief food and bedding materials.

Attached herewith, please find a list of the group members.

Any assistance accorded to them is highly appreciated.

DISTRICT COMMISSIONER
TETU DISTRICT


H. M. SHAMBI
DISTRICT COMMISSIONER
TETU DISTRICT.



THE PRESIDENCY

MINISTRY OF INTERIOR AND COORDINATION OF NATIONAL GOVERNMENT

e-mail: tetudistrict@yahoo.com
When replying, please quote:

DEPUTY COUNTY COMMISSIONER
TETU SUB-COUNTY
P.O. Box 30-10108
GIAKANJA

Ref. No. TE/AGR /5/4/VOL.II/10

2nd June, 2015

The Principal Secretary
Ministry of Devolution and Planning
State Department for Devolution
P.O. Box 30004-00100
Nairobi (Attn. Mr. Abachi)

Thro'
County Commissioner
Nyeri

RE: REQUEST FOR RELIEF FOOD

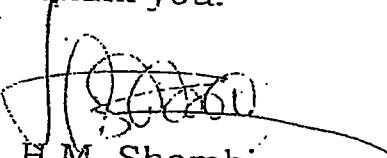
The above subject matter refers.

The Sub-county had previously been receiving relief food to cater for forest evictees who were evicted from the Aberdare forest in 1988. They have not been resettled.

Due to the above we humbly request your office to come to their aid and release some food items for free distribution to the needy cases.

Anticipating a positive and urgent response from you soonest.

Thank you.


H.M. Shambi
Deputy County Commissioner
Tetu Sub-county

MINISTRY OF LANDS



Telegraphic Address: "LANDCON"
Telephone: Nairobi 2718050
When replying please quote

LAND ADJUDICATION AND
SETTLEMENT DEPARTMENT
P.O. Box 30297
NAIROBI

Ref. No. DS.1/21 VOL. XI/7

Date: 12th November, 2012

Tucha/Kiandongoro Forest Squatters

P.O. BOX 6

NYERI

TEL. 0721 803126

RE: RESETTLEMENT OF TUCHA/KIANDONGORO
FOREST SQUATTERS

Reference is made to your complaint letter dated 28th October, 2009.

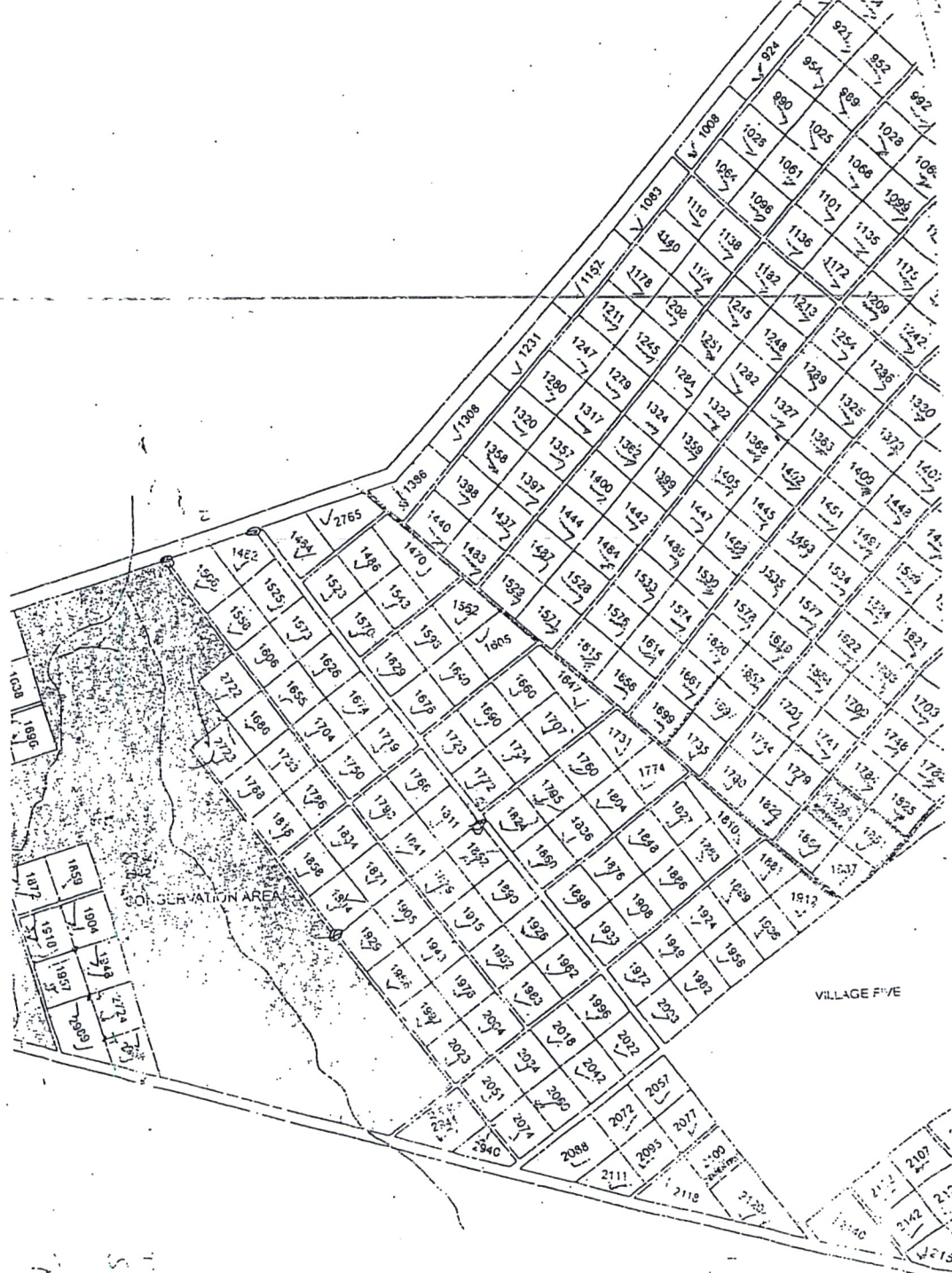
This is to inform you that there are no funds set aside to buy land for the settlement of the said squatters.

You may liaise with the Provincial Administration for further necessary advice, since they were the ones dealing with Solio ranch.

A handwritten signature in black ink, appearing to read 'Philip Abong'O', enclosed in a hand-drawn oval.

PHILIP ABONG'O

FOR: DIRECTOR OF LAND ADJUDICATION AND SETTLEMENT



11
12
13
14
15

ANNEXURE I

**RESPONSE BY THE MINISTRY OF LANDS AND
PHYSICAL PLANNING**





MINISTRY OF LANDS AND PHYSICAL PLANNING

RESPONSES TO THE NATIONAL ASSEMBLY DEPARTMENTAL COMMITTEE ON LANDS

Honourable Chair,

Pursuant to a letter Ref. NA/DDC/LANDS/2021/(046) dated March 31, 2021, the Committee invited the Cabinet Secretary Ministry of Lands and Physical Planning to respond to the following:

- i) Petition by Hon. Ken Kiti Chonga MP on behalf of residents of Dindiri-Makata and Kaole Villages regarding dispossession of land belonging to Dindiri-Makata and Kaole residents in Chasimba Ward, Kilifi South Constituency
- ii) Petition by Hon. Ken Kiti Chonga MP on behalf of residents of Chidongo, Junju, Mirima Minne and Bodoi regarding resettlement of residents of Chidongo, Junju, Mirima Minne and Bodoi in Kilifi South Constituency
- iii) Petition by residents of Tetu Sub-county regarding resettlement of Tucha Kiandongoro Forest squatters in Solio Ranch
- iv) Petition by Hon. Ali Wario Guyo MP on behalf of Father Grol's Welfare regarding subdivision of the Agricultural Development Corporation (ADC) land and stakeholder consultations on Galana Kulalu food security project.

Honourable Chair, we wish to respond as follows;

- i) Petition by Hon. Ken Kiti Chonga MP on behalf of residents of Dindiri-Makata and Kaole Villages regarding dispossession of land belonging to Dindiri-Makata and Kaole residents in Chasimba Ward, Kilifi South Constituency

The petition dated November 3, 2020 was presented by Makao CBO, a community-based organization comprising residents of Dindiri-Makata and Kaole villages of Chasimba Ward in Kilifi South Constituency residing on Plot No. 152/IV/MN measuring 1776 acres, claimed to be ancestral land.

The Petitioners claim that they recently discovered that the land is registered in the name of Mbarak Islam Abed, the title having been issued in 1908. They state that the title deed was irregularly issued since it could not have been issued to the said person during the British colonial era.

According to the Petitioners, they have resided on the land for over 100 years and as such, they are the legitimate owners of the land. They claim that efforts to address the matter with the relevant authorities have been futile.

The Petitioners therefore request the Committee to inquire into the matter with a view to secure the revocation of the title deed issued to facilitate subdivision of the land in their favour.

Honourable Chair, we wish to respond as follows;

According to our records, title to Plot No. MN/IV/152 (measuring 1776 acres) was first registered on May 11, 1970 in the following names-

- i) Ali Rashid Mathri as administrator of the estate of Rashid Ali Manfthri (1/4 undivided)
- ii) Khamis Mohamed El- Basami as administrator of the estate of Mohamed Khamis El-Basami (1/4 undivided share)
- iii) Muarabu Salim (1/16 undivided share)
- iv) Islam Ali (3/32 undivided share, and
- v) Ahmed Ali (3/32 undivided share)

(as proprietors in common for an estate in fee simple)

A Certificate of Ownership No. C.R. 13774 was issued under the Land Titles Ordinance (1908) in respect of the parcel (Annexure 1).

The current registered proprietors of Plot No. MN/IV/152 are:

- i) Mbarak Islam Abeid (3/6 undivided share)
- ii) Salim Mohamed Rashid Basami (1/6 undivided share)
- iii) Haidar Mohamed Rashid Basami (1/6 undivided share)
- iv) Ahmed Mohamed Rashid (1/6 undivided share)

Mbarak Islam Abeid obtained title to a portion of his share which was registered as C.R. 35178 on November 11, 2002 (being a subdivision of Plot No. MN/IV/152 (Annexure 2).

Honourable Chair,

The petition raises a historical land injustice claim as defined under Section 15 (2) of the National Land Commission Act, 2012. The appropriate redress for the petitioners would be to lodge the petition with the National Land Commission for consideration. The timeline to submit a historical injustice claim expires in September 2021.

- ii) Petition by Hon. Ken Kiti Chonga MP on behalf of residents of Chidongo, Junju, Mirima Minne and Bodoi regarding resettlement of residents of Chidongo, Junju, Mirima Minne and Bodoi in Kilifi South Constituency.

Honourable Chair,

The Petition dated December 3, 2020 was presented by residents of Chidongo, Junju, Mirima Mine and Bodoi villages residing on Plot No.71/1/V/Mainland North measuring approximately 1776 acres in Kilifi South Constituency, claimed to be ancestral land. They claim to have lived on the land for over 100 years.

The Petitioners state that they applied to be allocated the said parcel of land in 2003, through the District Land Management Board and were informed that the process could not be executed because there was no information regarding the land at the Kilifi land registry. They made a second application to the National Land Commission on February 23, 2015 through the Chijumibo Community Based Organisation (CBO) to have them formally settled on this land. According to the petition, the Commission investigated the matter and also noted that there were no records on the ownership of the land.

On November 21, 2017, the Commission advertised the land through the Kenya Gazette calling for any person with any claim or interest in the parcel to come forward. Although the notice provided a 30 days' timeline, no one came forward to claim the land. Despite this, the Commission did not allocate the land to the Petitioners.

The Petitioners claim that they were shocked to find that the land was registered in the names of Daniel Kimeu Muhia, Lucas Chimeza Kenga, Francis Kipkosgei Kemboi and Christopher Tuitoek Kiplagat (under a 999 years lease commencing in 1995) when they carried out a search on the land on September 11, 2020. They claim that efforts to have matter addressed by the relevant authorities, including the National Land Commission and the Kilifi Lands Registry have been futile. They therefore request the Committee to-

- (i) inquire into the matter with a view to securing, with the assistance of the Commission for the revocation of the title deed and subsequent allotment and sub-division of land to the Petitioners
- (ii) Secure the prosecution of all land officers and persons involved in the fraudulent allocation of the land so as to discourage repetition of such incidents of blatant impunity regarding land matters in the country
- (iii) Make any other order or direction that it deems fit in the circumstances of the matter

Honourable Chair, we wish to respond as follows;

According to our records, the registered proprietors of L.R. No. MN/IV/71/1 are Muhia Daniel Kimeu, Lucas Chimera Kenga, Francis Kipkogei Kemboi and Christopher Tuitoek Kiplagat. The parcel measures approximately 198.82 Hectares on a 999-year lease commencing on January 1, 1995. A Certificate of Title No. C.R. 71107 in respect of the above property was issued on March 19, 2018 (Annexure 3).

Honourable Chair,

We note the following regarding the lease;

- i. The correspondence file containing the allocation and payment history for the plot cannot be traced at the Ministry Records section in Nairobi
- ii. There are records at our Mombasa Registry indicating that MN/IV/71/1 was previously reserved as Wakf property to the heirs of Mohamed bin Juma and their children forever (Annexure 4).

In view of the foregoing, the Ministry has written a letter to the registered proprietors to provide documentation used in acquisition and registration of the parcel in their names (Annexure 5).

- iii) **Petition by residents of Tetu Sub-county regarding resettlement of Tucha Kiandongoro Forest squatters in Solio Ranch**

Honourable Chair,

The Petitioners state that they were evicted from Tucha/Kiandongoro Forest in 1988 with a promise to be resettled at Solio Ranch Village 3. They claim that unfortunately, people who were not validated as evictees ended up being the beneficiaries, leaving the legitimate beneficiaries homeless and destitute.

They claim that in 2008, a major resettlement programme was undertaken to resettle evictees from Kabarú, Naro Moru and Hombe in Mount Kenya Forest and those evicted from Kabage and Zaina in Aberdare Forest but they were left out of the resettlement exercise.

The Petitioners wish to be resettled in Village 5 of Solio Ranch which they claim is still vacant. They state that they were advised by the Regional Commissioner, Central region vide a letter Ref. RC/LN5/3/2.VOL.V/38 dated December 18, 2019 to petition Parliament since the matter required intervention from several Government agencies hence their petition to the Committee.

Honourable Chair, we wish to respond as follows;

The Ministry set up multiagency committee in 2017 to look into the issue of landless squatters in Nyeri County. The Committee comprises of the County Commissioner who is also the Chair, all the Deputy County Commissioners in the County, officers from the Ministry of Lands and Physical Planning and the National Land Commission.

The mandate of the Committee was to identify the numerous landless people in the county (squatters), their origin and veracity of the claims. The team found out that there were several categories of squatters depending on their origin which include-

- i) Forest evictees
- ii) Those in colonial villages
- iii) Former casual workers in the then European farms
- iv) Those displaced by developments
- v) People squatting on public land
- vi) People displaced by natural catastrophies

As for the forest evictees, the Committee established that people were evicted from Hombe, Ragati, Kabarú, Gathiuru and Cheche in the larger Mt. Kenya Forest. There were also those who were evicted from Aberdare forests such as Zaina, Kiandongoro (Tucha), Kabage and Gakanga. Most of the evictees were settled by the Government in Ndathi Settlement Scheme in 1992 and 2008/9 respectively. The remaining ones are the ones squatting in various places including road reserves. The list of the evictees is attached marked Annexure 6. This is because the land was not sufficient to settle all the squatters.

Following site visits, it was found out that these people are living in small congested spaces averaging 1/8 (eighth) of an acre in almost all the colonial villages scattered in the County, where a family or household of 10 or thereabouts was living on that portion of land.

The Committee observed that in order to reduce pressure on the piece of land they occupy, some household members should be considered for land.

Honourable Chair, Solio Ranch Village 5 is private land and is not sufficient to settle all the petitioners. The Ministry in consultation with key stakeholders will source for an alternative land and funds to resettle the squatters.

- iv) Petition by Hon. Ali Wario Guyo MP on behalf of Father Grol's Welfare regarding subdivision of the Agricultural Development Corporation (ADC) land and stakeholder consultations on Galana Kulalu food security project

Honorable Chair,

The petition raises a number of issues concerning the Galana Kulalu Food Security Project covering the Galana and Kulalu Government Ranches in Tana

River and Kilifi counties implemented by the Ministry of Water, Sanitation and Irrigation.

From the petition, the Cabinet proposed several measures to ensure full utilization of the 1.7 million acre ranch touching on land settlement, termination of all existing leases on the ADC land, development of road infrastructure, power connection, and the conservation, protection and management of the environment.

The Petitioner states that the Ministry of Lands and Physical Planning has embarked on planning and survey of the land for resettlement of the host communities and subdividing the land for commercial leasing for crops and livestock enterprises. According to the Petitioner, the Ministry plans to settle 30,000 families and establish a 200-acre community ranch scheme.

He claims that the Ministry of Water, Sanitation and Irrigation wrote to the Regional Commissioner, Coast region to schedule stakeholder consultations for the project on November 9-11, 2020 but it did not take place.

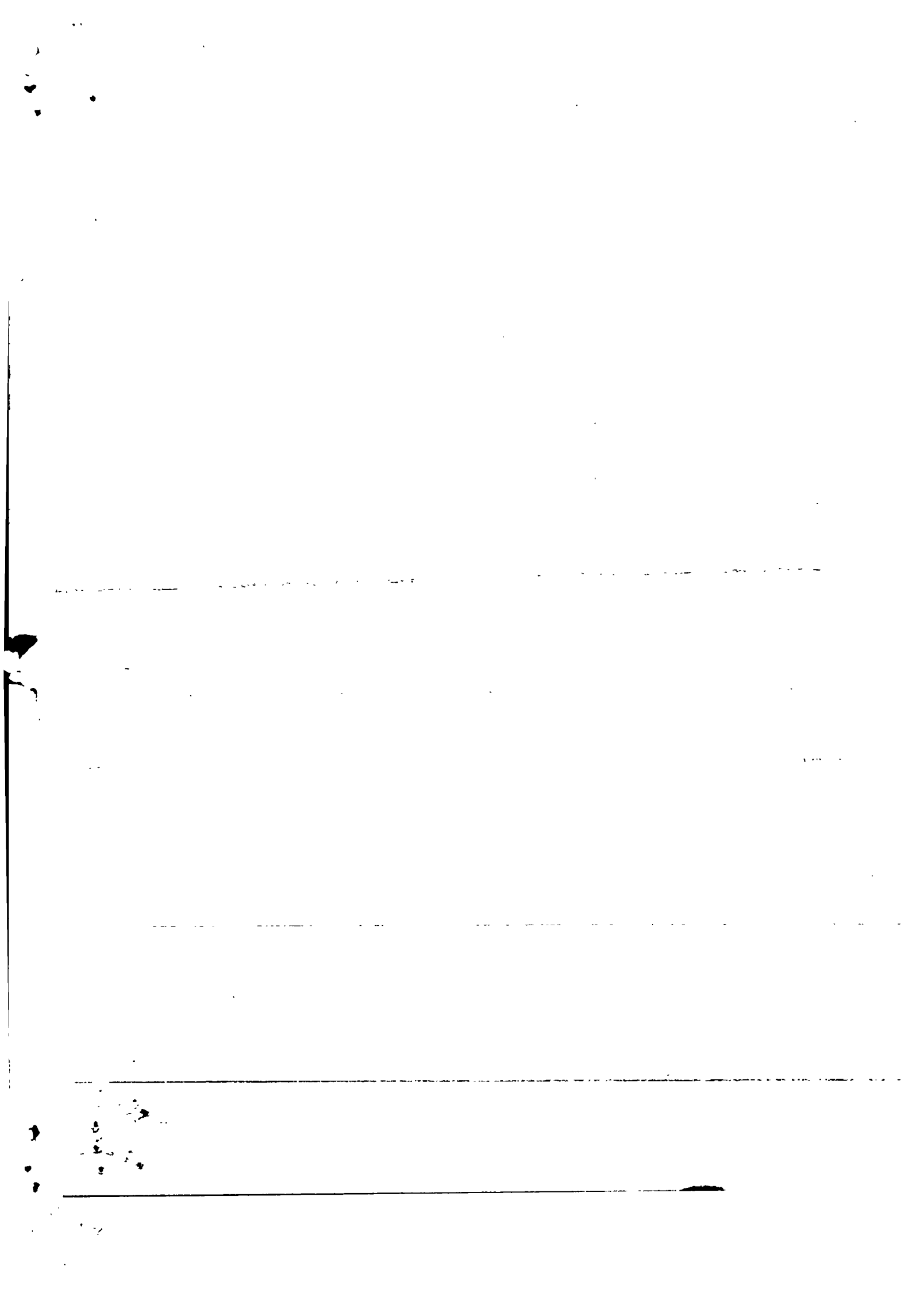
The Petitioner requests the Committee to;

- i. Inquire into the circumstances under which the proposed 250,000 acres community ranch scheme as per existing survey map was amended to 200,000 acres
- ii. Recommend that the 5,000 beneficiaries under the community ranch scheme be increased to a number proportionate to the affected citizens and that priority be accorded to locals who have directly been affected by the project
- iii. Ensure that public participation is undertaken as per the Constitution and provisions of the Agricultural Development Corporation (Special Farms) Rules; and
- iv. Make any other appropriate recommendations it deems fit in addressing the circumstances raised in the Petition

Honourable Chair, I wish to respond as follows-

The Galana-Kulalau land is registered under two separate titles. The first title is Grant No. 44891 (L.R. No.14248) measuring 99,164 Ha (245,044.16 Acres). It lies largely within Kilifi County. The second parcel is registered as Galana Ranch Block 1/1 measuring 607,042 Ha (1,500,061.5 Acres). The parcel lies largely within Tana River County. Hence the total acreage is 706,206 Ha (1,745,106 Acres). (Annexure7).

For avoidance of doubt, the ongoing planning and survey work is solely being carried out on the Kulalu Ranch (L. R. No. 14248) which is within Kilifi County. Therefore, the statement by the petitioner regarding the alleged planning and surveying of the Galana Ranch is not factual.





Forest Service

CONF/PAT/L/KFS VOL.IV/18

Ref. No.

Dr. Chris K. Kipoo, CBS
Principal Secretary
Ministry of Environment and Forestry
P.O. BOX 30126 - 00100
NAIROBI

Dear Sir,

RE: CONSIDERATION OF A PETITION BY RESIDENTS OF TETE SUBCOUNTY
REGARDING RESETTLEMENT OF TUCHIA KAINDONGORO FOREST
SQUATTERS IN SOLIO RANCHI

Reference is made to National Assembly letter Ref NA/DCL/ANDS/2021/049 dated 19th April 2021 on the above subject.
The said petition as per the public petitions Memo attached to the request was referred to the Departmental Committee on Lands since the area where the evictees were to be resettled is not a forest protected area.

Yours faithfully,
Julius Kamau

Chief Conservator of Forests

RECEIVED
76 APR 2021
Ministry of Environment and Forestry
P.O. Box 30126 - 00100
NAIROBI

Date:

22nd April 2021

Kenya Forest Service Hqs
Karura, Off Kiambu Rd
P.O. Box 30513 - 00100
Nairobi, Kenya.

Trees for better lives

Tel: (254)020-3754904/5/6, (254)020-2014663, (254)020-2020285, Fax: (254)020-2385374
Email: info@kenyaforestservice.org, Website: www.kenyaforestservice.org



MINISTRY OF ENVIRONMENT AND FORESTRY
OFFICE OF THE CABINET SECRETARY

Telephone: 254-20-2750808/9
Fax: 254-20-2754122
Email: Environment@ke.go.ke
Website: www.environment.go.ke

REF: MEF/ADM/6/MOL.XIII(PY)(56)

NHT BUILDING
RAGATI ROAD
P.O. BOX 50126-00100
NAIROBI

Date: 21st June, 2021

Michael Sialal, EBS
Clerk of the National Assembly
Parliamentary Service Commission
NAIROBI

Handwritten note:
Khadu Gil-ye
for facilitation
25/6/21

Dear Mr. Sialal,

CONSIDERATION OF A PETITION BY RESIDENTS OF TETU SUB-COUNTY REGARDING RESETTLEMENT OF TUGHA KIANDOGORO FOREST SQUARTERS IN SOLIO RANGH

Reference is made to your letter ref: NA/DDC/LANDS/2021/(049) dated 19th April, 2021 on the above subject requesting for a written response to a petition by the residents of Tetu sub-county.

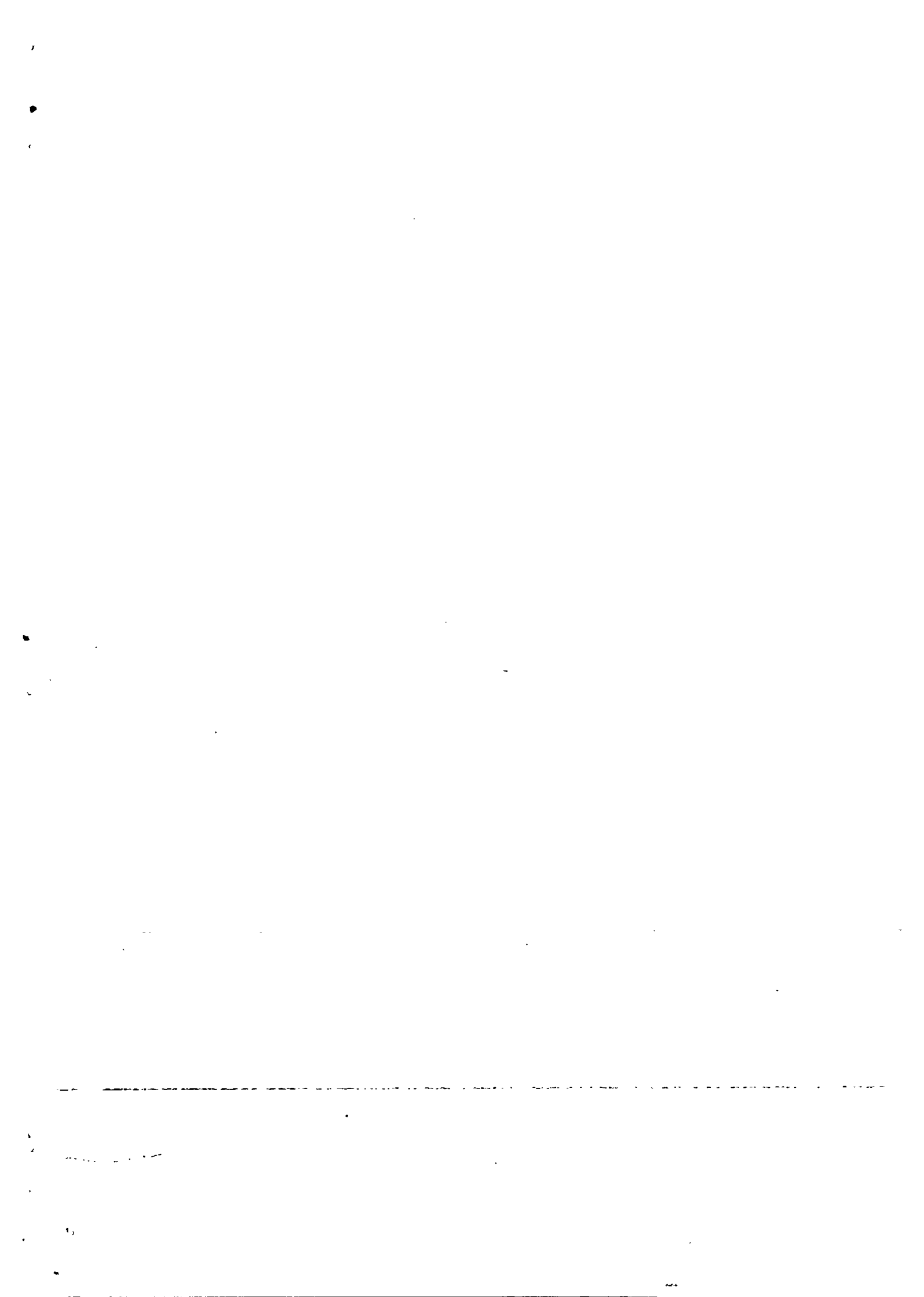
This is to inform you that the Chief Conservator of Forests vide his letter Ref: CONF/PAL/KFS-VOL/IV/18 dated 22nd April, 2021 (copy attached) confirms that the said village 5 of Solio Ranch is not a forest protected area.

Yours sincerely,

Handwritten signature:
Keriko Tobiko CBS SC
CABINET SECRETARY

NATIONAL ASSEMBLY
RECEIVED
7 JUN 2021
DEPUTY CLERK
P.O. BOX 4187-00100
DIRECTOR

Directorate of Departmental Committees
28 JUN 2021



ANNEXURE III
RESPONSE BY THE MINISTRY OF ENVIRONMENT
AND FORESTRY

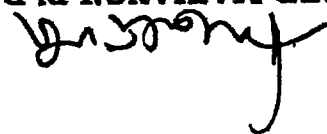
7th July, 2021

COORDINATION OF NATIONAL GOVERNMENT

MINISTRY OF INTERIOR AND

CABINET SECRETARY,

FRED MATANGI PHD, EGH



Thank you, Honourable Chair.

Ranch village 5.

Honourable Chair, on whether there is vacant land in Solio Ranch village 5, it is confirmed that 200 acres were left during the previous resettlement as a conservation area hence there is no vacant land to settle the squatters in Solio

PETITION BY RESIDENTS OF TETU SUB COUNTY REGARDING

RESETTLEMENT OF TUCHA KIANDOGORO FOREST SQUATTERS IN

SOLIO RANCH.

Honourable Chair, the Departmental Committee on Lands requested for a

response to a petition by residents of Tetu Sub County regarding resettlement of Tucha Kiangogoro Forest squatters in Solio Ranch. The requested response

was particularly on:-

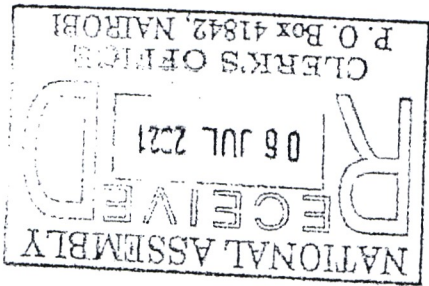
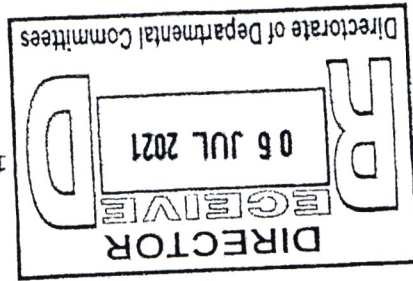
1. Whether the petitioners were vetted by a committee led by the Deputy County Commissioner Tetu Sub County and why they were not settled as allegedly promised.
2. Whether there is vacant land in Solio Ranch Village 5 that may be allocated to the Petitioners as averred in the petition.

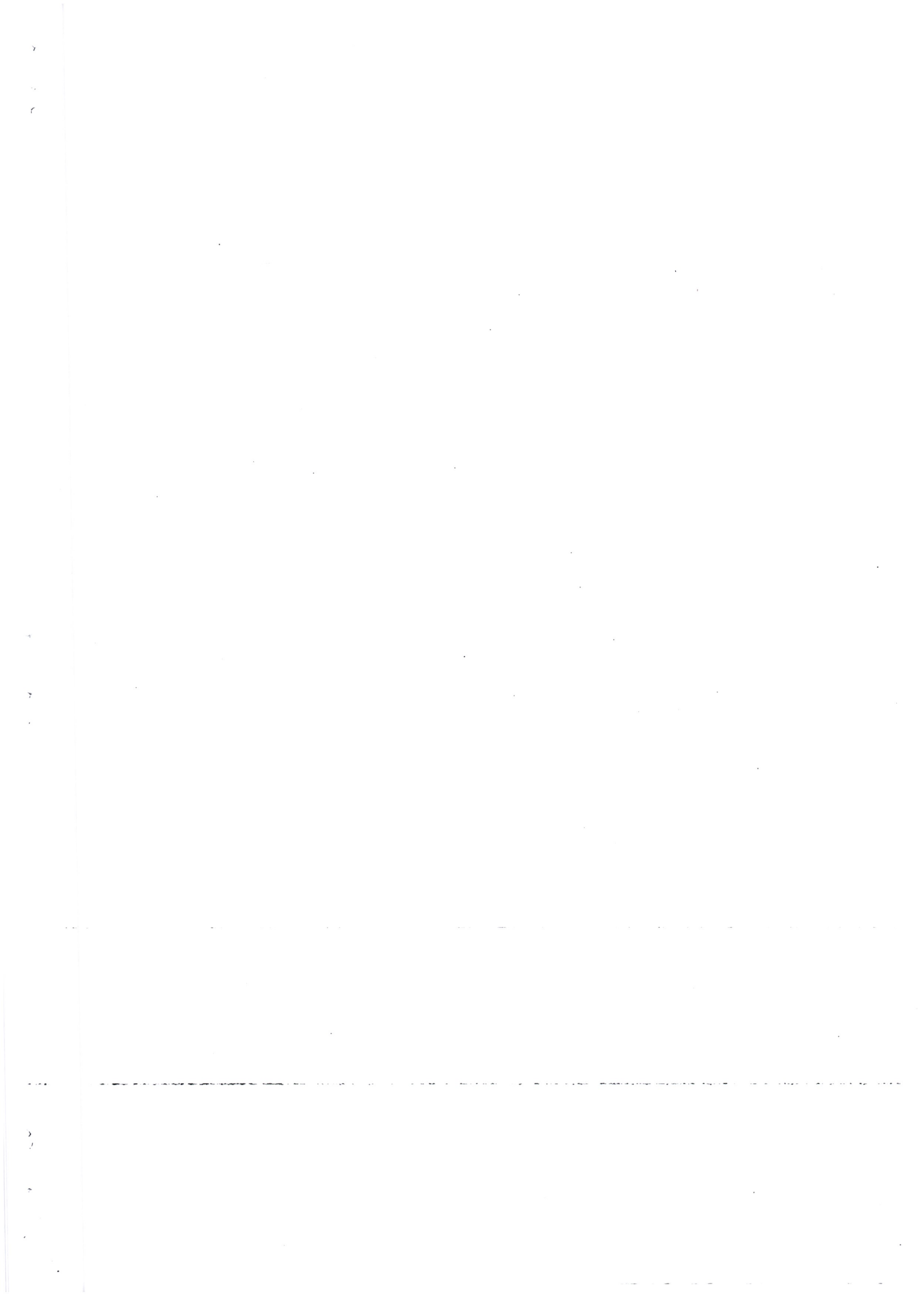
Honourable Chair, Tucha Kiangogoro Forest Evictees were evicted from the

Forest in 1988. On 11th October 2017 a committee led by the Deputy County Commissioner, Tetu Sub-County vetted the evictees and came up with a list of 534 households, presently the squatters are scattered all over Nyeri County.

On 21st September, 2020 a Multi-Agency Committee chaired by the County Commissioner with membership from the Ministry of Lands, National Land Commission, Deputy County Commissioners and security teams was formed. The committee identified numerous landless people and squatters objectively, their origin and veracity of their claims.

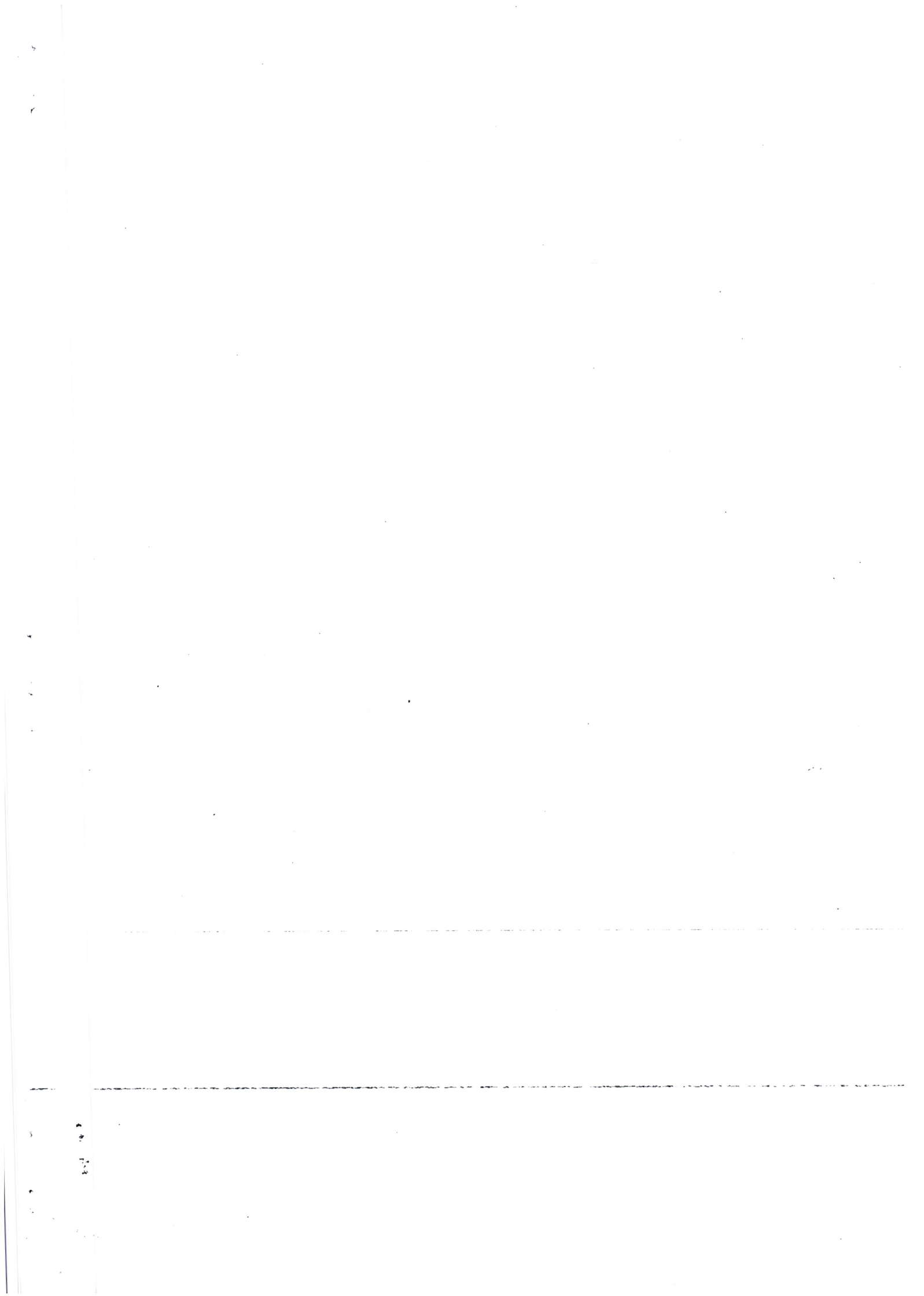
Subsequently during this exercise Tucha/Kiangogoro forest evictees list was vetted by the Deputy County Commissioner Tetu Sub County and 534 Households identified. There was no available land to settle the squatters at that moment.

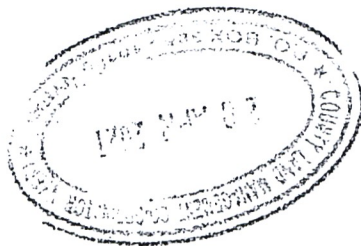




**COORDINATION OF NATIONAL GOVERNMENT
RESPONSE BY THE MINISTRY OF INTERIOR AND**

ANNEXURE II

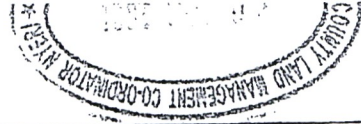




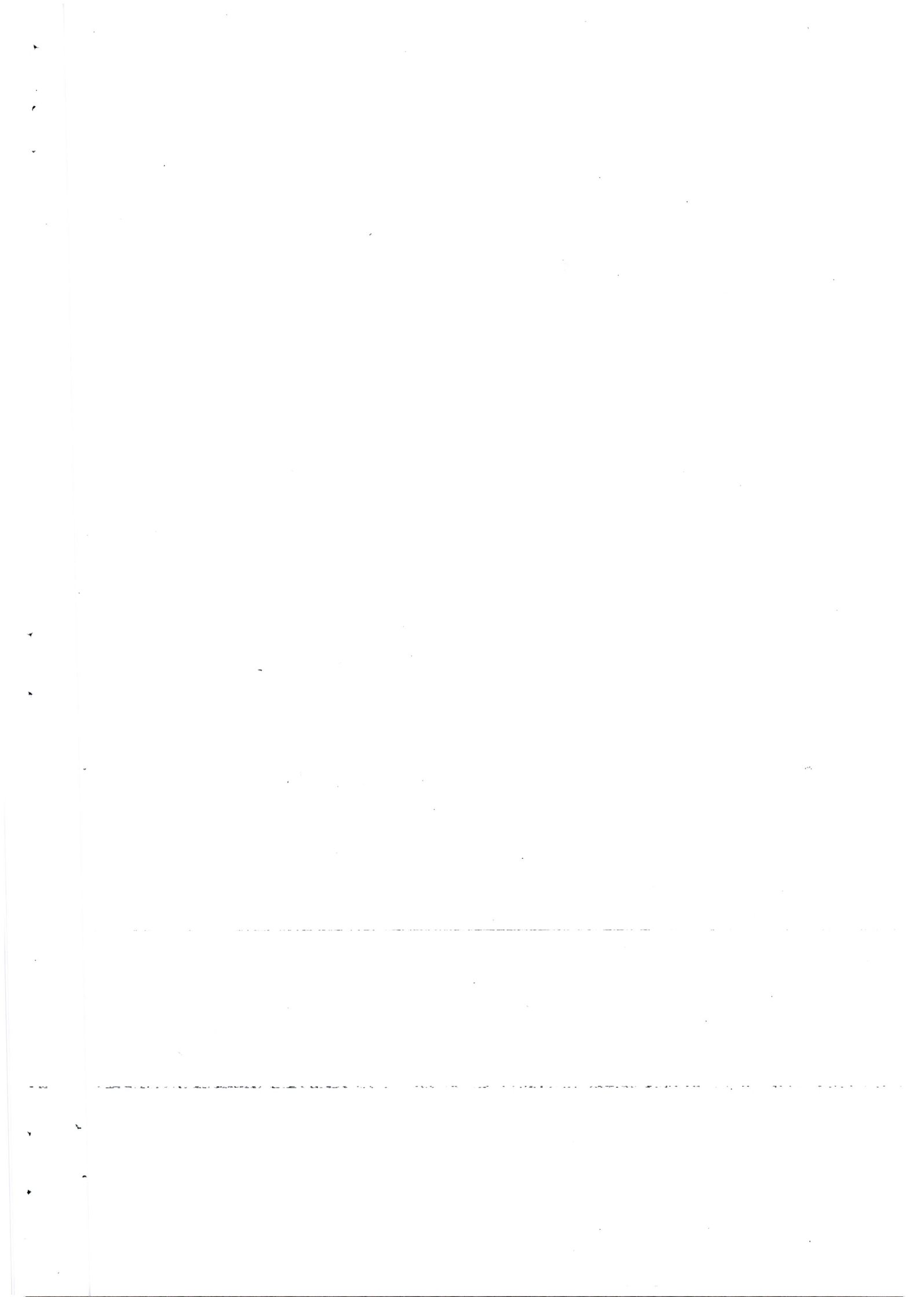
527	LEAH NJERI	5504895
528	JOSEPH MWANGI MUKUNDI	5786491
529	RUTH WANGUI WAIGWA	5518411
530	JOSEPH WAIRAGU GICHONI	813866
531	SARAH WATELU NYAWIRA	13319551
532	GRACE WANGECI WAMBUGU	11514322
533	JOHN NDIITHI NJAGU	11188430
534	JOSEPH WACHIRA KAIRU	11082406

483	JOSEPH MUCHERU GICHUKI	2939557
484	GERALD NDUNGU GACHUGU	5490293
485	FRANCIS GACHENGA KABIRU	1425698
486	SAMUEL WAMBUGU GITONGA	9075018
487	ESTHER WANGUI WAIGWA	5541587
488	DUNCAN WAIGANJO WACHIRA	3180732
489	LEAH NYAMBURA WAIGWA	3182745
490	MIRIAM WANGUI NJOROGE	3398541
491	CYRUS KAGUTHI GICHUKI	6834071
492	JOSPAT MAINA MURUKI	5494943
493	HANNAH MUTHONI KAMONDI	9553453
494	MARY NYAKIRU THIKIRI	1429578
495	PETER KARIUKI GITONGA	6830139
496	LINUS MWANGI KAGIRI	3398012
497	FRANCIS MUCHIRI WANDURU	5485476
498	JOHN KAMUNYA WAITHAKA	1828850
499	ESTHER WANJIRU GICHUKI	8948773
500	CHARITY WANGARI GITAH	3183336
501	MARGARET WATHIEGENI NDIRITU	978802
502	JOSEPH NGUMBU WAITTU	2968107
503	DAVID MWANGI MUCHERU	9857366
504	JOSEPH MAINA KIGOTHO	5543784
505	GRACE MUTHONI KABICHO	3188781
506	CHRISTOPHER KAMAU MACHARIA	1423588
507	CHARLES NDIRITU NJUKI	3392597
508	JACOB NDUNGU GACHURU	6833261
509	CATHERINE NJOKI MINJIRE	7635185
510	WASHINGTON WAHOME KARIUKI	7323002
511	GEOFFREY MACHARIA NDIRITU	8602264
512	ESTHER WANJUGU GACHAH	316232
513	LUKA GICHUKI WARUI	3725772
514	ANN WANGECHEI MAINA	1206415
515	JACKSON KARIUKI JAIRO	1079686
516	JORUM WAMBUGU	5750829
517	JOSEPH MACHARIA	3724823
518	JOHN NDIRITU GICHOHI	2965881
519	WAMBUGU KAMOTHO KIHU	3182181
520	NDEGWA KIGOMBE	6831573
521	MIRIAM WOTHAYA NDIRITU	9504945
522	MARGARET WANGECI KABUI	5491722
523	JOHN G. MACHARIA	3192506
524	MARY WANJIRU NGURURI	3414508
525	VERONICA NYOKABI KIBOI	3419842
526	BONIFACE MBUGUA MURITHI	3419842

3419842
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 3192506
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 6831573
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 1429578
 9553453
 5494943
 6834071
 3398541
 3182745
 3180732
 5541587
 9075018
 1425698
 5490293
 2939557



439	PATRICK GITAH	349709
440	GABRIEL WAGEMA KAGIRI	9823437
441	ISAAC NGATIA KIRU	6586040
442	CHARLES GITONGA NDIRANGU	5554736
443	JOHN MWANGI NDIRANGU	3505263
444	FLORENCE WANGARI KAMURA	5491633
445	PETER MURIRU GATHENYA	3182132
446	MARY MUTHONI MAINA	9935238
447	CHARLES WACIRA WAMBUGU	8649960
448	SOLOMON GICHORE MWAI	5485966
449	PETER WAIREGI MATHU	3202231
450	JOSHUA NDUNGU KUREI	811115
451	SAMSON NJUGI KIBURU	4402270
452	JOHN KAMAU MURUTHI	7669682
453	EPHANTUS WACHIRA NDEGWA	3182190
454	SAMSON KINYUA KINGORI	1425753
455	PRISCILLA WANGUI KABIRO	3401910
456	TERESA NYAWIRA KARURI	3397072
457	PETER MAINA MUHINDI(DISABLED)	5100627
458	TERESA WANJIKU NDIRITU	350107
459	FREDRICK P.K KIBUGU	3182402
460	JOSEPH MWATHA GATHONI	1218945
461	ANN WAIRIMU MAINA	10748507
462	MARY WANGUI MWANGI	5506713
463	LINUS NDUNGU KINGORI	12172107
464	MARY NJOKI KINGORI	3371891
465	TABITHA WAIRIMU MUTHURA	6573050
466	LOISE WANGUI MUCHEMI	3681177
467	ISAAC NJOROGE MACHARIA	5519089
468	JULIUS NJOROGE MACHARIA	2240188
469	MARY WANJIRU MUHIA	5764743
470	MARY WAMBUI NGARI	1378190
471	REBECCA MUKAMI	6832890
472	ERASTUS NJOROGE MUNYORI	1219003
473	SIMON GITINI JONAH	3506463
474	ROSEMARY WAMBUI	6831732
475	BENARD MACHARIA	4409944
476	JAMES MUTHUI WAMBUGU	7227214
477	JOHN MAINA GACHERU	9858141
478	ZACHARY M. THEURI	5491594
479	SIMON MURURU KARUKI	8857308
480	PERIS NGENDO MAINA	650479
481	JAMES NDUNGU KAGARA	2947100
482	JOSEPHINE K. WANJOHI	6536141



438	HUMPHREY GICHUKI	5491478
437	JEMIMAH WANGUI KIHARA	5559928
436	AMOS GICHOMI	5544247
435	GUDULAH KIRIGO	3205538
434	BONIFACE MAINA KIHARA	2633415
433	JOSEPH WAGWA GITAH	4255504
432	SAMUEL MARUA KIHUMBA	1322704
431	ISAAC MUTHURA MUNENE	978626
430	JANE WAMUYU KABUTHU	8106820
429	EPHRAIM MWANGI MAINGI	7995104
428	JOSEPH NDEGWA KIRAGU	34555
427	MIRIAM WANJIRU GAKUMU	5504712
426	JAMES KABUTHU GAKUMU	349347
425	MOSES GATOGO MWANIKI	5504027
424	GITAH GAKUNGA	5544335
423	JOSEPH N. THEURI	3180349
422	MARGARET WAHITO NDERITU	7664452
421	JANE WANJIKU GITHAKA	3419783
420	JOSEPH MURAGE GITHAKA	741960
419	ANDREW KINGORI GITAH	6829908
418	MERCY WANGARI NGUNYI	5549064
417	CHARLES NJURE KARIMI	335495
416	MARY WANGARI METHU	5504889
415	GODFREY MWANGI MACHARIA	3203703
414	BEATRICE WANJIKU KIHARA	3222159
413	JOHN GACHUCHA KIBICHO	9075563
412	JAMES NDIRITU GITHAKA	3718836
411	ESTHER WATEU MATHENGE	5491207
410	FRANCIS GACHIH GATHUNGU	1831497
409	ELIZABETH WANJERI MUTHUI	3180195
408	GRACE MUTHONI MAINA	3183781
407	TERESA WANJIKU	9670399
406	NANCY WAMBURA MWANGI	7440253
405	PHYLLIS GICUGU MURAGE	9302070
404	MARY WAHITO NDIRITU	4678261
403	DAVID WACHIRA KIRAGU	8979767
402	DOUGLAS MUNUHE THUKU	1831757
401	FLORENCE WANJIRU NGUNYANGI	5540271
400	MARIKO KAGIKA WAIKWA	1207343
399	GERISHON NDIRITU MUCHEMI	347178
398	CHARLES KIGO MURAGURI	5544928
397	MIRIAM WANJIRU KIMINDA	1247840
396	DAVID MAINA GICHUNGI	5101362
395	PAUL MAINA MWANGI	9075412



351	FREDRICK WACHIRA MARGE	1388497
352	SIMON NDERITU MWANIKI	4676434
353	SAMUEL NDUNGU KIHARA	3182388
354	GEORGE MUGAMBI MBOGO	9856987
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356	DANIEL MWANGI KARIUKI	5484462
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358	JOHN MAINA HINGA	9856941
359	AGNES MWERU NDIRANGU	5981134
360	MAGADALINE WAMBUI MWANIKI	5491207
361	SAMUEL NGARI KARIO	5540205
362	PHYLLIS MWONJORIA MAINA	5519392
363	ESTHER WANGUI MUREITHI	8310930
364	ISAAC KARIUKI GICHUKI	9075411
365	LOISE MUTHONI MUTHUI	3414850
366	SAMUEL KINGORI NDUNGU	9142051
367	CATHERINE KEMUNTO OCHOL	9288164
368	EUNICE WANJIRU NDUMIA	5503924
369	JAMES NDUNGU NDIRANGU	3202317
370	REBECCA NYAGUTHIII MURWAIGI	6414948
371	GEORGE WACHIRA KIAMA	9323207
372	JOHNSON KAMANDA KAHORO	3226743
373	ELIZABETH WANGUI K.	5491783
374	BENEDICTUS MUTAHI WANJIRU	2491127
375	JOSEPH MWANGI MACHARIA	563119
376	GRACE WANGECHI MACHARIA	7323739
377	MARY WANJIRU	5490640
378	SUSAN WANGARI WAIGANJO	3144438
379	MARY WANGARI WAMBUGU	3182325
380	DOUGLAS KAIRU KAMONI	8350583
381	NANCY WAMBUI MURAGURI	3182633
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384	SIMON NJUGI WACHIRA	7029259
385	FILEX GITAU MUGO	813647
386	AGNES WANJIRU GATHATWA	5545111
387	DORCAS GATHONI GATHUI	3371694
388	BENARD MAINGI WAIGWA	5541359
389	WATSON GITONGA WACHIRA	3182507
390	JOHN NGUMO NGATIA	3506436
391	JANE WANJIRU NDIRANGU	5507254
392	DAVID KIBUGU KAMAU	7441321
393	ROSEMARY WANJIRA KIBUKA	5503476
394	JOHANA NDERITU MBUTHIA	3418469

307	SAMUEL GICHUKI WACHIRA	2452825
308	EPHANTUS MWENJA KANYI	7441824
309	JOHN GITAHU GITURI	7994097
310	GRACE WAMBUI MBUGUA	5491669
311	BERNARD MWANGI RUKWARO	9669288
312	SILAS KAIRU NDEGWA	5544873
313	ESTHER WANJIKU KIHARA	5544814
314	JANE WANJIKU KAMURA	9142877
315	PETER NDIRITU WANJAU	5544827
316	MARY WANGECHE MACHARIA	3182905
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325	LYDIAH WANGUI GICHOHI	5544405
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327	RICHARD NDIRITU KIBE	2965311
329	LAWRENCE MWHIA WAITUGI	3202275
330	HELLEN NYOKABI RUKWARO	9668093
331	CHRISTOPHER NGURURI KIBE	3179729
332	SYMON GITINI NGATIA	3182430
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335	ANN MUTHONI GICHOHI	9858157
336	GRACE WAMBUI KARUKI	9553455
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342	JOSEPH KINGORI WANJAMA	6240498
343	GEOFFREY NDIRITU WACIENI	1857034
344	SAMUEL NJOROGE GITONGA	303753
345	DANIEL GATHINJI GITAHI	9552265
346	RAHAB WANJIRU KAMIRU	5504660
347	LYDIAH WANJIKU WACHIRA	5544267
348	JOSEPH MACHARIA KABIRU	3724823
349	PETER WAKAHU KIHARA	4827430
350	NELSON NDIRANGU MACHARIA	9552221



263	CHARLES MAINA NDEGWA	3182506
264	JOSEPH NDUMA WAMBUGU	562970
265	JOHN MAINA TUTHU	4882621
266	WOTHAYA KAGURU THUO	554419
267	MONIGAH WANGARI NDUNGU	5544652
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277	SIMON MUGUNYA	3202156
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286	JANE NYATHAMA NGORO	7669687
287	ANN NYAKWEA WACHIRA	7441822
288	SAMUEL MAINA NDUMIA	9117780
289	CHARLES WANGOMBE MUTHAGE	7440227
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292	MARGARET WANGUI WAKAHU	3459403
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294	STANLEY KAMUNYU KIGOMBE	1425092
295	MARATA MUTHONI MWANGI	9668867
296	SUSAN WAMBUI WACHIRA	9553432
297	EVA WATHIRI KAMUNYA	1105651
298	PHILIP KIHARA MATHENGE	1910906
299	JOHN NDIRITU THEURI	3182412
300	JOHN KANUMBI WANJAU	5547479
301	ANN WAITHERERO MURUKI	9288532
302	LOICE GAKENIA MATHAI	5544481
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305	CECILIA MUTHONI MATHENGE	343146
306	ISAAC MWANIKI KAHITHIA	2497004

550481	KINGORI WAMUGUNDA
5491767	WACHURI MUNGA
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3182227	GICHUKI KARUKI
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3182487	JOHN MATHENGE GITURI
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766333	WILFRED KARUKI THIRIKWA
4880708	PAUL NDUNGU KAMONI
5491572	MARY NERI NDIRANGU
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5544810	JOHNSON MUCHIRI MWANKI
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5518576	PETER KARUKI NGUNJIRI
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3182440	IUSTUS KAMUNYA CHURI
7039890	PHILIP KIMATHI KABOCHI
5553832	ALICE WANJIRA KARUGU
7669573	JERIOTH WANGUI WAMBUGU
346745	JOHN RUKWARO GICHUHI
2964221	DUNCAN KIBOI KIBE
347291	EPHANTUS M. KIRAITA
5491785	PENINA WAIMU WANJAU
8813948	SAMUEL WANGI WAMBUGU
3093844	CHARLES NDIRITU MUCHIRI
1120434	JOHN CHARLES WAGURA
3182472	JULIUS MAINA WANGI

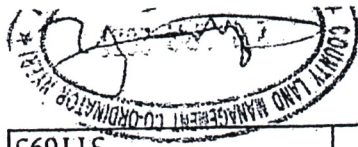


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550440	177	WAMBUGU GITUKU
5553463	178	WANJIRU JONAH
5544614	179	NGATIA MBOGO
3182155	180	JOSPHER MUTIGA
5544287	181	NDIRANGU KAGUTHI
5553798	182	KINGORI KARUKI
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3182519	184	GITAHU GITINIJI
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3183559	186	HANAH WANGARI
5544388	187	CECILIA WACUKA KABARUKI
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3182240	189	MISHACK MATTHAI MUTA
5544641	190	SARAH WAMUCII NDUNGU
5544193	191	NAOMI NYAMBURA WANIKI
5518403	192	NYAWIRA KARUKI WANJAMA
5545050	193	WANJUKI WANGOMBE
2569477	194	WAMAHIGA GATHIRU
3182377	195	SIMON KAGARA WOHORO
3204534	196	MWANGI KARUKI MUGO
3182468	197	MISHACK THEURI GATHARU
3182297	198	NEHEMIA WACHIRA MATINDI
3182279	199	THEURI KINYO NJUA IGIRI
3725483	200	CHARLES MWANIKI KIRUGU
5552295	201	MARY WAKARIMA KARUKI
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5490817	204	LUCY WANJIKU NDIRANGU
434740	205	NJOKI NIROGE MWHIA
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5544679	211	MUIRU TUTHU
3182225	212	MATHENGE NGUNJIRI
5544956	213	MACHARIA KINYUNGU
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5544955	215	KARUKI MAINGI
5544780	216	JOSEPH WACHIRA
3180028	217	GATHENYA MUNYORI
3183415	218	APOLO MBOGO

131	DAVID WAIGWA MATHAI	349289
132	TERESA MUTHONI KINGORI	5504204
133	KAMURA KABARIKI	1417004
134	EUNICE MURINGI NGATIA	5545807
135	TABITHA NYAWIRA KARUKI	5544935
136	EUNICE MUTHONI KAMUNYA	3183342
137	JOSEPH KIBUI MUNGAI	3726481
138	JOHN NDIRANGU KINGORI	3770826
139	MARY WAMBUI KARUKI	5545079
140	JOSEPH GITONGA GITURI	5491517
141	RAKERI WANGARI WACHIRA	350375
142	JANE WANGECHEI NDIRITU	5544498
143	SAMUEL GICHOHI THIRIKI	5484419
144	CHARLES GICHUHI NGARI	3225452
145	GRACE WANJIRU THAITI	5491632
146	FELISTA WANGUI NDUNGU	5540135
147	VERONICA WANGUI MURITHI	3204547
148	JOHN NGATIA KIRUGUMI	3183893
149	AUTHOR NDERITU WANJAU	5544827
150	CHARLES NDUNGU NJOROGE	7322768
151	CHRISTOPHER KIBICHO WACHIRA	5518105
152	PAUL GITAHI THEURI	5794593
153	JOSEPH NDUMA THEURI	3180349
154	DANIEL GACHENGO MWANIKI	3182524
155	SAMUEL KARUKI WAMBUGU	3182184
156	CHARLES KINGORI KIHARA	5545189
157	PETER MAINA WACHIRA	3415884
158	JOEL KAGIRI GITURI	5491894
159	PAUL GITONGA MBUGUA	436996
160	MARGARET WANJIKU WANYEKI	5491565
161	SUSAN MUMBI KAMAU	5544431
162	MARY NYAMBURA KAMUNYA	5518110
163	MARGARET MUTHONI KIONGO	5491569
164	NANCY WANJIRU KAMONI	3203992
165	TABITHA WAIRIMU NJAU	5544651
166	VERONICA NJOKI MURITHI	5545049
167	MARGARET WANJIRU WANJUKI	4673688
168	HANAH NYOKABI KARUKI	5353197
169	LEAH WANGARI GATWEKU	3183814
170	CHARITY WANGARI MAINA	3183336
171	TERESA MURINGI GATHINJI	5544086
172	NAHASHON MACHARIA	5490856
173	JOSEPH MAINA KIHARA	1390479
174	ELIZABETH WANJERI	3180195

87	JOHN GITAHI MATHAI	349151
88	BENARD MUCHIRI NDIRITU	7476823
89	PAUL MAINA RUKWARO	3724340
90	DANCUN MAINA KAMUNYA	467377
91	CHARLES GICHUKI KAMUNYA	5491896
92	JOHN MAINA GATHENYA	5519698
93	CHEGE GATHENYA EPHANTUS	235153
94	PETER KIRAGU KARUGI	5518265
95	KARUGI JUMA KIRAGU	3178471
96	JANE NYOKABI WANJIRU	6834049
97	NANCY NYAWIRA HUNGU	5545135
98	JOSEPH MUCHERU KABUI	5545944
99	SAMUEL KAMAU KINGORI	5545014
100	MARGARET WANGARI NDUNGU	5544405
101	BEATRICE WANJIKU NDIRANGU	5504865
102	LOISE MUTHONI NDIRANGU	5548520
103	JANE NYAWIRA MWAI	5504478
104	ALICE WANJUGU APOLO	5829392
105	MARY WANJIRA NDIRITU	3183550
106	MARGARET MUGATHA MATHU	5544998
107	MARY WANJIRU GICHOHAI	3183560
108	SIMON KANYI MUHORU	3182193
109	DAVID MAINA NDIRITU	6834958
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119	KANYUGO MUNGAI	5518357
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121	MAINGI GITAHI	4672000
122	WATHIRA GITTA	3181243
123	NDIRANGU MARARA	744983
124	JOHN GATHUMA TUTHU	3397436
125	MARK MUGAMBI NDIRANGU	3182538
126	PHILIP MWANGI NGUNJIRI	3182497
127	SIMON NGATIA ZAKARIA	5553265
128	CHARLES MWANGI WANJAU	1422332
129	MARY WANGECHI MAINA	5518415
130	JANE WAMBUI MWANGI	2182422

43	SAMUEL KIMANI MBUGUA	328920
44	ESTHER MUTHONI NDUNGU	3206988
45	SAMUEL KAGOYA WAMBUGU	254668
46	MARGARET WAHINI GITONGA	5960427
47	JAMES NDIRANGU THEBURI	3178456
48	MARY WANJERI NDIRANGU	5491572
49	RICHARD MWANGI WANGOMBE	347407
50	MARTIN WAMBUGU MACHARIA	2947916
51	JESEE KAMUNYA GICHUKI	1206473
52	DANCUN WAHURA WAMBUGU	5952087
53	TITUS WAIGANO WAMBUGU	5552092
54	PETER KARIUKI GITHIMO	5545116
55	JOHN GITONGA GITURI	3724152
56	SAMUEL NJERU KINGORI	7264343
57	MICHAEL WATHAKA NDIRANGU	6698751
58	JOHN WACHIRA MATHAI	5491891
59	JOSEPH KINGORI KAMUNYA	5491889
60	SAMUEL WANJUKI KANYI	3399468
61	JESEE KARIUKI MURITHI	5490801
62	CHARLES NDIRANGU WANJOHI	3182463
63	MUKUNDI THEBURI GATHARU	5491518
64	SAMUEL WANJAU GITAHII	5795161
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68	PETER NJUGUNA KINGORI	5559804
69	SAMUEL PETER MAINA	5549701
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72	WANJOHI NDIRANGU	1909756
73	CHARLES KIRAGU MURAYA	6834142
74	CHARLES KARUNGA WANJUKI	6834995
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83	MARION MUTHONI KARIUKI	5491589
84	JOHN NDIRANGU WANJAU	5491965
85	ISAACK GICHUKI WANJAU	5491965
86	JAMES MAINA KARIUKI	5541301



S/N	NAME	ID.NO
1	JOSHUA MUTHI MURUTHIA	3229605
2	SAMUEL NDUNGU KIMINDA	7994358
3	LINUA WACHIRA KIBICHO	6835646
4	DAVID KINGORI GICHOHI	7669714
5	MARGARET WAMBUI THUTA	5552122
6	REUBEN MWANGI KIGOMBE	3178095
7	FRANCIS GITONGA THEURI	5794568
8	CHARLES KINGORI MUGUNDA	9858133
9	ESTHER WOTHAYA WANJOHI	6834098
10	JERVASIO NDIANGUI KIAMA	1900589
11	VERONICAH WANJA NGUNYI	5491781
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13	CHARLES MWANGI NDEGWA	3203756
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15	CHARITY WAGAKI WACHIRA	913171
16	MARY WAIRIMU KIHUMBA	5518372
17	WANJOHI THEURI	441905
18	SIMON NDIRITU GEITA	583047
19	JOSEPH NDUNGU WAMBUGU	6831509
20	MAGDALENE WAKERU WAITHAKA	5540241
21	CYRUS NDERITU NGATIA	3182506
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25	JOYCE WANJIKU KIBUI	9454467
26	RICHARD MATHENGE WANGOMBE	6448088
27	ELIUD NGUNYI KAMUNYA	1425412
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38	SAMUEL NDUNGU WAMBUGU	5544695
39	MICHAEL NIAGU WAGURA	5485618
40	DAVID KARIUKI KINGORI	5503811
41	MARGARET WANJIRU NDUNGU	5503913
42	SAMUEL NGATIA MACHARIA	311695

TUCHA

3. Former casual workers
These are people who were working in former European farms. When land buying companies bought those farms, the casuals were evicted by the new land owners. This group of squatters is found in Kiengi east, Gakawa location at a place called Kwa Cecilia. They comprise of 60 households and they were evicted in 1970's.

4. People displaced by development
These are various groups of people in different parts of the County who have been displaced by development activities. In Tetu, there are 56 families who were displaced during the construction of Matheka coffee factory in Humbuni and Huhoini. There are also 30 families in the same Subcounty which were displaced during the construction of secondary schools.
In Nyeri central, we have 53 families who used to be pig farmers in present day Kenya Co-operative Creameries at Kiganjo they live in Kwa ngurwe village. They were displaced by the KCC.

5. People squatting on public land
In Kiengi West, there is an area known as Kiaragana where 460 families have settled and the land had been set aside for construction of a hospital and a water tank. Nobody seem to know where they came from.

6. People displaced by natural catastrophe
There are families living in landslide prone areas and 16 of these have been displaced. It is the feeling of this committee that the government should look for land and settle these people.



D.M. GITHARA COUNTY LAND MANAGEMENT CO-ORDINATOR

1. Forest evictees

They are remnant of people who were evicted from Hombe, Ragati, Kabaru, Gathuru and Chehe in the larger Mt. Kenya forest. We have also those who were evicted from Aberdare forests such as Zaina, Kibandongoro (Ticha), Kabage and Gakanga. Most of the evictees were settled by the Government in Ndathi settlement scheme in 1992 and 2008/9 respectively. The remnant are the ones squatting in various places including road reserves. The list of the evictees is attached overleaf

After serious discussion and site visits, it was found out that these people are living in small congested spaces averaging 1/8 th(eighth) of an acre in almost all the colonial villages scattered in the County, where a family or a household of 10 is living in that portion of land. The committee observed that in order to release pressure on the piece of land they occupy, some household members should be considered for land thus list of people and their ID. No. as attached overleaf with specific location and names.

A multiagency committee was formed to look into the issue of landless squatters in Nyeri County. The committee comprised of County Commissioner who is also the chair, all the Deputy Commissioners in the county, ministry of land officers, security team and the national land commission.

The mandate of the committee was to identify the numerous landless people (squatters) objectively and their origin and veracity. The team found out that there are several categories of squatters depending on their origin which includes;

1. Forest evictees
2. Those in colonial villages
3. Former casual workers
4. Those displaced by developments
5. People squatting on public land
6. People displaced by natural catastrophies

STATUS OF LANDLESS SQUATTERS IN NYERI COUNTY

County Land Adjudication
 AND SETTLEMENT OFFICE
 P.O BOX 365,
 NYERI

Date: 20th September, 2020

Ref. No. NY/LSQ/VOL.1/1

Telegram: "SETTLEMENT", Nyeri
 TELEPHONE: Nyeri 4588
 When replying please quote

MINISTRY OF LANDS AND PHYSICAL PLANNING

REPUBLIC OF KENYA



REPUBLIC OF KENYA



MINISTRY OF LANDS AND PHYSICAL PLANNING

COUNTY LAND ADJUDICATION
AND SETTLEMENT OFFICE
P.O BOX 365,
NYERI.

Date: 20th April, 2021

Ref.No... NY/LSQ/VOL.1/2

Telegrams: "SETTLEMENT", Nyeri
TELEPHONE: Nyeri 4588
When replying please quote

RE: PARLIAMENTARY QUESTION ON TUCHA/KIANDONGORO FOREST
EVICTEES

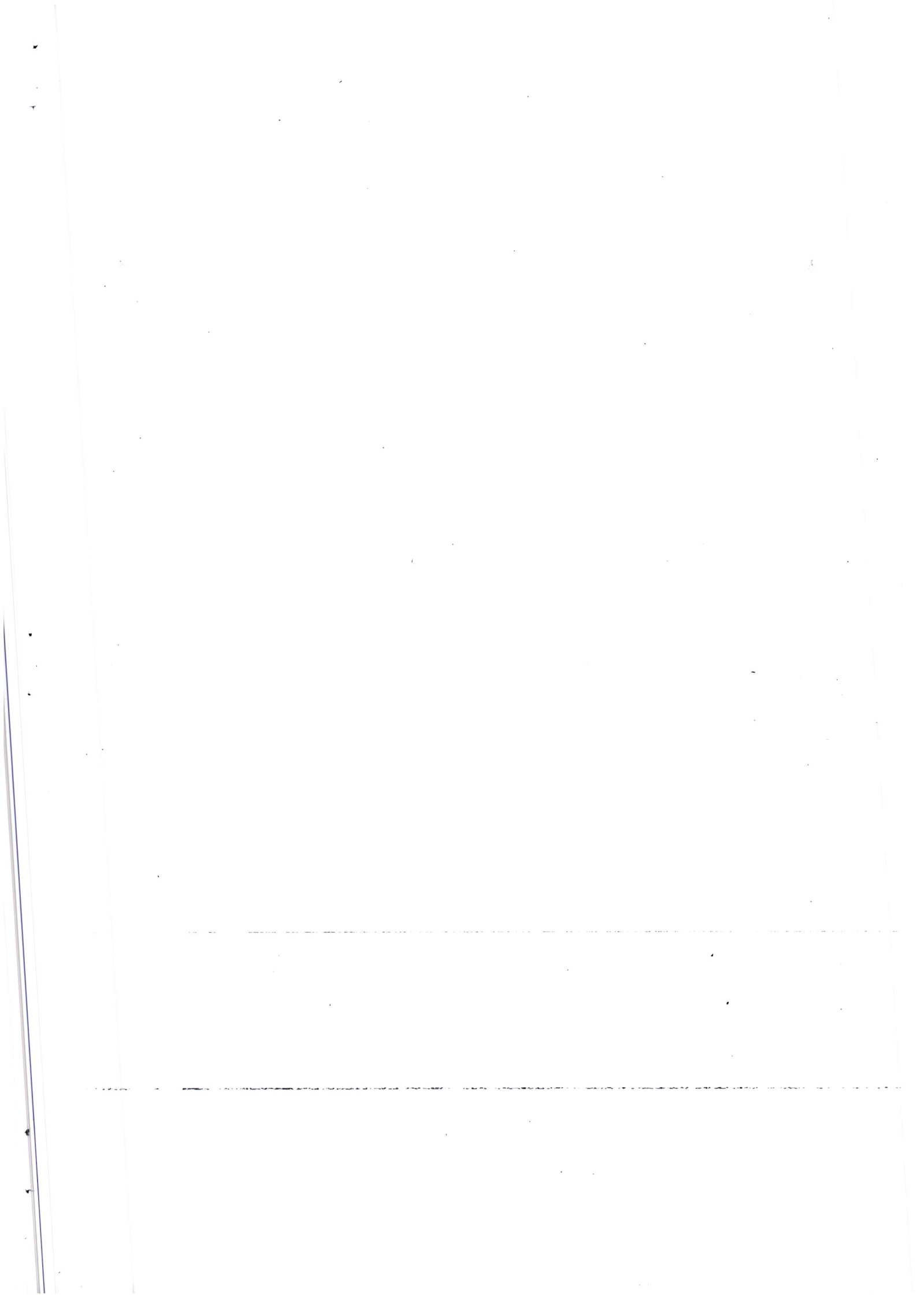
Please refer to the conversation we had with you this morning regarding a parliamentary question on Tucha/Kiandongoro forest evictees.

These people were evicted in 1989 from the said forest. Their plight was discussed by a multiagency committee amongst other squatters in the county as per the attached letter Ref. No. NY/LSQ/VOL.1/1 dated 20th September, 2020.

There are approximately around 534 evictees from the said forests as per our attached records though the numbers may have increased.



COUNTY LAND MANAGEMENT CO-ORDINATOR



The Ministry also clarifies that the subject land in question is not a community ranch, and neither has it been under occupation by the community. The Kulaia Ranch belongs to the National Government, and is committed to the Agricultural Development Corporation. In light of this, it is important to note that there has been no provision for 5000 beneficiaries under the purported community ranch scheme as the land belongs to the national government. Any position on settlement of beneficiaries will emanate from the government after its processes of planning and survey have been duly completed.

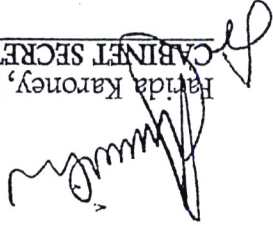
On the issue regarding public participation, the Ministry confirms that it has been undertaking planning and survey of the land under Kulaia ranch within the Galana – Kulaia Food Security Project (GKFSP). However, the planning and survey are still at the technical stages where land analyses and initial ground truthing are conducted.

The plan has proposed the sub-division of the ranch based on the ecovillages concept to enable promotion of an agro-industrial economy while ensuring environmental sustainability. The draft land use plan is still undergoing technical assessment and refinement at a ministerial level. The Ministry confirms that upon completion of these technical processes, public participation will be incorporated in subsequent phases of the project. This will enable incorporation of views of various stakeholders pending approval of the land use plan.

The Ministry wishes to clarify that based on the status of Kulaia Ranch as national government land, outcomes of the planning, survey and settlement processes will be a national government decision. Nevertheless, given the importance of public participation in success of development projects, such decisions will take into account the concerns raised in stakeholder engagements including the County Government of Kilifi, the area leadership, other Government MDAs, and communities.

Honourable Chair, I submit.

Hajida Karoney, EGH
CABINET SECRETARY



April 20, 2021