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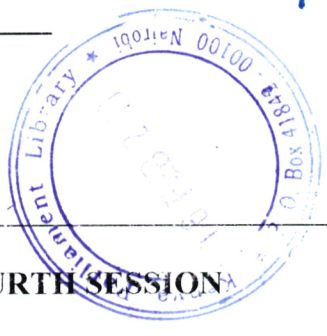
*Paper Laid by the
Vice-Chairperson of the
Committee (Sen. Khairi)
on 28/03/2017*



*Rt. Hon. Speaker
You may approve
for tabling.
02/03/17*

PARLIAMENT

THE SENATE



ELEVENTH PARLIAMENT- FOURTH SESSION

STANDING COMMITTEE ON
LAND AND NATURAL RESOURCES

REPORT ON THE PETITION MADE TO THE SENATE BY
RESIDENTS OF CHANGARA LOCATION ON THE EXACT
LOCATION OF CHANGARA

*Approved
~~[Signature]~~
Speaker*

CLERK'S CHAMBERS
THE SENATE
PARLIAMENT OF KENYA
NAIROBI

28 MARCH, 2017

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LIST OF APPENDIXES

1. Copy of the Petition
2. Minutes of the 108th, 96th, 86th, 85th, 74th, 65th, 64th, 63rd and 62nd sitting of the Committee.
3. Letter from the Ministry of Interior and Coordination on National Government
4. Letters and Maps from the Ministry of Land and Physical Planning
5. National Assembly Hansard dated 10th December, 1996; and,
6. Adoption of the Report attendance schedule

PREFACE

1. The Standing Committee on Land and Natural Resources was constituted on Thursday 27th February 2014 during the Second Session of the Eleventh (11th) Parliament pursuant to the provisions of Senate standing order 208.
2. The Committee is mandated, under the Second Schedule of the Senate Standing Orders, *to consider all matters related to lands and settlement, environment, forestry, water resource management and mining.*
3. In executing its mandate, the Committee oversees the Ministries of:
 - a) Lands and Physical Planning;
 - b) Environment & Natural Resources;
 - c) Ministry of Water & Irrigation; and
 - d) Mining.
4. The Committee comprises the following Members:
 1. Sen. Lenny Kivuti, M.P. - Chairman
 2. Sen. George Khaniri, M.P. - Vice Chairperson
 3. Sen. Christopher Obure, M.P. - Member
 4. Sen. Dawson Mwazo, M.P. - Member
 5. Sen. Henry Ndiema, M.P. - Member
 6. Sen. Isaac Melly, M.P. - Member
 7. Sen. Liza Chelule, M.P. - Member
 8. Sen. Martha Wangari, M.P. - Member
 9. Sen. Boy Juma Boy, M.P. - Member (Deceased)
5. The Secretariat of the Committee comprises of the following:
 1. Ms. Mwanate Shaban - Clerk Assistant
 2. Dr. Kefa Omoti - Principal Research Officer
 3. Mr. Leonard Koech - Legal Officer
 4. Mr. Joseph Muriuki - Audio Officer
 5. Ms. Sarah Rukwaro - Serjeant At Arms

ACKNOWLEDGEMENT

Mr. Speaker Sir,

The Committee acknowledges the valuable time and considerable effort made by the stakeholders who provided information that has made the preparation of this report possible.

I also wish to express my gratitude to the Office of the Speaker and the Clerk of the Senate for facilitating all the actions that led to the production of this report.

Mr. Speaker Sir,

It is now my pleasant duty, pursuant to Standing Order 225 to table the report of the Standing Committee on Land & Natural Resources, in relation to the Petition on the Exact Location of Changara.

SIGNED.......... DATE.....2/3/2017.....

**SEN. GEORGE KHANIRI, M.P.
VICE CHAIRPERSON,
STANDING COMMITTEE ON LAND & NATURAL RESOURCES**

CHAPTER 1: INTRODUCTION

1.1 Background

Pursuant to Article 119 of the Constitution of Kenya and the Senate Standing Orders No. 220 (1) (a), the Clerk of the Senate received a Petition concerning the alleged erroneous placement by Department of Surveys, of Changara Location in Busia County by Residents of Changara.

The Petition was committed to the Standing Committee on Land and Natural Resources on 23rd March, 2016.

The Committee held meetings on 19th April, 26th April, 3rd May, 17th May, 16th June, 12th October, 18th October and 10th November, 2016 to consider the submissions presented, analyzed the information and made a several recommendations in chapter four.

The Minutes of these sessions as well as the documents and evidences presented to the Committee are annexed to this report.

1.2 The Petition

The Petition drew the attention of the Senate to the following issues:

1. THAT, Changara Location has historically been part of the then Bungoma District, which following the transition to a devolved system of government, became the Present Bungoma County;
2. THAT according to the Districts and Provinces Act of 1992, which formed the basis of the current 47 counties, the said Changara Location is properly noted as being located in Bungoma County;
3. THAT, on the onset of Devolution, the Department of Surveys produced official maps of Kenya's forty seven counties. In the maps however, Changara Location is now indicated as being part of Busia County, and,
4. THAT, the said anomaly has occasioned a lot of challenges to the residents of Changara Location, who are unable to get services from either Bungoma or Busia County governments as it is not clear which county they fall under.

The Petitioners prayed that the Senate undertakes an investigation into how the Department of Surveys came up with the County maps erroneously placing Changara Location in Busia County, instead of Bungoma County, and takes appropriate action to have the said anomaly rectified.

CHAPTER 2: COMMITTEE DELIBERATIONS AND UNDERTAKINGS

This section contains the deliberations that the Committee made and the presentations that were made by the Petitioners and documents received by the Committee.

2.1 Committee Undertakings

The Committee first considered the Changara Petition on Tuesday 19th April, 2016 in its 62nd sitting where it observed that the Petition was not about conflict over boundary but rather the erroneous placement of the location in the map. The Committee in this meeting resolved to obtain the maps of Changara Location since 1992 so as to determine the rightful place of the Location.

The Committee therefore wrote to the Ministry of Lands and Physical Planning requesting for the Maps.

The Committee received the Maps and analysed them in its 65th sitting on Tuesday 17th May, 2016. The Committee noted the following on its analysis of the maps provided by the Principal Secretary:

The Kenya Counties Map indicates that indeed Changara Location is in Busia County

- a) A 1997 District map for Bungoma indicates that Changara is in Busia. This is supported by the Teso District Map drawn in the same year (1997), capturing Changala Location as part of Teso District which was later joined to Busia District to form Busia County.
- b) A 1988 District map for Busia indicates Changara to be in Bungoma
- c) An undated Bungoma District map, probably prepared in 1996 (since it contains Mount Elgon District that was later elevated into a District in 1997) also shows Changara to be located in Bungoma
- d) The Districts and Provinces Act (1992) provides a detailed description of the then Bungoma Boundary. The features mentioned in the boundary section affecting Changara include- a point on Malakisi River approximately 1.6KM North-west of Bitobo School, a tributary of River Malakisi named Kisawiyi, a hill known as Mwaliye among others. Unfortunately, the details described in the Act are not visible on the Malakisi topographical map.

The Committee observed that apparently, before 1997 Changara Location was part of Bungoma District. It is probable that in 1997 during the rush for creation of new administrative units in Kenya, Changara Location was hived off from Bungoma District and together with other Locations formed Teso District. When the

Constitution of Kenya (2010) was promulgated, the Director of Surveys might have erroneously joined Teso District to Busia District to form the present Busia County.

Since it is not clear what informed the placement of Changara Location in Teso District in 1997, The Committee resolved to write to the Cabinet Secretary, Ministry of Interior and Coordination of National Government, and seek to review minutes and documentation of deliberations that might have facilitated the inclusion of Changara in Teso, and the Cabinet Secretary, Ministry of Lands in regards to the Petition and ask the CS to confirm whether Changara is in Busia or Bungoma based on the Description of Boundaries of 1992.

In its 85th sitting held on Wednesday 12th October, 2016, the Committee deliberated on the response of the Ministry of Lands, Housing and Urban Development which confirmed that Changara had erroneously been placed in Busia County but advised the Committee to seek the opinion of Ministry of Interior and National Government Coordination.

The Committee received a response from the Ministry of Interior and Co-ordination of National Government which stated that Changara Location is in Busia County and recommended that the Department of Survey should amend the Administrative Map to conform and give effect to the description of the Common border as contained in the Provinces and Districts Act of 1992.

2.2 Meeting with Residents of Changara Location

The Committee met the Changara residents in its 86th Meeting held on Tuesday 18th October, 2016 from 10. a.m.

Submission by the Changara Residents

The petitioners said that Changara is administratively in Bungoma; for example, they pay cess tax for tobacco to Bungoma and their title deeds are registered in Bungoma. The community is currently suffering in-terms of service delivery due to the mix-up between the two counties.

They presented documentary evidence to the Committee which included:

- The Map of Busia from Survey of Kenya before 1992 which indicated that Changara sub-location was not in Busia District;
- The Map of the larger Busia District which indicates that Changara is not in Busia County;

- The Map of Bungoma District which did not include Changara- that was the map that was used to publicize county maps and it omitted Changara from Bungoma; and,
- National Assembly Hansard dated 3rd March, 1971 and 10th December, 1996 which confirms that Changara is in Bungoma County

2.3 Response by the Principal Secretary, Ministry of Interior & National Government Coordination

- Changara was created in 1947 as a sub location of malakisi location in Bungoma District
- In 1962, Changara was politically reverted to Teso Community by the regional Boundaries and Constituencies delimitation Commission
- In 1987, via the Kenya subsidiary legislation, Changara sub location was reverted back to Teso Constituency in Busia
- The 1992 District and Provinces Act places Changara in Busia County

CHAPTER 3: COMMITTEE OBSERVATIONS & RECOMMENDATIONS

3.1 Committee Observations

- It is apparent that, Changara was by 1947, a sub-Location of Malakisi Location in Bungoma District;
- According to the Principal Secretary - Interior, Changara was moved to Teso District in 1987 vide the Kenya Subsidiary Legislation;
- The present County/administrative map does not appear to reflect the descriptions contained in the 1992 District and Provinces Act. This is confirmed by both the Principal Secretary Interior and the Principal Secretary, Land and Physical Planning; and,
- The existing confusion seems to arise out of the failure by the Director of Surveys to implement or reconcile the existing boundary with the description contained in the District and Provinces Act of 1992.

3.2 Committee Recommendations

- The Director of Surveys should go to the ground and in consultation with the administrators on both sides, implement the Boundary as described in the District and Provinces Act of 1992 within two months of adoption of this report; and,
- The Bill on the Creation of the County Boundaries Commission should be expedited by the National Assembly so that the Commission can deal with the boundary issues within and amongst Counties.

MINUTES OF THE 108th MEETING OF THE STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON WEDNESDAY, 1ST MARCH, 2017 IN THE NEW WING SMALL DINING ROOM, MAIN PARLIAMENT BUILDING FROM 11.30 A.M.

MEMBERS PRESENT

- | | |
|---------------------------------|-------------------------------|
| 1. Sen. George Khaniri, M.P | - Vice Chairperson (Chairing) |
| 2. Sen. Christopher Obure, M.P. | - Acting Chair |
| 3. Sen. Martha Wangari, M.P. | - Member |
| 4. Sen. Isaac Melly, M.P. | - Member |
| 5. Sen. Henry Tirole Ndiema | - Member |

MEMBERS ABSENT WITH APOLOGY

- | | |
|----------------------------|---------------|
| 1. Sen. Lenny Kivuti, M.P. | - Chairperson |
| 2. Sen. Liza Chelule, M.P. | - Member |
| 3. Sen. Dawson Mwazo, M.P. | - Member |

SENATE SECRETARIAT

- | | |
|--------------------------|-----------------------------|
| 1. Ms. Mwanate Shaban | -Clerk Assistant |
| 2. Mr. Mohamed Abdullahi | -Clerk Assistant |
| 3. Dr. Kefa Omoti | -Principal Research Officer |
| 4. Mr. Leonard Koech | -Legal Counsel |

MINUTE SEN/SCLNR/603/2017: PRELIMINARIES

The meeting was called to order at 12.00 noon. and this was followed by a word of prayer by Sen. Chris Obure. The Chairman then welcomed the new Clerk to the Committee, Mr. Mohammed Abdullahi and thanked the thanked the outgoing Clerk for her work.

MINUTE SEN/SCLNR/604/2017: ADOPTION OF AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. Isaac Melly and seconded by Sen. Martha Wangari M.P. as follows;

Prayer

1. Preliminaries;
2. Adoption of the Agenda;
3. **Confirmation of previous minutes**
 - **Minutes 101**
 - **Minutes 106**
 - **Minutes 107**
4. **Matters Arising from the Minutes**
5. **Adoption of Reports**
 - Changara Petition Report**
 - Isiolo Petition Report**
 - COP 17 Report**
6. **Briefing on the Land Value Index Laws (Amendment) Bill (National Assembly No. 40 of 2016**
7. Any Other Business & Adjournment.

MINUTE SEN/SCLNR/605/2017: CONSIDERATION OF PREVIOUS MINUTES

The Minutes of the 101st Sitting of the Committee held on Wednesday 30th November, 2016 in the New Wing Small Dining Room, Main Parliament Building From 10.00 am were confirmed after being proposed by Sen. Isaac Melly and seconded by Sen. George Khaniri.

The Minutes of the 106th Sitting of the Committee held on Wednesday 1st February, 2017 in Fahari Boardroom, Whitesands Beach Resort from three pm were postponed due to lack of quorum of the Members present then.

The Minutes of the 107th Sitting of the Committee held on Wednesday 22nd February, 2017 in Committee Room Five, Main Parliament Building From 11.00 am were confirmed after being proposed by Sen. Martha Wangari and seconded by Sen. Chris Obure.

MINUTE SEN/SCLNR/606/2017: MATTERS ARISING FROM THE MINUTES

EX-MIN SEN/SCLNR/600/2016: Committee Deliberations on the Physical Planning Bill

The Committee noted that the Physical Planning Bill had been listed in the day's Order Paper.

MINUTE SEN/SCLNR/607/2017: ADOPTION OF REPORTS

- 1) The Committee unanimously adopted the report on the Petition made to the Senate by Residents of Changara Location on the exact location of Changara.
- 2) The Committee unanimously adopted the report on the Petition made to the Senate by Residents of Isiolo County on the Leasing of Buffalo Springs and Shaba Game Reserves by the Isiolo County Executive.
- 3) The Committee unanimously adopted the report on the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) COP 17 that took place in Johannesburg, South Africa from 24th September to 5th October, 2016.

MINUTE SEN/SCLNR/608/2017: BRIEFING ON THE LAND VALUE INDEX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY NO. 40 OF 2016

The Legal Counsel briefed the Members on the Bill after which the Committee resolved to hold a public hearing on the Bill on 14th March, 2017 at 11.00 am.

MINUTE SEN/SCLNR/609/2017: AOB & ADJOURNMENT

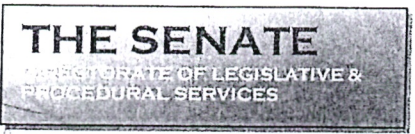
There being no other business, the meeting was adjourned at 1.00 p.m.

SIGNATURE.....
(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

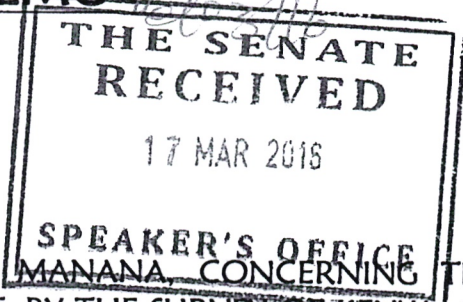
DATE.....

③ We have asked the petitioners to sign on the petition and they have, on Page 5 of the petition.

14 MAR 2016



INTERNAL MEMO



TO: The Director, L & P Services
FROM: Second Clerk Assistant, L & P Services
DATE: 14th March, 2016
RE: PETITION BY MR. RODGERS W. MANANA CONCERNING THE ALLEGED ERRONEOUS PLACEMENT, BY THE SURVEY OF KENYA, OF CHANGARA LOCATION IN BUSIA COUNTY

The above petition refers.

We received an earlier version of the above petition, and wrote back to the petitioners on 13th October, 2015 advising the petitioners on the correct form of a public petition.

The petitioners have now resubmitted the petition which has been redrafted to comply with the law and Standing Orders on the form of a petition. Consequently, the same may be admitted for presentation before the Senate.

It is noted that, while Mr. Manana states that he is making the petition on behalf of the petitioners, the attached signatures by the petitioners do not comply with the provisions of Section 3 (j) and (k) of the Petition to Parliament (Procedure) Act, and the equivalent Standing Orders 223 (j) and (k). To cure this defect, the page containing the signatures may be expunged from the petition, without affecting the validity of the petition itself.

Enclosed in this regard is a draft letter addressed to the petitioner, as well as a draft presentation summary for the Speaker.

Handwritten signature

Charles Munyua
Second Clerk Assistant

DLPS

I think it may be crucial to the Petition listed as they had signed up. Why not propose amendment and have them sign on the petition as they should?

④ Hon. Speaker for may approve/ read.
① The clerk
16/03/16

This is forwarded for your approval and forwarding to the Hon. Speaker for his approval.

③ Signed
16/03/16

Handwritten signature
14/03/16

⑤ AM 14/03/16
MWA

22.3.16

REPUBLIC OF KENYA

Telegraphic Address
'Bunge', Nairobi
Telephone 2848000
Fax: 2243694
E-mail: cSenate@parliament.go.ke



Clerk's Chambers
The Senate
Parliament Buildings
P. O. Box 41842 -00100
Nairobi, Kenya

PARLIAMENT
OFFICE OF THE CLERK OF THE SENATE

Ref. SEN./PETITIONS/CORR./2015

16th March, 2016

The Petitioners,
C/o Mr. Rodgers W. Manana,
P.O. Box 247,
CHEPTAIS.
Email: brianmanana@gmail.com
Tel: 0722240943/ 0728773130

Dear Sir,

RE: PETITION TO THE SENATE REGARDING ALLEGED ERRONEOUS PLACEMENT,
BY THE DEPARTMENT OF SURVEYS, OF CHANGARA LOCATION IN BUSIA
COUNTY INSTEAD OF BUNGOMA COUNTY

I acknowledge, with thanks, receipt of your revised petition on the above subject matter.

Having reviewed the petition in terms of Senate Standing Order 220, it is advised that the petition now complies with the law and Senate Standing Orders on the form of petition, and is therefore admissible.

The same has been forwarded to the Speaker for approval to enable presentation to the Senate.

Mrs. Serah Kioko, Director, Legislative & Procedural Services (Tel No. 0722881777 and Email, skioko@parliament.go.ke or kiokoserah@gmail.com) is the officer responsible for facilitating this matter.

Yours

J. M. NYEGENYE, CBS
CLERK OF THE SENATE

PETITION TO THE SENATE BY RESIDENTS OF CHANGARA LOCATION,
CONCERNING THE ALLEGED ERRONEOUS PLACEMENT, BY THE DEPARTMENT
OF SURVEYS, OF CHANGARA LOCATION IN BUSIA COUNTY INSTEAD OF
BUNGOMA COUNTY

Honourable Senators,

1. Pursuant to Standing Orders 220 (1) (a), and 225(2) (b), I hereby report to the Senate that a petition has been submitted, through the Clerk, by 20 residents of Changara Location, concerning the alleged erroneous placement, by the Department of Surveys, of Changara Location in Busia County instead of ~~Busia County~~ Bungoma County.
2. The material allegations contained in the said petition are -
 - a) That Changara Location has historically been part of the then Bungoma District, which, following the transition to a devolved system of government, became the present Bungoma County;
 - b) That indeed in the Districts and Provinces Act of 1992, which formed the basis of the current 47 counties, the said Changara Location is properly noted as being located in Bungoma County;
 - c) That following the onset of devolution, the Department of Surveys produced official maps of Kenya's forty-seven counties. In the maps however, Changara Location is now indicated as being part of Busia County;
 - d) That the said anomaly has occasioned a lot of challenges to the residents of Changara Location, who are unable to get services from either the Bungoma or Busia County governments as it is not clear which county they fall under.
3. The petitioners therefore pray that the Senate undertakes an investigation into how the Department of Surveys came up with the county maps erroneously placing Changara Location in Busia County, instead of Bungoma County, and takes appropriate action to have the said anomaly rectified.

4. Honourable Senators, before I allow comments on the petition, I wish to note that I have keenly reviewed the subject of the petition, and confirmed that the issue therein is not one of a dispute over the location of a county boundary, or for alteration of county boundaries.
5. Rather, the issue is one of the county maps produced by the Department of Surveys allegedly placing Changara Location in the wrong county, which has brought about some confusion, and occasioned a number of challenges to the residents of the said Changara Location.
6. *Honourable Senators*, pursuant to standing order 226, I shall now allow comments, observations or clarifications in relation to the petition for not more than thirty minutes.

[after comments by Senators]

7. Honourable Senators, pursuant to standing order 227(1), the Petition stands committed to the relevant standing committee, in this case the Standing Committee on Land and Natural Resources.
8. In terms of standing order 227(2), the Committee will be required, in not more than sixty days from the time of reading the Prayer, to respond to the Petitioners by way of a Report addressed to the Petitioners and laid on the Table of the Senate.

PETITION TO THE SENATE CONCERNING THE ERRONEOUS PLACEMENT CHANGARA LOCATION IN BUSIA COUNTY

CHANGARA RESIDENTS

P.O BOX 247

CHEPATAIS

Tel 0722240943 or 0728773130

Email- rodedman@yahoo.com or brianmanana@gmail.com

TO CLERK OF THE SENATE
PO BOX 41842- 00100
PARLIAMENT BUILDING
NAIROBI
Email: csenate@parliament.go.ke

RE: PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

We the undersigned Citizens of the Republic of Kenya and residents of Changara Location, in the former North Malakisi Location in the Former Bungoma District]

Draw the attention of the Senate to the following:

THAT, there exists an inter-county boundary dispute between Bungoma and Busia Counties, particularly regarding Changara Location, which has been erroneously placed by the Survey of Kenya in Busia County instead of its original Bungoma County as it is stipulated in the then Districts and Provinces Act of 1992 and all the administrative maps published by survey of Kenya prior to 1992.

THAT, historically Changara location has been administratively in Bungoma District (now Bungoma County) since Kenya's independence and geographically, location of Changara Location is closer in proximity to Bungoma town and land administration matters of Changara/North Malakisi has been in Bungoma district since independence and residents of

PETITION TO THE SENATE CONCERNING THE ERRONEOUS PLACEMENT CHANGARA LOCATION IN BUSIA COUNTY

Changara pay their land rates and other land administration fees as well as obtaining their title deeds in Bungoma County.

THAT, after promulgation of the Kenya Constitution 2010 new districts that were created outside the Districts and Provinces Act were aligned to conform with the Constitution, including Mt. Elgon District, which had taken off from Bungoma, was returned to Bungoma County, and Kahawa Sukari and Wendani, which were in Nairobi, were returned to their original Kiambu County and it should be natural for Changara to be returned into its original Bungoma County;

THAT, the error has led to confusion in allocation of Resources from the National Government, including allocation of funds meant for Changara Location in Bungoma County the Financial Year 2013/2014 the government but a refund of which Busia County is now demanding resulting in a standstill of development of infrastructure and other services in this area as it is not clear which County should develop the area;

THAT, the inclusion of Changara Location in Busia County is totally unprocedural, unconstitutional and in contravention of the Constitution and the then Districts and Provinces Act 1992, according to which Changara Location lies squarely in Sirisia Constituency, Bungoma County;

THAT, there is also a dispute on allocation of county funds by the central government due this uncertainty and confusion of census report and, currently Busia County is demanding refund of cash allocated to Bungoma County by central government as a result of which the area lags behind in development as position of Changara Location is doubtful to each of the counties;

THAT, Changara Location is inhabited by three communities Bukusu Teso and Sabaot in that order of majority hence it will be proper for them to be placed in a cosmopolitan Sirisia constituency where all these communities coexist in harmony;

PETITION TO THE SENATE CONCERNING THE ERRONEOUS PLACEMENT CHANGARA LOCATION IN BUSIA COUNTY

THAT, the major economic activity of North Malakisi/Changara people is tobacco farming and because the levy is collected basing on title deeds, Changara people have been paying their levy to Bungoma County Government as per their title deeds hence it is logical for the location to be administered from Bungoma county so as to enable the residents to access the benefits accrued from this levy paid by them to Bungoma County;

THAT, Changara market is at the junction of Mayanja-Lwakhakha road and Cheptais-Malakisi road, which are managed by Bungoma County hence it will be easier for them to be developed in Bungoma than Busia and the proximity of Changara to Sirisia town, which is the Sub county headquarters, in Sirisia, compared to Amagoro, which is far off and it would be easier for the residents to access administrative services, including land rates, which are paid to Bungoma County;

THAT, we have made the best efforts to have this matter addressed under the relevant authorities including the Ministry of Interior and Coordination of National government and the Ministry of Land, Housing and Urban Development, all of which have failed to give satisfactory response; and

THAT, none of these issues raised in this Petition is pending in any court of law, constitutional or any other legal body.

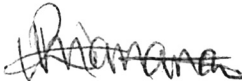
WHEREFORE, your humble Petitioners pray that the Senate conducts an inquiry in the matter with a view to:-

1. Affirming the correct boundaries of Busia and Bungoma Counties;
2. Investigating the circumstances under which Survey of Kenya published a map of the two counties which is at variance with the then District and Provinces Act of 1992 (which was the basis of establishing the counties) as well as the Constitution and recommending the correction of that error.
3. ensuring that the Survey of Kenya and relevant government agencies address the grievances of the residents of Changara Location based on original map of Bungoma District (now Bungoma County) and Busia District (now Busia County) prepared by

PETITION TO THE SENATE CONCERNING THE ERRONEOUS PLACEMENT CHANGARA LOCATION IN BUSIA COUNTY

Survey of Kenya before 1992, the Kenya administrative boundaries map prepared in the year 1988 and revised in the year 1992 as well as the boundaries set out in the Constitution.

Dated this 2nd day of March 2016



Edison Rodgers W. Manana

for petitioners

P. O Box 247
CHEPTAIS

1B - 216 76488

PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

NO	NAME	ADDRESS	I.D NO	SIGNATURE
1	Rafiah W. Makokha	Po Box 247 cheptais	2082936	Rafiah
2	Bramwel W. mafira	Po Box 247 cheptais	20675515	Bramwel
3	Patroba Ekasete	Po Box 247 cheptais	1514350	Patroba
4	Gentrix Naluka Womgus	Po Box 247 cheptais	29492272	Gentrix
5	Patrick Watharu	Po Box 247 cheptais	4384884	Patrick
6	David Maboni	Po Box 247 cheptais	24394413	David
7	Kenah Nasimyu Kilongi	Po Box 247 cheptais	4384480	Kenah
8	Rashid Waswa	Po Box 247 cheptais	4385489	Rashid
9	Juma Wamaliwa	Po Box 247 cheptais	32870865	Juma
10	Sarah July omusugi	Po Box 247 cheptais	27226956	Sarah
11	Levis Kirui Kibirei	Po Box 247 cheptais	29449074	Levis
12	Pamela chepkwemoi	Po Box 247 cheptais	20780543	Pamela
13	Peter Bolyo	Po Box 247 cheptais	4385033	Peter
14	Collins chepkenda Temoi	Po Box 247 cheptais	26650210	Collins
15	Shazs cheral Towet	Po Box 247 cheptais	29330326	Shazs
16	christopher wetende	Po Box 247 cheptais	7959168	Christopher
17	Andrew Nabiswa	Po Box 247 cheptais	4385058	Andrew
18	Augustine Mungesa	Po Box 247 cheptais	7959055	Augustine
19	Martin Kilongi	Po Box 247 cheptais	2098360	Martin
20	Julius Wamaliwa	Po Box 247 cheptais	4382434	Julius

INTERNAL MEMO

TO : **THE CLERK OF THE SENATE**

THROUGH' : **THE DIRECTOR (L&P)**

FROM : **PRINCIPAL CLERK ASSISTANT**

DATE : **3RD MARCH, 2016**

SUBJECT : **PETITION TO THE SENATE BY RESIDENTS OF
CHANGARA LOCATION IN BUNGOMA COUNTY
CONCERNING ALLEGED ERRONEOUS PLACEMENT
OF THE LOCATION IN BUSIA COUNTY**

.....

The above petition was received at the Office of the Clerk of the Senate some time last year but was found inadmissible returned to them for revision as it failed to comply with the Petition to Parliament Procedure Act (No. 22 Of 2012) and the Senate Standing Orders. The prayers therein were also not within the mandate of the Senate, as it sought alteration of County boundaries which can only be done vide the recommendation of an independent Commission set up for that purpose by Parliament pursuant to Article 188 of the Constitution.

I have guided the petitioners to revise it and it has emerged that Changara location is merely being erroneously placed in Busia County by the Survey of Kenya and that the matter in contention is not the boundaries of the two counties. The request to Senate is to conduct an inquiry into the matter with a view to affirming the already existing boundaries between the two Counties, investigate the circumstances under which Survey of Kenya published an erroneous map and to pursue a possibility the grievances being addressed.

I find the revised petition technically compliant with the requirement as to form and substance. Several petitions have already been received in the Senate lately and committed to the Committee on Legal Affairs and Human Rights. Indeed the Committee is in the process of developing a Bill to deal with issues such as are raised in this Petition.

CHANGARA RESIDENTS

P.O BOX 247

CHEPATAIS

Tel 0722240943 or 0728773130

Email- rodedman@yahoo.com or brianmanana@gmail.com

Dated 24/2/2016

TO CLERK OF THE SENATE

PO BOX 41842- 00100

PARLIAMENT BUILDING

NAIROBI

Email: csenate@parliament.go.ke

Attn

Lawrence Amolo

Dear sir,


RE: CHANGARA CITIZEN'S BOUNDARY PETITION BUNGOMA AND BUSIA COUNTY :

Further to our discussion in your office on 24th February 2016, kindly find attached herewith re-submission for our petition which was submitted to clerk of the senate on 30th October 2016.

Kindly but urgently expedite the process given that the first petition was submitted in February 2015 and hitherto, no progress has been made.

Please note that this does not amount to alteration of county boundaries but enforcement of existing law that created counties and correction of any error if any.

Yours faithfully



Edison Rodgers W. Manana

For petitioners

CC: Majority and Minority leaders to the senate

CHANGARA RESIDENTS

P.O BOX 247

CHEPATAIS

Tel 0722240943 or 0728773130

Email- rodedman@yahoo.com or brianmanana@gmail.com

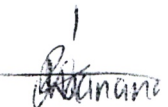
TO CLERK OF THE SENATE
PO BOX 41842- 00100
PARLIAMENT BUILDING
NAIROBI
Email: csenate@parliament.go.ke

RE: PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

We the undersigned Citizens of the republic of Kenya and residents of [Changara Location in the former North Malakisi Location in the Former Bungoma District]

Draw the attention of the senate to the following:

1. THAT, this is inter-county dispute concerning Bungoma and Busia County boundary in particular Changara Location which has been erroneously placed in Busia County instead of its original Bungoma County as it is stipulated in the Districts and Provinces Act of 1992 and all the administrative maps published by survey of Kenya prior to 1992. This location has been traditionally and administratively been in Bungoma District now Bungoma County even since independence. This case has led to confusion in allocation of Resources from the National Government for instance during the 2013/2014 financial year the government allocated the money for Changara Location in Bungoma County but Busia County is demanding a refund of the money allocated from Bungoma County to Busia this has led to a standstill of development of infrastructure and other services in this area as it is not clear



PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

which County should develop the area hence citizen's constitutional right to information and service has been breached culminating to this petition

- 1.1. THAT, the inclusion of Changara Location in Busia County is totally unprocedural, unconstitutional. According to the Districts and Provinces Act 1992. Changara Location lies squarely in Bungoma County this Act clearly describes the boundaries for the all 47 former districts of Kenya now 47 Counties of Kenya; this area should be in Sirisia Constituency Bungoma County.
- 1.2. THAT there is dispute on allocation of county funds by the central government due this uncertainty and confusion of census report. Currently Busia County is demanding refund of cash allocated to Bungoma County by central government.
- 1.3. THAT the area is left behind for development as each county is not sure where its boundary is. This breach of the citizens right to access to service
- 1.4. THAT the citizens under the Article 35 of Kenyan Constitution have the right to information. The under listed citizens demand to be told where the boundary of Bungoma and Busia is located.
- 1.5. THAT, the land administration of Changara/North Malakisi has been in Bungoma district since independence and Changara people pay their land rates and other land administration fees as well as obtaining their title deeds in Bungoma County hence they should be placed where their land is so as to end confusion
- 1.6. THAT, Geographically location of Changara location is closer to Bungoma county the proximity of Changara is closer to Bungoma town which is the county headquarters as it is only 30 minutes' drive that's ksh 200 fare but it takes approximately 3 hours to drive from Changara to Busia and one has to spend ksh 1000 fare to and fro to seek County administration services
- 1.7. THAT, Changara Location is inhabited by three communities Bukusu Teso and Sabaot in that order of majority hence it will be proper for them to be placed in a cosmopolitan Sirisia constituency where all these communities coexist in harmony.

PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

- 1.8. THAT, the major economic activity of North Malakisi/Changara people is tobacco farming and because the levy is collected basing on title deeds, Changara people have been paying their levy to the county government of Bungoma as per their title deeds hence it is logical for them to be administered in Bungoma county so as to make them access the benefits accrued from this levy from the county government of Bungoma
- 1.9. THAT, Changara market is at the junction of Mayanja Lwakhakha road and Cheptais Malakisi road all these roads are managed in Bungoma County hence it will be easier for them to be developed in Bungoma than Busia
- 1.10. THAT, it is a walking distance from Changara to Sirisia town which is the Sub county headquarters hence this makes it easier and affordable for the people of Changara to access administrative services in Sirisia than in Amagoro which is very far away hence one needs ksh 500 as fare to Amagoro
- 1.11. THAT, placing Changara in Busia is a great violation of the constitution as the constitution of the republic of Kenya is clear on how the boundaries of the counties can be altered
- 1.12. THAT, Bungoma County collects the land rates for Changara market. its ironical to place the location in Busia county against the wishes of the citizens and the traditional practice
- 1.13. THAT, Busia County is sending signals that Changara location is within Busia County thereby trespassing into Bungoma County in complete disregard of the law particularly the Districts and Provinces Act, 1992 thereby causing the petitioners inconvenience, confusion and much loss to service delivery.
- 1.14. THAT, after promulgation of the Kenya Constitution 2010 new districts that were created outside the Districts and Provinces Act were aligned to conform with the constitution for instance Mt. Elgon Districts which had taken off from Bungoma was returned into Bungoma County for instance Mt. Elgon District that was hived off from Bungoma was returned back to Bungoma, Thika town which was in Murang'a was returned into its Original Kiambu County and Kahawa Sukari and Wendani which were in

PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

Nairobi was returned into its original Kiambu County it will be prudent for Changara to be returned into its original Bungoma County

1.15. THAT, Changara Sub location now Changara Location has been administered under North Malakisi Location Sirisia Division Bungoma district until when new district called Teso was created out of Busia in the year 1994 it was during this confusion that Changara were hived off to Teso District it should be noted that this new districts were created outside the Districts and Provinces Act of 1992 and are not the basis for boundaries of Counties established under the Constitution of Kenya 2010 that is why Mt. Elgon Distict that was hived off from Bungoma is within Bungoma county

1.16. THAT, Changara has been marginalized for a long time by the political class due to this uncertainty.

2.0 THAT, we have made the best efforts to have this matter addressed under the relevant authorities including the Ministry of Interior and coordination of National government and the Ministry of Land all of which have failed to give satisfactory response.

3.0 THAT, none of these issues raised in this petition is pending in any court of law, constitutional or any other legal body, although I am aware of group of citizens from the area who wanted to move to court over the same matter but I advised them to wait and allow the senate handle this matter.

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PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

WHEREFORE: Your humble petitioner pray that the senate -

1. As provided for under Article 96 (1) the Senate represents the counties, and serves to protect the interest of counties and their governments. In this regard, establish a taskforce to affirm the correct boundaries between Bungoma and Busia as per the district and Provinces Act of 1992. This will ensure that funds allocated to the counties benefits all citizens including Changara residents who appear to be neglected by both counties due to uncertainty of the actual location of county boundaries.
2. That the senate committee obtains and counterchecks our grievances with the survey of Kenya based on original map of Bungoma District now Bungoma County and Busia District now Busia County compiled by survey of Kenya before 1992 and also Kenya administrative boundaries map compiled in the year 1988 and revised in the year 1992. The senate committee looks into full implementation of the Districts and Provinces Act of 1992 as the only authority on boundaries of Counties of Kenya.
3. Under Article 35 of the constitution every citizen has a right of access to information required for the exercise or protection of any right. The citizens of Changara location have a right to know where the county boundary is located
4. Article 35 (2) provide that:- Every person has a right to the correction or deletion of untrue or misleading information that affects the person , such as the recently published country maps which are at variance with former district administrative maps and the 1992 District and Provinces Act, the law that created the counties.
5. The senate committee corrects or directs for correction of the error on the recently published County map which is at variance with facts on the ground between Bungoma and Busia county which should reflect the District administrative maps prior to 1992 and Districts and Provinces Act of 1992, as this case does not amount to any alteration of the county boundaries but enforcement of the existing law.

False



PETITION TO THE SENATE CONCERNING CHANGARA LOCATION FOR ERRONEOUS PLACEMENT IN BUSIA COUNTY

6. The Senate may initiate the process/ put in place measure to establish an independent commission pursuant to Article 188 (2) of the constitution taking into consideration
 - a. Population density and demographic trends
 - b. Physical and human infrastructure
 - c. Historical and cultural ties
 - d. The cost of administration
 - e. The views of the communities affected
 - f. The objects of devaluation of government and
 - g. Geographical features



Dated this 25th Day Feb 2016

Edison Rodgers W. Manana
Edison Rodgers W. Manana

6
Edison Rodgers W. Manana

REPUBLIC OF KENYA

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Clerk's Chambers
The Senate
Parliament Buildings
P. O. Box 41842 -00100
Nairobi, Kenya

PARLIAMENT
OFFICE OF THE CLERK OF THE SENATE

Ref. SEN./PETITIONS/CORR./2015

13th October, 2015

Changara Location Residents,
P.O. Box 247,
CHEPTAIS.

C/O Mr. Manana Rodgers,
Tel: 0728773130
Email: brianmanana@gmail.com

Dear

**RE: PETITION TO THE SENATE ON ALLEGED ERRONEOUS PLACEMENT OF
CHANGARA LOCATION IN BUSIA COUNTY**

I acknowledge with thanks receipt of your Petition dated 1st September, 2015 on the above subject matter.

Upon reviewing the petition in terms of Senate Standing Order 220 (3), '*to ascertain whether the petition meets the requirements of the Standing Orders and of the law*', I wish to advise that your petition, though it raises important issues for consideration by the Senate, is not admissible in its present form.

This is for the reasons that –

- i) the subject-matter of the petition has not been indicated on every sheet, as required under Section 3 (e) of the Petition to Parliament (Procedure) Act (No. 22 of 2012), and Senate Standing Order 223 (e);
- ii) the petition does not disclose what efforts you have undertaken to have the matter addressed by the relevant public bodies, and what the outcome of such efforts has been. This is a requirement under Section 3 (f) of the Petition to Parliament (Procedure) Act (No. 22 of 2012), and Senate Standing Order 223 (f).
- iii) the petition fails to disclose whether the issues in respect of which the petition is made are pending before any court of law or other constitutional or legal body, as required under Section 3 (g) of the said Act, and Senate Standing Order 223 (g); and
- iv) the petition does not contain the National Identification Card numbers of the petitioners, which is a requirement under Section 3 (j) of the said Act, and Senate

Standing Order 223 (j). The same are appended as an attachment to the petition, as are other documents, which offends Section 3 (k) of the said Act, and Senate Standing Order 223 (k).

In the circumstances, I advise that you amend the petition to comply with the said requirements. Attached in this regard are the applicable provisions of the Petition to Parliament (Procedure) Act and the Senate Standing Orders, on the form of a public petition, as well as a template which you may wish to adopt in redrafting your petition.

The undersigned, who is the Director, Legislative & Procedural Services (Tel No. 0722881777 and Email, skioko@parliament.go.ke or kiokoserah@gmail.com) is the officer responsible for facilitating this matter.

Yours



SERAH KIOKO,
FOR: CLERK OF THE SENATE.

Encls.

REQUIREMENTS FOR A PUBLIC PETITION UNDER THE PETITIONS TO PARLIAMENT (PROCEDURE) ACT (NO. 12 OF 2012) AND THE SENATE STANDING ORDERS

A public petition to the Senate shall –

- (a) be handwritten, printed or typed;
- (b) be in English or Kiswahili and be written in respectful, decorous and temperate language;
- (c) be free of alterations and interlineations in its text;
- (d) be addressed to the Clerk of the Senate;
- (e) have its subject-matter indicated on every sheet if it consists of more than one sheet;
- (f) indicate whether any efforts have been made to have the matter addressed by a relevant body and whether there has been any response from that body or whether the response has been unsatisfactory;
- (g) indicate whether the issues in respect of which the petition is made are pending before any court of law or other constitutional or legal body;
- (h) conclude with a clear, proper and respectful prayer, reciting the definite object of the petitioner or petitioners in regard to the matter to which it relates;
- (i) subject to paragraph (m), contain the names, addresses, identification numbers, signature or a thumb impression of the petitioner or of every petitioner, where there is more than one petitioner;
- (j) contain only signatures or thumb impressions, as the case may be, and addresses and identification numbers written directly onto the petition and not pasted thereon or otherwise transferred to it;
- (k) not have any letters, affidavits or other documents annexed to it;
- (l) in the case of a petition presented by a Member of Parliament on behalf of a petitioner, be countersigned by the Member presenting it; and
- (m) be signed by the petitioner, or if the petitioner is unable to sign, by a witness in whose presence the petitioner shall make his or her mark on the petition.

*Revised
connections*

PETITION TO THE SENATE BY RESIDENTS OF CHANGARA LOCATION IN BUSIA COUNTY CONCERNING ALLEGED ERRONEOUS PLACEMENT OF THE LOCATION IN BUSIA COUNTY

Honourable Senators,

1. Pursuant to Standing Orders 220 (1) (a), and 225(2) (b), I hereby report to the Senate that a petition has been submitted, through the Clerk, by Residents of Changara Location concerning alleged erroneous placement of the location in Busia County;
2. As you are aware, under Article 119(1) of the Constitution, and I quote:-
“Every person has a right to petition Parliament to consider any matter within its authority, including enacting, amending or repealing any legislation.”
3. Honourable Senators, the salient issues raised in the said petition are -
 - a) **THAT**, there exists an inter-county boundary dispute between Bungoma and Busia Counties, particularly regarding Changara Location, which has been erroneously placed by the Survey of Kenya in Busia County instead of its original Bungoma County as it is stipulated in the then Districts and Provinces Act of 1992 and all the administrative maps published by survey of Kenya prior to 1992.
 - b) **THAT**, historically Changara location has been administratively in Bungoma District (now Bungoma County) since Kenya’s independence and geographically, position of Changara Location is closer in proximity to Bungoma town and land administration matters of Changara/North Malakisi have been in Bungoma district since independence and residents of Changara pay their

land rates and other land administration fees as well as obtaining their title deeds in Bungoma County.

- c) **THAT**, after promulgation of the Kenya Constitution 2010 new districts that were created outside the Districts and Provinces Act were aligned to conform with the Constitution, including Mt. Elgon District, which had taken off from Bungoma, was returned to Bungoma County, and Kahawa Sukari and Wendani, which were in Nairobi, were returned to their original Kiambu County and it should be natural for Changara to be returned into its original Bungoma County;
- d) **THAT**, the error has led to confusion in allocation of Resources from the National Government, including allocation of funds meant for Changara Location in Bungoma County the Financial Year 2013/2014 the government but a refund of which Busia County is now demanding resulting in a standstill of development of infrastructure and other services in this area as it is not clear which County should develop the area;
- e) **THAT**, the inclusion of Changara Location in Busia County is unprocedural, unconstitutional and in contravention of the Constitution and the then Districts and Provinces Act 1992, according to which Changara Location lies squarely in Sirisia Constituency, Bungoma County;
- f) **THAT**, there is also a dispute on allocation of county funds by the Central Government due this uncertainty and confusion and, currently Busia County is demanding refund of cash allocated to Bungoma County, as a result of which the area lags behind in

development as position of Changara Location is doubtful to each of the counties;

- g) **THAT**, the major economic activity of North Malakisi/Changara people is tobacco farming and because the levy is collected basing on title deeds, Changara people have been paying their levy to Bungoma County Government as per their title deeds hence it is logical for the location to be administered from Bungoma county so as to enable the residents to access the benefits accrued from this levy paid by them to Bungoma County;
- h) **THAT**, Changara market is at the junction of Mayanja-Lwakhakha road and Cheptais-Malakisi road, which are managed by Bungoma County hence it will be easier for them to be developed in Bungoma than Busia and the proximity of Changara to Sirisia town, which is the Sub county headquarters, in Sirisia, compared to Amagoro, which is far off and it would be easier for the residents to access administrative services, including land rates, which are paid to Bungoma County ; and
- i) **THAT**, the residents have made the best efforts to have this matter addressed by the relevant authorities, including the Ministry of Interior and Coordination of National government and the Ministry of Land, Housing and Urban Development, all of which have failed to provide a satisfactory solution, or at all.

The petitioner therefore requests the Senate to intervene and conduct an inquiry into the matter with a view to:-

- a) Affirming the correct boundaries of Busia and Bungoma Counties;

- b) Investigating the circumstances under which Survey of Kenya published a map of the two counties which is at variance with the then District and Provinces Act of 1992 (which was the basis of establishing the counties) as well as the Constitution and recommending the correction of that error; and
 - c) ensuring that the Survey of Kenya and relevant government agencies address the grievances of the residents of Changara Location based on original map of Bungoma District (now Bungoma County) and Busia District (now Busia County) prepared by Survey of Kenya before 1992, the Kenya administrative boundaries map prepared in the year 1988 and revised in the year 1992 as well as the boundaries set out in the Constitution.
4. Honourable Senators, pursuant to standing order 226, I shall now allow comments, observations or clarifications in relation to the petition for not more than thirty minutes.

[after comments by Senators]

5. Honourable Senators, pursuant to standing order 227(1), the Petition stands committed to the relevant Standing committee, in this case the Standing Committee on Legal Affairs and Human Rights. Senators will be aware that there are already several Petitions touching on substantively the same subject matter, which were committed to this particular Committee, which, indeed, is in the process of formulating a legislative intervention on the matter. The issues canvassed in the Petition, will no doubt constitute useful contribution to this process.
6. In terms of standing order 227(2), the Committee will be required, in not more than sixty days from the time of reading the Prayer, to respond to the Petitioner by way of a Report addressed to the Petitioner and laid on the Table of the Senate.

NO	NAME	ADDRESS	I.D NO	SIGNATURE
1	RAJAB W. MAKOKHA	P.O. BOX 247 CHEPTAIS	2082936	Rajab
2	BRAMWEL W. MAFURA	P.O. BOX 247 CHEPTAIS	20675515	Bramwel
3	GENTRIX MALIARA WANGUSI	P.O. BOX 247 CHEPTAIS	29492273	Gentrix
4	PATRICK WATITETI	P.O. BOX 247 CHEPTAIS	4384884	Patrick
5	HELIMA HANGAKHE MABUTALA	P.O. BOX 247 CHEPTAIS	20173744	Helima
6	STEPHEN TAMBININI	P.O. BOX 247 CHEPTAIS	10907631	Stephen
7	DAVID MABONI	P.O. BOX 247 CHEPTAIS	24394413	David
8	LENAH NASIMIYU KILONGI	P.O. BOX 247 CHEPTAIS	4382480	Lenah
9	RASHID WASWA	P.O. BOX 247 CHEPTAIS	4385489	Rashid
10	JUMA WAMALINA	P.O. BOX 247 CHEPTAIS	32870865	Juma
11	SARAH JULY OMUSUGU	P.O. BOX 247 CHEPTAIS	27226956	Sarah
12	PETER BOYO	P.O. BOX 247 CHEPTAIS	4385033	Peter
13	OMANYALA HENRY	P.O. BOX 247 CHEPTAIS	6282621	Henry
14	OMONYIN WILLIAM VICTOR	P.O. BOX 247 CHEPTAIS	7958883	William
15	ODEKE OMONYIN JOHN	P.O. BOX 247 CHEPTAIS	1355408	John
16	EKIHARA MUNDA ELIETO	P.O. BOX 247 CHEPTAIS	11422500	Munda
17	ESIROME DENNIS OBAI	P.O. BOX 247 CHEPTAIS	22591768	Dennis
18	PATROBA EKASETE	P.O. BOX 247 CHEPTAIS	1514350	Patroba
19	BEATRICE OPAGALA	P.O. BOX 247 CHEPTAIS	7909965	Beatrice
20	JOHNSTONE OLELE IMAKASA	P.O. BOX 247 CHEPTAIS	4385593	Johnstone
21	DAVID ETYANGI OPAGALA	P.O. BOX 247 CHEPTAIS	20875688	David
22	LILIAN IDONYI HAWUNI	P.O. BOX 247 CHEPTAIS	70357346	Lilian
23	PRISCILLA MATIMI OMUSUGU	P.O. BOX 247 CHEPTAIS	20356795	Priscilla
24	SARAH CHEPKEI TOROKOI	P.O. BOX 247 CHEPTAIS	9513903	Sarah
25	LEVIS KIROI KIBIREI	P.O. BOX 247 CHEPTAIS	29447074	Levis
26	SHAZS CHEROP TONET	P.O. BOX 247 CHEPTAIS	29330326	Shazs
27	C OLLINS CHEPKENDA TEMOI	P.O. BOX 247 CHEPTAIS	26650210	C Ollins
28	PAMELA CHEPKWEMOI	P.O. BOX 247 CHEPTAIS	20780543	Pamela
29	MURUNGA PHARICE	P.O. BOX 247 CHEPTAIS	27879014	Murunga
30	RODGERS EDISON WANYONYI	P.O. BOX 247 CHEPTAIS	21676488	Rodgers

This is the exhibit m. R 2019
 annexed affidavit of Roger. Edwin
 sworn before me this 15th Da
 of May 2019 at Bungoma
 Commissioner for Oaths.

anyonyi
 Annaka 9.

REPORT ON CHANGARA LOCATION BOUNDARY

BACKGROUND: This is a report to establish if Changara location is within Busia or Bungoma County as per the district & provinces act of 1992 which was a basis to establish county boundaries. This report was requested by CHANGARA residents who are petitioners before the

1. The total distance on the boundary in question is 6.09499km. Our reference point is the Kenya-Uganda international boundary at the confluence of the kabukara river with the Lwakhakha river.
2. Point A is the beginning of the survey on questioned boundary which is on the southern boundary of Namubila and Lwandanyi locations to intersection with the kabukara River.
3. The said boundary pass through KABULE Homestate, BUYINGA Homestate, then through ANG'ARO Junction to Point B which converge at boundary between TAMULEKA / CHANGARA Location.
4. The hand held (LEGEND GARMIN)GPS with accuracy of 1m was used and the data used below is in coordinate format(UTM ARC 1960). The coordinates are georeffrenced and can be tracked to the ground.

POINT	EASTINGS	NORTHINGS	HEIGHTS	code
5	651432	85879	1260	Confluence point
6	654969	84018	1330	River points
7	654896	83900	1342	Confluence point
8	654916	83845	1345	Boundary point
9	654928	83797	1347	Boundary point
10	654964	83719	1351	Boundary point
11	654974	83676	1352	Boundary point
12	654974	83651	1353	Boundary point
13	654972	83598	1351	Boundary point
14	654985	83525	1353	Boundary point
15	654996	83461	1352	Boundary point
16	655025	83391	1360	Boundary point
17	655036	83361	1362	Boundary point
18	655059	83302	1363	Boundary point
19	655086	83220	1362	Boundary point
20	655114	83147	1364	Boundary point
21	655157	83035	1369	Boundary point
22	655170	82983	1369	Boundary point
				Kabule home
23	655201	82914	1373	state
24	655242	82787	1374	Boundary point
25	655259	82721	1375	Boundary point

26	655290	82617	1380	Boundary point
27	655319	82484	1384	Boundary point
28	655344	82378	1384	Boundary point
29	655389	82230	1387	Boundary point
30	655419	82132	1389	Boundary point
31	655453	82039	1392	Boundary point
32	655488	81913	1397	Boundary point
33	655530	81750	1403	Boundary point
34	655605	81535	1410	Boundary point
35	655623	81453	1414	Boundary point
				Buyinga home
				state
36	655666	81297	1422	
37	655713	81120	1445	Boundary point
38	655724	81091	1447	Boundary point
39	655746	81061	1447	Boundary point
40	655802	80925	1442	Boundary point
41	655832	80842	1444	Boundary point
42	655867	80752	1444	Boundary point
43	655887	80674	1442	Ang'aro junction
44	655883	80674	1442	Ang'aro junction
45	655915	80572	1439	Boundary point
46	655951	80435	1436	Boundary point
47	655998	80273	1435	Boundary point
48	656039	80127	1431	Boundary point
49	656144	79893	1421	Boundary point
50	656217	79751	1409	Boundary point
51	656325	79522	1402	Boundary point
52	656399	79402	1396	Boundary point
53	656483	79270	1387	Boundary point
54	656547	79154	1387	Boundary point
55	656645	78999	1376	Boundary point
56	656759	78793	1375	Boundary point
57	656825	78556	1373	Boundary point
58	656982	78413	1376	Confluence point
70	657889	75954	1366	Malakisi town

Findings: The coordinates are shown on the AutoCAD drawing, Changara location is in Bungoma County according to boundaries established in the district & provinces act of 1992. see page 133 appendix 5 attached.

The report was prepared by NABKEN SURVEYS LTD COUTESY OF KENNEDY NABISWA

NAME KENNEDY NABISWA SIGN NABKEN SURVEYS LIMITED

P. O. Box 4933 - 00100
NAIROBI

[Handwritten Signature]

SECOND SCHEDULE—(Contd.)

section of a track which forms part of the generally western boundary of Malakisi Location;

thence generally north-easterly and northerly by the generally western boundary of that sub-location to a point on the Malakisi River approximately 1.6 kilometres (1 mile) north-west of Bitobo School;

thence up-stream by the course of that river in a generally north-easterly direction to its confluence with a tributary named Kisawiyi;

thence generally north-westerly to the highest point on a hill known as Mwaliye, approximately 1.2 kilometres ($\frac{1}{2}$ of a mile) west of the former Malakisi Trading Centre;

thence generally north-easterly to the north-western corner of that former trading centre;

thence generally north-westerly, easterly by the western and northern boundary of Malakisi Location and continuing with southern boundary of Namumbila and Lwandanyi Locations to intersection with the Kabukara River;

thence generally north-westerly and downstream by the course of that river to its confluence with the Lwakaka (Lwakhakha) River, which forms part of the Kenya-Uganda international boundary;

thence generally north-easterly and up-stream by the centre line of that river to its source (at a latitude of approximately $1^{\circ} 06' 23''$ N.);

thence easterly by a straight line for a distance of approximately 17,600 feet to the second highest summit of Mount Elgon at an altitude of approximately 14,140 feet;

thence northerly by a straight line for a distance of approximately 17,500 feet to the point of commencement.

40. THE BUSIA DISTRICT

Commencing at a point on the Kenya-Uganda international boundary at the confluence of the Kabukara River with the Lwakaka (Lwakhakha) River;

thence generally south-easterly and up-stream by the northern and eastern boundary of North Teso Location to its intersection with northern boundary of Central Teso Location;

thence generally south-westerly by the western boundary of that location and continuing with the eastern boundary of East Bukhayo, Central Bukhayo, Marachi East, to its intersection with east-southern corner of Marachi Central;

thence westerly by southern boundary of Marachi Central and Marachi West to its intersection with eastern boundary of Samia North Location;

NAMUMBULA

MACHAKA

Changora

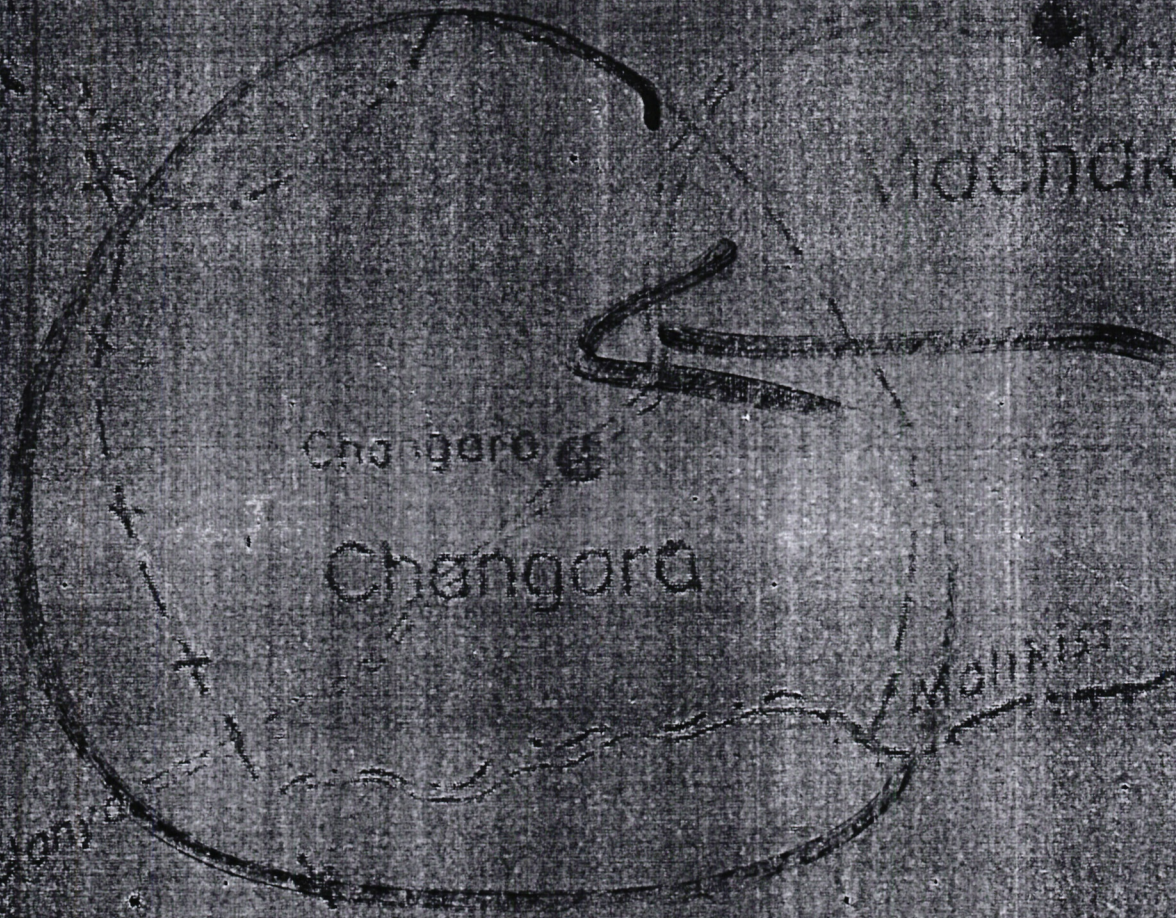
Changora

MOLIPS

Silobichi

TO MACHAKA

TO MACHAKA





No. CPR/2012/83031

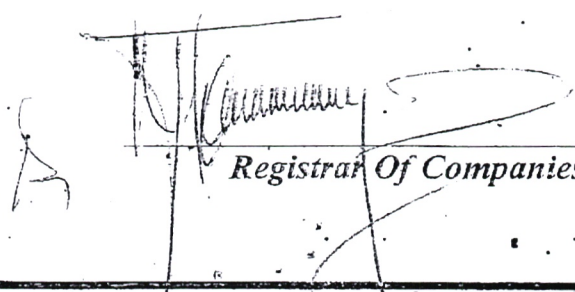
CERTIFICATE OF INCORPORATION

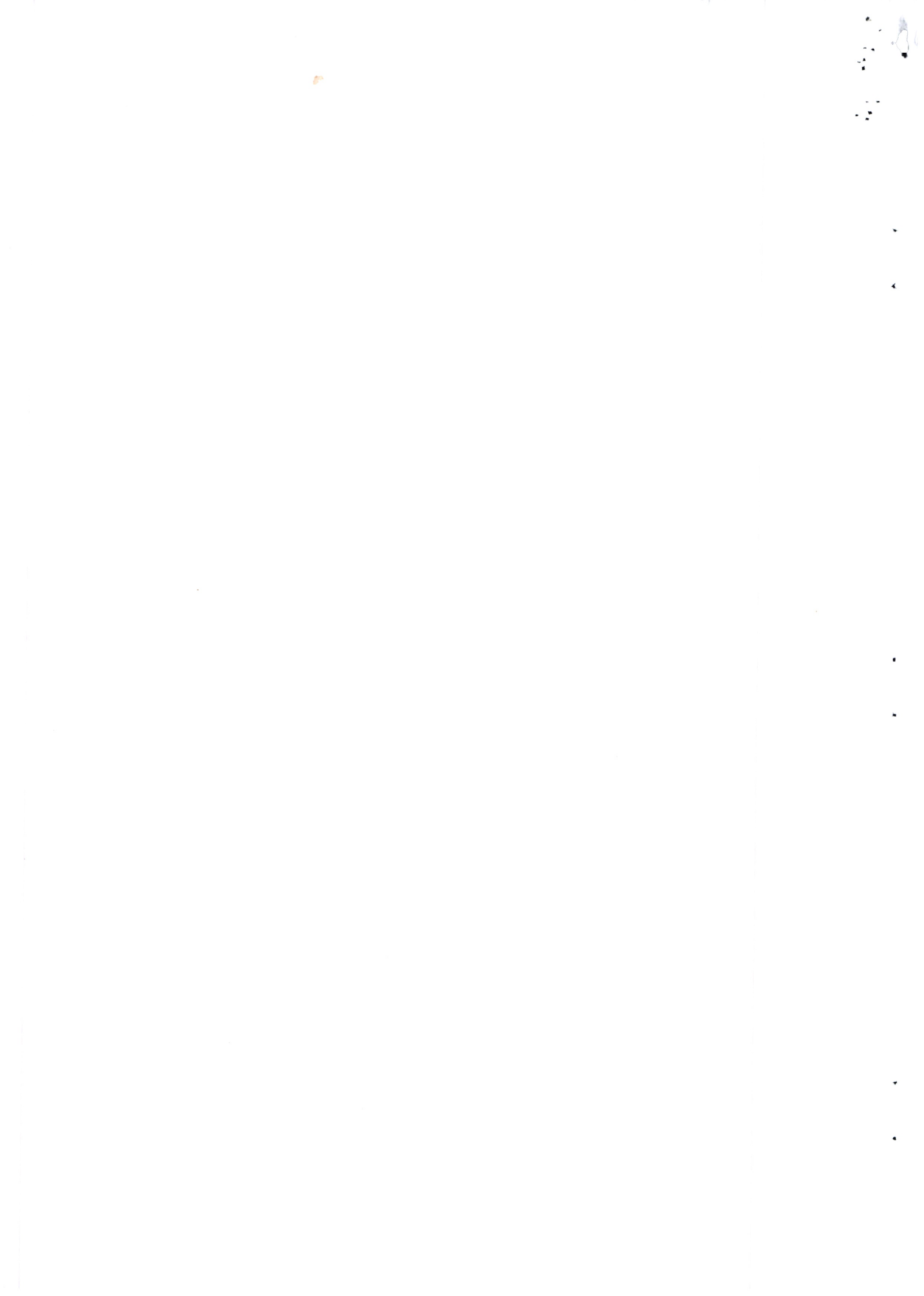
I hereby CERTIFY, that -

NABKEN SURVEYS LIMITED

is this day Incorporated under the Companies Act (Cap. 486) and that the Company is **LIMITED**.

GIVEN under my hand at Nairobi this 31 st day of August
Two Thousand and Twelve


Registrar Of Companies



① CHANGARA LOCATION PETITIONERS

NOS.	NAMES	ID CARD NUMBER	TELEPHONE	SIGNATURE
1.	ROBERT W. WELKESA	23969448	0710632630	<i>[Signature]</i>
2.	JOSHUA A. MUTOKA	24582104	0713121796	<i>[Signature]</i>
3.	EVERETT ROZALIE NAMUTOSI		0702740625	<i>[Signature]</i>
4.	ZADOCK MUELESIA MASINDE	24300809	0732232721	<i>[Signature]</i>
5.	LILIAN ASKETI OKWANG'AS	26788802 26788802		<i>[Signature]</i>
5.	ANDREW ODICH WAFWA		0708177083	<i>[Signature]</i>
6.	JYCE ^{NAMALWA} WAFWA	7958887	0705436912	<i>[Signature]</i>
7.	EDWIN WAFWA WANYONYI	32674128	0703237990	<i>[Signature]</i>
8.	TABITHA IKASIANI	7959394		<i>[Signature]</i>
9.	JACOB WANYONYI	21505503	07028719148	<i>[Signature]</i>
10.	DICMOS OKIANGA	23411009	07212777	<i>[Signature]</i>
11.	MABIDA NANGICA	438248		<i>[Signature]</i>
12.	ROSEMARY NALIKA	5486456		<i>[Signature]</i>
13.	ALLAN MASIKA	20456782	0718141093	<i>[Signature]</i>
14.	MARY LUSIKE	4946975		<i>[Signature]</i>
15.	MORICE SIMIYO	23476412		<i>[Signature]</i>
16.	PATRICK YEPECH	20678761	0726511083	<i>[Signature]</i>
17.	Phenice NADHENJA	21078896	070514711	<i>[Signature]</i>
18.	POOTUS KAKAI		07259478	<i>[Signature]</i>
19.	ROBERT MAFURA	24786594	0713208969	<i>[Signature]</i>
20.	SAMUAY WELKESA	23487901	0731208660	<i>[Signature]</i>
21.	KEVIN WAMALWA	2888423	0711174664	<i>[Signature]</i>
22.	ISAAC SIONDO	13156144	0729782461	<i>[Signature]</i>
23.	SAMUEL L. NAMASAKA	30009892	0787544552	<i>[Signature]</i>
24.	SIMON SOLOQWA	7958728		<i>[Signature]</i>
25.	ROSE SIKHAYA KOSI	4384561	0701531636	<i>[Signature]</i>
26.	VIOLAT WAFOLA	3152546	0713597251	<i>[Signature]</i>
27.	TITUS NASHA	26184845	0712687809	<i>[Signature]</i>
28.	JEREMIAH MUKWANA	798763	0736650306	<i>[Signature]</i>
29.	MELAP NASIMIYO	8431577		<i>[Signature]</i>
30.	JAMES NYONGWA BUIKA	4267527	0712212980	<i>[Signature]</i>

CHANGARA LOCATION VESTI TEACHERS

NOS	NAMES	ID NUMBER	SIGNATURE
1.	ROBERT IMUJARO	7951357	<i>Robert</i>
2.	SAMUEL NAMASAKA	30009891	<i>Samuel</i>
3.	ROBERT BUTETA	10749092	<i>Robert</i>
4.	PATRICK AINEA BUTETA	14662211	<i>Buteta</i>
5.	JONATHAN SITOMA BUTETA	9024450	<i>Jonathan</i>
6.	CAROLINE NALWA BEBENGE	13650817	<i>Caroline</i>
7.	PETER NANYOKIA BUTETA	4383600	<i>Peter</i>
8.	GABRIEL KARANI EKENY	23114222	<i>Gabriel</i>
9.	FRED WAFIKA SIMIYU	24381109	<i>Fred</i>
10.	JOSEPH WANJALA AMIKEMBA	23259801	<i>Joseph</i>
11.	GEOFFREY BENOY Change	2325905	<i>Geoffrey</i>
12.	LAZARUS WANYONYI ONAMBISI	27364995	<i>Lazarus</i>
13.	RONALD SIMIYU WANJALA	23465927	<i>Ronald</i>
14.	KISASAGI DAN WANASWA	26396579	<i>Kisasa</i>
15.	ALICE NASIMIYU MANYASI	2086720	<i>Alice</i>
16.	PATRICK WANYUMA	8406240	<i>Patrick</i>
17.	COLLINS CHEPKENBA TEMOI	29330326	<i>Collins</i>
18.	ISAAS FWAMBA NABENGE	288202	<i>Isaac</i>
19.	GILBERT MAYOMBOBA MOLONGO	11457827	<i>Gilbert</i>
20.	FRANCOIS MUNANDA NAKAMBE	438049	<i>Francois</i>
21.	JOHN OTITI MANYAMA	21741389	<i>John</i>
22.	FRANCOIS CHEMBONI CHEPKENBA	7959176	<i>Francois</i>
23.	PETER OMUSE NYONGESA	25867056	<i>Peter</i>
24.	MILTON WIFULA KHALKE	24929579	<i>Milton</i>
25.	ROSELINE ASHERIE WANJAKA	6328247	<i>Roseline</i>
26.	ZAMOCK MUGLESIS MRSINBE	43000809	<i>Zamock</i>
27.	PROTUS WAPULIK MAINA	23884363	<i>Protus</i>
28.	RICK OSHOME OKIRU	4384909	<i>Rick</i>
29.	REHEMA SELETI	11331592	<i>Rehema</i>
30.	FARIZAMA LUNYOLD WYABA	32623149	<i>Farizama</i>
31.	AINE KLVANIA BUTETA	4385031	<i>Aine</i>
32.	LEVIS EMOJONG AMBUCCI	24085653	<i>Levis</i>

① CHITMATHI NOC 1157107450

NOS.	NAMES	ID NUMBERS	SIGNATURES
1	PRICAR AMOIT ENGORIT	438445	<i>[Signature]</i>
2	SIMON IMALU ENGORET	29046986	<i>[Signature]</i>
3	ROSHEL AKIRAPA OMAHO	7958903	<i>[Signature]</i>
4	FRANSISCH TATA OPAA	4367610	<i>[Signature]</i>
5	BRAMUEL OPAA	4367649	<i>[Signature]</i>
6	KENNEDY OPICHO	24771575	<i>[Signature]</i>
7	SIMION OPICHO WELESA	6328990	<i>[Signature]</i>
8	GABD JAKAIT	24842201	<i>[Signature]</i>
9	NANCY EKASIRIMAIT	27076752	<i>[Signature]</i>
10	SOLINA TOTO ETYANG	4367860	<i>[Signature]</i>
11	DANIEL OSURU IMUJARO	7959126	<i>[Signature]</i>
12	JESCA TOTO ELUNKATA	4382026	<i>[Signature]</i>
13	MARGRET CHIENAKATA KWEMBU	4384126	<i>[Signature]</i>
14	JANE NORDH O MARIA	26230800	<i>[Signature]</i>
15	MURIEL NARDEKE	0476685	<i>[Signature]</i>
16	ANNE ABUKUI INYAMA	12846207	<i>[Signature]</i>
17	GEORGE OGED	14725200	<i>[Signature]</i>
18	PAMELA CHEBKWEMOI	20780503	<i>[Signature]</i>
19	JOSEPHIN IDIONJI OENKE	9712351	<i>[Signature]</i>
20	GEORGE OJIMI OMAJARI	4384860	<i>[Signature]</i>
21	JOAN IPALEI ODUPUTO	12453651	<i>[Signature]</i>
22	STEPHIN IMWATEKO IMUJARO	4367492	<i>[Signature]</i>
23	MERCY ADOMA	20835920	<i>[Signature]</i>
24	WYUZRE OMAJARI	4367629	<i>[Signature]</i>
25	ELIZABETH ATENCE SIMON	4385468	<i>[Signature]</i>
26	SIMON JAKAIT NICODEM	4387617	<i>[Signature]</i>
27	MARY AMUYUNGE	43676449	<i>[Signature]</i>
28	CHRISTIN AMONYATA OMAI	26578113	<i>[Signature]</i>
29	DHARICE KADAN IKOYO	13650123	<i>[Signature]</i>
30	PENINAH KONINI WANDIEMA	20675637	<i>[Signature]</i>
31	MERCY SANGALO	31918797	<i>[Signature]</i>
32	PELESTE KADIKOR IKATEN	4382021	<i>[Signature]</i>
33	JESIKA ASOKON-OMBE	9609624	<i>[Signature]</i>
34	PHILIP SEMMAY ETYANG	27070155	<i>[Signature]</i>

CHAMBARA LOCATION PETITIONERS

x ①

NOs	NAMES	ID NUMBER	SIGNATURES
1	Martin Kilongi	2095360	<i>MW</i>
2	Hudson Kilongi	25057212	<i>HSG</i>
3	George Kilongi	1159906	<i>KG</i>
4	Vincent Wangusi	4384021	<i>Vingis</i>
5	Bon Simbauni	1159656	<i>Boni</i>
6	Andrew Nabisa	104385058	<i>Andrew</i>
7	Jim Itatukei	4367958	<i>Joi</i>
8	Daudi Emukule	21864575	<i>DE</i>
9	Hudson opoma	4385517	<i>HMa</i>
10	George Kiara	13649876	<i>Gri</i>
11	Jackson Mafura	4367500	<i>JMP</i>
12	Bramwell Okoto Ronald Okoto	2675515 2675515	<i>RO</i>
13	Angela Omusungu	4367681	<i>AO</i>
14	Carolyn Erikoti	20586977	<i>CE</i>
15	Patricia Orodi	23370251	<i>PO</i>
16	Victor Orodi	14678131	<i>VO</i>
17	Josephine Nasila	4382113	<i>JN</i>
18	Mary Lusiko wafuta	4384990	<i>ML</i>
19	Phenice Nabechonda	13315201	<i>PN</i>
20	Lillian Askot-O	26768302	<i>LA</i>
21	Evans Ote	26555930	<i>EO</i>
22	Bramwell Nato	26731509	<i>BN</i>
23	Joyce Okusa	4213459	<i>JO</i>
24	Ruth Beda	4384603	<i>RB</i>
25	Martin Mukhranga	27582036	<i>MO</i>
26	George Obokol	21201045	<i>GO</i>
27	Martin Mankokha	23455389	<i>MM</i>
28	Christine Oshade	20357815	<i>CO</i>
29	Bernard Omusungu	20878034	<i>BO</i>
30	Everlyne Naklumicha	4355068	<i>EN</i>
31	Eunice N. Tenge	13156201	<i>ET</i>

②
CHAMBARA LOCATION PETITIONERS

105

	NAMES	ID NUMBER	TELEPHONE	SIGNATURE
32	ELIZABETH OKABOSE	29330734		
33	METRINE MUROTO	33041891		
34	PETRO MURARA WAFULA	26160548		
35	MOSES SIFUNA	26919132		
36	GEORGE SUMBURI	11329256	0729071670	
37	MARY A. TUPA	20576329	"	
36	Mathew Kipsoi	27114637	0726654384	
38	Caren Temko	32674354	0710303159	
39	JACKELY NALIANA	14541815	0718416078	
40	Clare ADEPI	31809234		
41	CRISTINE NAMJALA	11160225		
42	Philip NAIBEI	31930291	0703561524	
43	METRINE KIPSOI	25435088	0719333607	
44	GEORGE GEOFFREY MUROTO	7906842	07288264	
45	Ronald Muryite	244802001	0715810889	
46	Phance Siamu	25263484	0710691903	
47	DAVID IPATA	96952244		
48	EVALYNE NAKHOMIHA	4385068		
49	Peter BOYO	4385033		
50	Peter K. Muryite	4367345	0725421773	
51	Margaret Muryite	4367354	0716625543	
52	Belinda Muryite	27792732	0714817023	
53	Charles Muryite	21939141	0715508412	
54	Titus Muryite	28431984	0718751421	
55	PRISCILLA LUMBURU	43814900	07114973200	
56	Joseph LUMBURU	2098139	0715499497	
57	Jentrix NASAMBU	28962397	0705853232	
58	MARY NALIKA	6683893		
59	BENFACE NDUWA	30625257	0720225791	
60	LEPHANAH KIMAINAI	26565991	0900650358	
61	CHARLES EMUNU	27149080	0733121965	

CHANGARA LOCATION PETITIONERS

(2)

NO	NAME	PHONE NUMBER	TELEPHONE	SIGNATURE
35	FLORANCE ADEKE	13580408		ADEKE
36	FRANCE AYIA IRARA	4382348		FRANCE
37	KELIAS Kiboi chesebe	24793916		KELIAS
38	WILLSON K. Walubengo	20080224		WILLSON
39	ROBERT S. wanyonyi	26092227		ROBERT
40	LEVIS KIRUI KIBIRI	29447074		KIRUI
41	RONARD bikobulo nalimaye	21684699		RONARD
42	CHRISTIN NAWJALA ^{BARASA} BARASA	25835627		CHRISTIN
43	SHEDRACK NA nayege w.	4366386		SHEDRACK
44	WYELFE K mafwabi	29071667		WYELFE
45	EVELYEN NALIKA	20520795		EVELYEN
46	JUDITH waliola wanyonyi	13435385		JUDITH
47	JOSEPH Kasimote w.	3866361		JOSEPH
48	PATRIC wabomba	0824684		PATRIC
49	SHARIS ETHEROP TOWET	26650270		SHARIS
50	COLLINGS Simiyu wanyala	26919865		COLLINGS
51	ALICE NALIKA Wafula	9902662		ALICE
52	PAULO Imoh	4367755		PAULO
53	JOHN Imoh MUGANDA	4382433		JOHN
54	RONALD Imaani	21470812		RONALD
55	SUSSY N. wafula	2940480		SUSSY
56	FRANCIS M. Khaembe	24370763		FRANCIS
57	JOSEPH O nyongesa	8415902		JOSEPH
58	AMBUSALOM W. Wepukhulu	27081552		AMBUSALOM
59	JACKISON wanyonyi	7908085		JACKISON
60	BENJAMINI mulongo	11329416		BENJAMINI
61	SHEDRACK wanaswa	4366386		SHEDRACK
62	BONFEE BIKOBULE	20782456		BONFEE
63	STEPHAN AYIAH	11537342		STEPHAN
64	MARK BARASA	9021553		MARK
65	ENERLING WAMBUYE	2045713		ENERLING
66	WILSON NALIMAYE	7711111		WILSON

CHANGARA LOCATION PETITIONER

NOS	NAMES	ID NUMBER	TELEPHONE	SIGNATURE
1	DAN E ESEMEDI	2425495753		
2	BENED JAKA	20878034		
3	ANDREW OMACHAR	25296863		
4	JANEI EJAKAIT			
5	JEFFERY OPICHO	10749154		
6	PHILIP CHARON OPICHO	20126303		
7	EKISA EPIKAM	29939255		
8	JAEEL MUSIMBI	20173108		
9	HELEN IMAJOR	25746608		
10	MERCY MWANZA	13478242		
11	GRACE YAMOT	22794230		
12	WILFRED EDETE KARAN	20702507		
13	MILITON ORONI OKWAKAM	23367451		
14	SELESTINE OLU	8615470		
15	LEONARD OSWAN	4382334		
16	BRAIN IJAKITA	23121041		
17	WILLIAM IMANI	9902666		
18	RONALD OIWORET	9902666		
19	JAFRED OMUSE	9513979		
20	ISEMEKI OPHSILA AMOSE	427264750		
21	MANAS O OSWAN	7958731		
22	WALTAR OSWANA	0127044		
23	IJAKITA RONALD	14542397		
24	AMOSE EDEWA	8038519		
25	FLORENC IMAKADA	7908124		
26	ISAAC OMUSUGU	20318765		
27	ERASTAS BARUBA	0824805		
28	MARTIN N. MAUKA	14610141		
29	GLADYS WANYONYI TENGE	1287719		
30	LAZARUS W. CHUMIA	26547461		
31	LINAI MUGANDA			
32	RISPITA OPICHO	1286371		

CHANGASHA LOCATION PETITIONERS

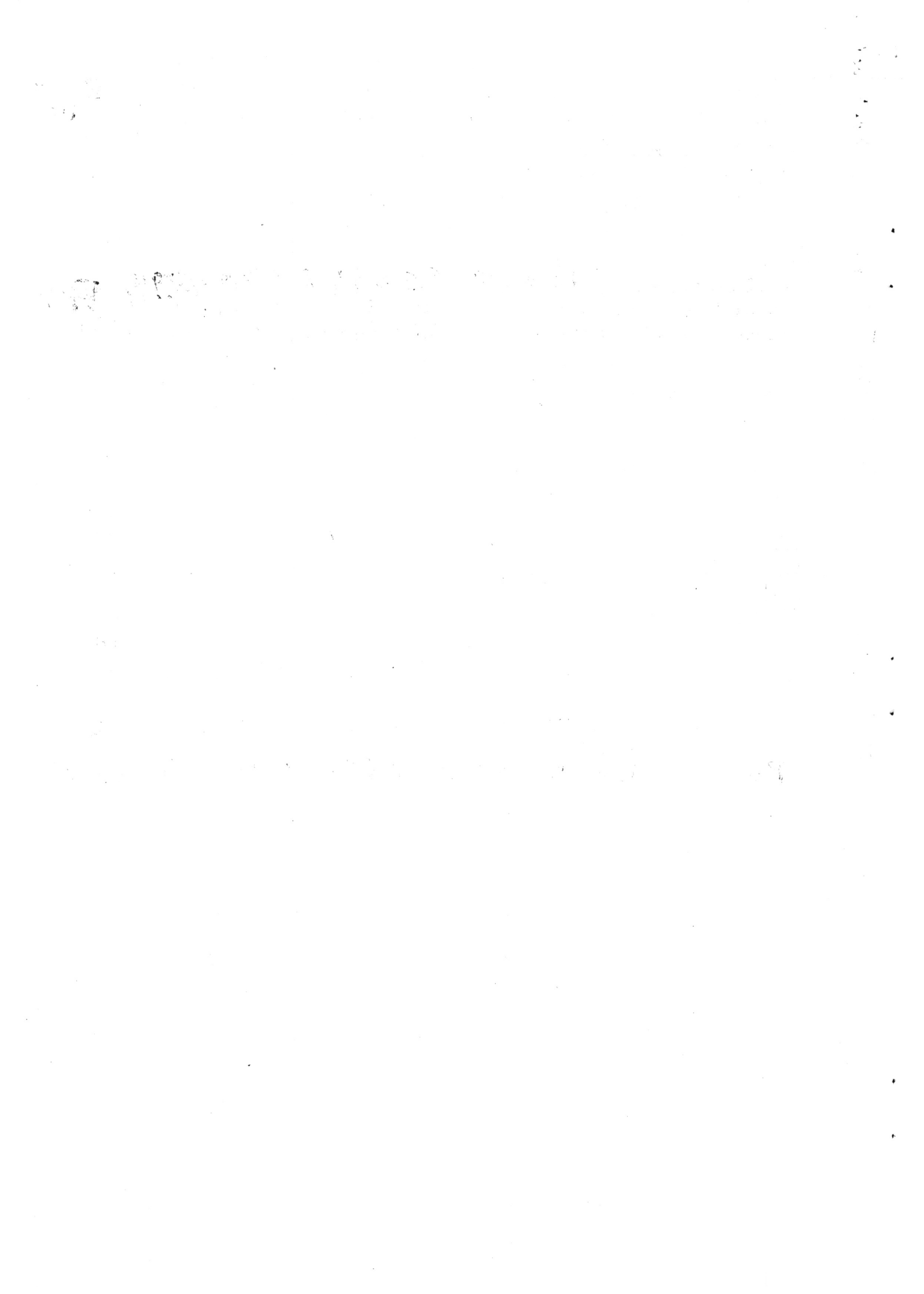
NO.	NAME	ID. NO.	TEL. NO.	SIG.
1	MILKA EKIRAPA DBASA	4212495		xxx
2	NEDDY K. WANGUSI	21553761		Ming
3	ALICE N. DKITUI	2069396		Alice
4	RASHEL A. OMAJO	7958903		R. Omas
5	CORNEL O. OTWANE	14530286		xxxxx
6	CORNELIOUS DENICE ETANG	12939817		C.D.E
7	EVERHINE EBUSURU	22715348		EBUSURU
8	CONCEPTA I. OKWEGERE	27069631		Concepta
9	BEATRICE NAMUNDE	20455817		Namunde
10	MURUNGA PHARICE	27879014		Murunga
11	ELEMINA ATIANGA	3242228		Elemina
12	SILVIA JANE OMUNTIN	22429220		SJ
13	BEATRICE A. WATENGIE	7959165		W
14	JANEI KEIA OLOW	7908324		JKEIA
15	JARED W. SIRIMA	27631837		J Sirima
16	BEATRICE ETHANGA	6682956		BE
17	GODFREY EDO WANGA	9020239		Godfrey
18	ANNET NTONGESA	30827389		Annet
19	ROSELINE AKWARE	20831158		RA
20	PATRICK OTIA IJAKAA	7959014		PK
1	CHRISTOPHER MBOYE	37526405		CM
2	ANNE IPANI	23365857		Annet
3	PHILLIP SAMMY ETANG	2707155		Philly
4	JULY I. DPAGALA	22634181		July
5	IRENE N. OKWAKAU	27269607		Irene
6	FRANCIS OMBUSGU	7908395		F Ombuse
7	BOITO K. IKWARA	4367967		Boito
8	TOM VICTOR MUGANDA	4385523		T.V.M.
9	VIOLET N. OKWAKAU	7908054		Violet
10	MERAP PARASI IWORET	7958718		M.P. I
11	KWIGHTI N. KIMASANG	2323916		Kwight
12	BOAZ S. IJAKAA	4385968		Boaz

NO.	NAME	ID NO.	TEL NO.	SIG
1.	GEORGE OBUKOH	21201045		EE
2.	DORICUS IPALI MONGESA	8024128		EE
3.	SAMJI WAVINIA DAUDI	13752791		SA
4.	FREDRICK D. KARANI	7908052		EE
5.	ZAKATO ISAAC EMOIT	22611036		Z
6.	VITALIS D. ANDERSON	11597418		7c
7.	MANAASI OSWANA OLOLI	7958731		MO
8.	MARI ATAGA	20835869		EE
9.	SAMUEL OCHEBO	23263360		S.C
10.	LUCH OTUNGA	21811455		LU
11.	RUTH MUTEMBU	4385030		R
12.	SARA ODINDA	2055663		EE
13.	ELIZABETH APILHA	26576656		EE
14.	ELIZABETH AMAI	26567891		E.
15.	PHILUS AJILONG ISEMUKI	26555742		E.
16.	SAIDA GALENDA	30570152		S.
17.	PENINA NAMITATI	9683539		Pe
18.	RICHARD NI KILONGI	30009337		R
19.	GODFREY N. ESOKO	7959229		Q
20.	JOASH KARANI	4212236		JV
21.	REBECCA N. IHAITE	9557738		RE
22.	VIOLET AMOH OLUNGA	29054431		V
23.	LORNA NAMAI JAKAA	7959131		L
24.	CHRISTINE 'A' JAKAA	29512231		C
25.	CHRISTINE MAKHIND	26833886		C
26.	ROSALIA INAPAT IMOH	7958792		R
27.	MARA 'A' OKWAKAU	7970510		M.
28.	MILDRED CHEPKWEMOI ELWES	7958733		EE
29.	BENARD DMUSUGU JAKAA	20878034		EE
30.	HARRISON I. OPAQALA	27278591		EE
31.	DANIEL D. OSWANA	7958925		EE
32.	LILIAN AMAGE EMOMU	8406026		L

NO	NAME - CHANGIRI DISTRICT	PHONE NUMBER	SIGNATURE
1	PROJES KAAKAI BEPELE →	20520771	PK
2	SAMUEL WABOMBA WANYONYI →	0827204	Sam
3	SIMON SHIKANGA WAMYORA →	20076447	SS
4	RADYERS NATEMBER WAMYORA →	11451255	Ra
5	FERDINAND OMACHARI →	7605461	Can
6	JOSEPH MUSUNGU MASINBE →	4384832	Mu
7	ROBERT WAFIKA SIMIYU →	209105221	Rob
8	GABRIEL OSOGO LUOYILO →	206429949	Geo
9	EMMANUEL BUTAHI SIMIYU →	28602021	Em
10	DAVIS WABOMBA Fwamba →	8024178	Dav
11	VICTOR WAFULA NYONGESIA →	20549006	Vict
12	MESHACK KACILI →	8406136	Mesh
13	DAVIS F. WABOMBA →	2084687	Davis
14	FRANCIS M. KITUYI →	4384627	Franc
15	MARK SIKUKU MATISI →	27013787	Mark
16	FRED W. SIMIYU →	24142220	Fred
17	PATRICK M. NAMUNGANGA →	5645392	Patrick
18	SABE WAFUKA WEBEKA →	29265021	Sabe
19	MARTIN WAFULA MAKONA →	26222660	Martin
20	JAMES MAFURA NAMATUKUN →	22849421	James
21	PATRICK MURAHWA →	13158280	Patrick
22	JANEROSE SABATINA OUMET →	7523693	Janerose
23	CHRISTINE NASIMIYU Fwamba →	30588072	Christine
24	MARY WAKESIA →	2903139	Mary
25	RONALD SIMIYU WANJALA →	792641244	Ronald
26	ALFRED BARASA SIFUNJI →	4367602	Alfred
27	ESTHER WELIMA ETYANGA →	27681821	Esther
28	ZANOLK WAKESIA MASINBE →	11097741	Zanolk
29	JACKLINE NASIMIYU KITUYI →	26181062	Jackline
30	JANE WAFULA WASIKE →	7614452	Jane
31	BRAMUEL WAFULA SIBALIKE →	20588855	Bramuel
32	PATRICK WANJALA WANYAMA →	8406240	Patrick
33	SARA CHEPIKEI TOROKOI →	9513403	Sara
34	EDWIN O. OTWAE →	28995651	Edwin
35	GEORGE OPIHO MUSEMI →	29506590	George
36	DAMARIS N. WAMONO →	26155326	Damaris
37	JANET WAFUKA WEBEKA →	70310417	Janet
38	ZANOLK EKARISMIT →	13662129	Zanolk

CHAMBERS HALL NO. 11074 PULLIOMILKS

No.	NAME	AGE	ID. NO.	TEL. NO.	SIG.
1.	Bramwel Opaa	65	4367649	0713530848	BOPAA
2.	Francisca Opaa	56	4367610	"	BOPAA
3.	Husuf Atitwa	41	7909952	0725663053	PA
4.	Beatrice Angeleehom	43			
5.	Phillip Kera	40	14662210	0705882546	PA
6.	Christopher Barasa	39	22234514	0725021923	PA
7.	* Mabele Mukwana	51	7909949	0716238682	PA
8.	Reuben Okelole	72	208948	0700737714	PA
9.	Jonathan Kagau Okera	27	26826829	0710941005	PA
10.	Emmanuel Itaturai	27	26554833	0705385034	PA
11.	Constant Imaidi	43	13650242	0727563388	PA
12.	Joseph Okanyo	28	51228912	0714142494	PA
13.	Donicus Ipali	50	8024128	0702081734	PA
14.	Erastus Karani	32	24330028	0724219572	PA
15.	Dismas Okivungu	38	20877462	0712108336	PA
16.	Richard Otware	28	20621285	0717194316	PA
17.	* Felex Mbiti Mamukoti	28	23527307	0710503752	PA
18.	Roselyne Tangabani	56	12898006	0713520806	PA
19.	Boniface W. Wafula	75	31929152	0707838910	PA
20.	Catherine Wellesa	36	13649742	0727375699	PA
21.	* Ronald Omuto	32	22886606	0788667423	PA
22.	Mary Nasipondi	60	6087660	0711484647	PA
23.	Violet Anon Ekung	56		0711484647	PA
24.	Ann Namjala	27	26813516	0705364180	PA
25.	Kabukwesj Elud	30	27314751	07064846	PA
26.	Saleh Matei	50			PA
27.	BURSTA DAVID	21	29885898	0700839951	PA
28.	Emmanuel O. Karama	30	13650985	0701735195	PA
29.	Dennis O. Okape	33	23826756	07242532	PA
30.	Samuel Okari	62	7959252	0701106059	PA
31.	* LEWAZO OPAKUKU	35		0704468380	PA
32.	BONIFACE WAFULA	25	31929152	07	PA
33.	FEIAX WAFULAMANA	52	4398676	0713835348	PA
34.	Grace Yamo	28	22794230		PA
35.	Teresa Hara parapara	52	4382049		PA
36.	Susan A. Yakaa	58	7959142		PA
37.	Needs Ikukau	42	26554820		PA
38.	Magdalene Imoh	54	4382543		PA
39.	Grate Nabwine	32	21071878		PA
40.	Hellen Ongiro	30	27120501		PA
41.	Maurine Ajoo	25	26515290		PA
42.	Betrude Manrai	29	13650248		PA
43.	Jamilah Imoit	33	2880408		PA
43.	Florence Adeke	35	20407765		PA
43.	Violet Osiramo	38	12453331		PA



CHAMPAGNE NO. 125110210

No	NAMES	①	ID NUMBERS	SIGNATURES
1	Cicophas OSORE	→	4367965.	OSORE
2	TITUS SIKUKA mneni	→	7605983.	Tm
3	Abel Chepkenda	→	26731598.	Abel
4	LIVINGSTONE OKISEKOCHE	→	2336920.	(Living)
5	JUSTUS MANGEMI KABUTI	→	20634210.	Just
6	PROTUS KAKAI PEPELA	→	2052771.	MP
7	LIVINGSTONE ERIATA	→	23365920.	ER
8	BONFACE N. WERAMEI	→	4367985.	B
9	FRANCIS-N. NAKAMEI	→	7959176.	Franc
10	JOHN R. OKOBOI	→	9020251.	(John)
11	JACKLINE N. KIMUYI	→	1288202.	John
12	ISAAC INABENDE	→	26897870.	Is
13	ZALOCK W. MASINSE	→	11097741.	Zm
14	ROSE-N. WANYONYI	→	9512589.	Rose
15	Kennedy M. Kwasuti	→	9459440.	Km
16	CHARLES-M. WAMATUI	→	14541320.	Charles
17	STEPHENE WEROME	→	20134987.	Steph
18	MARY MARY ^{MARY} IDALIE	→	4367873.	Mary
19	PENINA WANJALA	→	26039105.	Pen
20	CATHERINE MAKOKHA	→	16706735.	Cather
21	PAMELA M. SIBALILE	→	26567942.	P
22	Simoni I. Engoret	→	29046986.	Sim
23	Huron J. Wefasufu	→	27355425.	Huron
24	JANE W. JEREMIAH	→	69822108.	Jane
25	PATRICK CHEPKENSA	→	13158286.	Patrick
26	IRUSUS BARASA	→	2824805.	IR
27	MARTIN WABISIMA MAKKA	→	14610141.	Martin
28	EVANS SIMIGU MAKOKHA	→	26019962.	Evans
29	Humphery Suma Namono	→	9299167.	Humph
30	GLADYS NANGANA TENGE	→	1287719.	GL
31	LAZARUS Jehuma	→	26547461.	Lazarus
32	LEONARD Mulongo	→	2051720.	Leon
33	PATRICK	→		Patrick

CHANGARA LOCATION PETITIONERS

NOS	NAMES	ID NUMBER	TELEPHONE	SIGNATURE
1.	Bernard W. Mungite BERNARD W. MUNGITE	13 43 6305		Berny
2.	Edward B. Wamukota	24095394	0735861414	EA
3.	Silas Wamukota	24152535	0708177020	ch
4.	Judith Chemtai Chemiat	26555010		ra
5.	Basilisa Naliaka	4385625		BT
6.	Lukas Mwe Mungite	4366125 4366125		Lucas
7.	JOHN BOYO	2082421		JO
8.	Dan Masai	29 years 16 lost		Dan
9.	Dickson Kipsoi	26305336		Bio
10.	Wilbaforce B	38 years 1/2 get-banked		W
11.	Evans Masai Mungite	14368267		EA
12.	Elizabeth Wamukota	26567708	0714178095	EE
13.	Vincent Wamukota Boyo	25423054	0706841102	V
14.	Loyce Mungite	52 years 1/2		
15.	Stephen Mabele	7908179		Steph-
16.	Dan Mungite			
17.	John Wamori	26062000	0725148388	JO
18.	Thomas Wamukota	4382414	0729245121	TH
19.	Patrick Masai	4384009	0710780619	PK
20.	Martin Mungite	13439627	0721128979	Bidan
21.	Bernad Boyo			
22.	Martin Boyo	36 years 1/2 stbiwa		M
23.	Ronald Mungite	32 years 1/2 Lopolwa		R
24.	Meshark Mungite	27682861		M
25.	Pharice Mungite	62 years 1/2 Miplac		P
26.	Awie Mungite	70 years 1/2 lost		A
27.	Amos Mungite	1289808		A
28.	BONJARE WAKESA	13671831		B
29.	Michael Ndiwa	23768599		M
30.	Davis Wachie	24515155	0713104037	D
31.	SILBU NYONARA	20254001	0727201682	S

CHANGE TO LOCATION MEMBERS

x ②

NOS	NAMES	ID NUMBERS	SIGNATURE
33	Richard O. Osabile	4385644	<i>[Signature]</i>
34	Cleophas Osore	4367695	<i>[Signature]</i>
35	Alexander Mami	4385772	<i>[Signature]</i>
36	Andrew Obolo	20621000	<i>[Signature]</i>
37	John O. Obusuru	10412795	<i>[Signature]</i>
38	Silas N. Mamiye	26026929	<i>[Signature]</i>
39	Margaret Masangiri	7997569	<i>[Signature]</i>
40	Mohammed Siniya	21946876	<i>[Signature]</i>
41	Pat. M. Karuse	7959225	<i>[Signature]</i>
42	Ann Joehomo	26372079	<i>[Signature]</i>
43	Alice Okisa	14530169	<i>[Signature]</i>
44	Stephine Esket	7958721	<i>[Signature]</i>
45	Patrus Naliamya	20882026	<i>[Signature]</i>
46	Prexeda Isukuyali	20829672	<i>[Signature]</i>
47	Myeliste Nyongesa	23690486	<i>[Signature]</i>
48	Prisca Namitoti	14640048	<i>[Signature]</i>
49	Geoffrey Emoketa	21157317	<i>[Signature]</i>
50	Musa Pungo	4383525	<i>[Signature]</i>
51	Jonathan Lambinini	9902654	<i>[Signature]</i>
52	Kese A. Mkesa	7908140	<i>[Signature]</i>
53	Kese Manguzi	4385870	<i>[Signature]</i>
54	Meraf Nasimiyu	208431577	<i>[Signature]</i>
55	James Nyongesa	4367527	<i>[Signature]</i>
56	Rashid Odoya	13649868	<i>[Signature]</i>
57	Patrick Mafusa	10530267	<i>[Signature]</i>
58	Eldah Amakobe	13649862	<i>[Signature]</i>
59	Augustine Nato	7959055	<i>[Signature]</i>
60	Justine Namukula	20829925	<i>[Signature]</i>
61	Joshua Asuman	27092923	<i>[Signature]</i>
62	Rehema Selabi	11331592	<i>[Signature]</i>
63	Maurice Makoit	7959182	<i>[Signature]</i>



NOS	NAMES	ID No	Sign
66	Carolyn Watula	29802383	Carolyn
67	Celestin O. Karani	2382388	Celestin
68	Fredrick Masangiri	7958961	Fredrick
69	Margaret Makhanu	5389957	Margaret
70	Wyette Otiga	8431541	Wyette
71	Reshef Ekigaga	7958903	Reshef
72	Jacklyn Naracho	27824924	Jacklyn
73	Maurice Omachari	11422665	Maurice
74	Lillian Imo Jpara	10530229	Lillian
75	Millian Nekesa	4383528	Millian
76	John Etyanga	21061060	John
77	Moses Watula	23967515	Moses
78	Felix Karani	26554763	Felix
79	Jackson Chanyo	13649880	Jackson
80	Fred Mansala	29022099	Fred

CHANGARA LOCATION PETITION

	NAME	ID NUMBER	SIGNATURE
1.	RAJAIB W MAKOKHA	2082932	<i>RMS.</i>
2.	ASIMINI NASAMBU WAKOKHA	2082009	<i>AS</i>
3.	JOHN WANXAMA WAKOKHA	30416581	<i>John</i>
4.	BRAMWEL W. MAFURA	20675515	<i>BB</i>
5.	GENTRIX NALIKA WANGUSI	29492273	<i>GN</i>
6.	GABREL BERIA	7959238	<i>GB</i>
7.	HASSAN S. BEE	2071757	<i>H</i>
8.	TEDESAN MUKESA	27705174	<i>TM</i>
9.	KELAS KILONGI	11159947	<i>K</i>
10.	JAMIN W. OKUMU	30425445	<i>J</i>
11.	ICARC S. JENGE	13318812	<i>I</i>
12.	JOHN S. OKHATENGE	13435407	<i>J</i>
13.	JONATHAN TAMBININI	9902054	<i>J</i>
14.	BAKARI BAROSA	21112811	<i>B</i>
15.	PATRICK WATTEI	4384884	<i>P</i>
16.	HALMA NANGEKHE NABUTALA	26173744	<i>Halima</i>
17.	STEPHEN TAMBININI	10907631	<i>S</i>
18.	DAVID MABONI	24394413	<i>D</i>
19.	LENAH NSIMIYU KILONGI	4382480	<i>L</i>
20.	MILSON KABKINES KIRO	4382080	<i>M</i>
21.	MARY NAMA JANJA K.	43822082	<i>Mary</i>

CHANGARA LOCATION PETITION

NAME	ID NUMBER	SIGNATURE
75 CHRISTOPHER W. MUMSANGI	7959168	<i>[Signature]</i>
76 FRANCIS W. MUMSANGI	4883665	<i>[Signature]</i>
77 PATRICK MASHUBANO	4384638	<i>[Signature]</i>
78 JACKLUS OSORO	20267263	<i>[Signature]</i>
79 JUBITH N. WETENDE	7958851	<i>[Signature]</i>
80 HUSBON JAMIN ORUDIA	841972117	<i>[Signature]</i>
81 HENRY PAPAARUPIA	7959208	<i>[Signature]</i>
82 ROSE ATENGI'E DRUPIA	2098148	<i>[Signature]</i>
83 CATHERINE MANGALA WETENDE	29319924	<i>[Signature]</i>
84 ALICE WAGALA WETENDE	29813821	<i>[Signature]</i>
85 JARIBUS MASIKA	14611430	<i>[Signature]</i>
86 William Neneo Ndiema	2098148	<i>[Signature]</i>




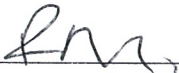
THE SENATE
STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES
ATTENDANCE SCHEDULE

**DURING A MEETING WITH THE CHANGARA PETITIONERS HELD IN COMMITTEE ROOM 4, MAIN
 PARLIAMENT BUILDINGS ON 18TH OCTOBER, 2016 AT TEN AM.**

NO.	NAME	INSTITUTION	EMAIL	TELEPHONE	SIGNATURE
1	Kennedy wakwasa	Executive Secretary	nkabwasa@gmail.com	0723842106	
2	Rodgers Edison Nankwani	lawyer	rodedman@gmail.com	072222409103	
3	Patrobar Kasete Genshom	Businessman	-	0726016449	
4	BEATRICE OPAGALA			0718422072	
5	Rajans Wakukha Makokha	?? ??		0712578519	
6	Dosaphat. MANANDA			0709718719	
7	CHRISTOPHER W. CHANDI			0719777869	
8	WILLIAM N. NANDIEMA			0710201939	
9	GABREL IBERA				
10	JOHNSTONE OLELE			0708451565	
11					
12					
13					
14					

**THE SENATE
STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES
ATTENDANCE SCHEDULE**

**DURING A MEETING WITH THE CHANGARA PETITIONERS HELD IN COMMITTEE ROOM 4, MAIN
PARLIAMENT BUILDINGS ON 18TH OCTOBER, 2016 AT TEN AM.**

NO.	NAME	INSTITUTION	EMAIL	TELEPHONE	SIGNATURE
1	KENNEDY NABISWA	Private Surveyor	nabiswa@gmail.com	0723822106	
2	SIBALILE S. WATITEI	University of Nairobi	msamsiba@gmail.com	0723602066	
3	BRIAN MALALI WANJALA	PETITIONER	brianna.nono@gmail.com	0722773130	
4	Rodgers Edison manana	Petitioner's lawyer	rodedman123@gmail.com	0722440943	
5					
6					
7					
8					
9					
10					
11					
12					
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14					

MINUTES OF THE 108th MEETING OF THE STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON WEDNESDAY, 1ST MARCH, 2017 IN THE NEW WING SMALL DINING ROOM, MAIN PARLIAMENT BUILDING FROM 11.30 A.M.

MEMBERS PRESENT

- | | |
|---------------------------------|-------------------------------|
| 1. Sen. George Khaniri, M.P | - Vice Chairperson (Chairing) |
| 2. Sen. Christopher Obure, M.P. | - Acting Chair |
| 3. Sen. Martha Wangari, M.P. | - Member |
| 4. Sen. Isaac Melly, M.P. | - Member |
| 5. Sen. Henry Tiole Ndiema | - Member |

MEMBERS ABSENT WITH APOLOGY

- | | |
|----------------------------|---------------|
| 1. Sen. Lenny Kivuti, M.P. | - Chairperson |
| 2. Sen. Liza Chelule, M.P. | - Member |
| 3. Sen. Dawson Mwazo, M.P. | - Member |

SENATE SECRETARIAT

- | | |
|--------------------------|-----------------------------|
| 1. Ms. Mwanate Shaban | -Clerk Assistant |
| 2. Mr. Mohamed Abdullahi | -Clerk Assistant |
| 3. Dr. Kefa Omoti | -Principal Research Officer |
| 4. Mr. Leonard Koech | -Legal Counsel |

MINUTE SEN/SCLNR/603/2017: PRELIMINARIES

The meeting was called to order at 12.00 noon. and this was followed by a word of prayer by Sen. Chris Obure. The Chairman then welcomed the new Clerk to the Committee, Mr. Mohammed Abdullahi and thanked the outgoing Clerk for her work.

MINUTE SEN/SCLNR/604/2017: ADOPTION OF AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. Isaac Melly and seconded by Sen. Martha Wangari M.P. as follows;

Prayer

1. Preliminaries;
2. Adoption of the Agenda;
3. **Confirmation of previous minutes**
 - **Minutes 101**
 - **Minutes 106**
 - **Minutes 107**
4. **Matters Arising from the Minutes**
5. **Adoption of Reports**
 - Changara Petition Report**
 - Isiolo Petition Report**
 - COP 17 Report**
6. **Briefing on the Land Value Index Laws (Amendment) Bill (National Assembly No. 40 of 2016**
7. Any Other Business & Adjournment.

MINUTE SEN/SCLNR/605/2017: CONSIDERATION OF PREVIOUS MINUTES

The Minutes of the 101st Sitting of the Committee held on Wednesday 30th November, 2016 in the New Wing Small Dining Room, Main Parliament Building From 10.00 am were confirmed after being proposed by Sen. Isaac Melly and seconded by Sen. George Khaniri.

The Minutes of the 106th Sitting of the Committee held on Wednesday 1st February, 2017 in Fahari Boardroom, Whitesands Beach Resort from three pm were postponed due to lack of quorum of the Members present then.

The Minutes of the 107th Sitting of the Committee held on Wednesday 22nd February, 2017 in Committee Room Five, Main Parliament Building From 11.00 am were confirmed after being proposed by Sen. Martha Wangari and seconded by Sen. Chris Obure.

MINUTE SEN/SCLNR/606/2017: MATTERS ARISING FROM THE MINUTES

EX-MIN SEN/SCLNR/600/2016: Committee Deliberations on the Physical Planning Bill

The Committee noted that the Physical Planning Bill had been listed in the day's Order Paper.

MINUTE SEN/SCLNR/607/2017: ADOPTION OF REPORTS

- 1) The Committee unanimously adopted the report on the Petition made to the Senate by Residents of Changara Location on the exact location of Changara.
- 2) The Committee unanimously adopted the report on the Petition made to the Senate by Residents of Isiolo County on the Leasing of Buffalo Springs and Shaba Game Reserves by the Isiolo County Executive.
- 3) The Committee unanimously adopted the report on the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) COP 17 that took place in Johannesburg, South Africa from 24th September to 5th October, 2016.

MINUTE SEN/SCLNR/608/2017: BRIEFING ON THE LAND VALUE INDEX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY NO. 40 OF 2016

The Legal Counsel briefed the Members on the Bill after which the Committee resolved to hold a public hearing on the Bill on 14th March, 2017 at 11.00 am.

MINUTE SEN/SCLNR/609/2017: AOB & ADJOURNMENT

There being no other business, the meeting was adjourned at 1.00 p.m.

SIGNATURE.....
(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE.....

MINUTES OF THE 96TH MEETING OF THE STANDING COMMITTEE ON LAND AND NATURAL RESOURCES HELD ON THURSDAY, 10TH NOVEMBER, 2016 IN THE COMMITTEE ROOM FIVE, FIRST FLOOR- MAIN PARLIAMENT BUILDINGS FROM 11.00 AM.

MEMBERS PRESENT

1. Sen. George Khaniri - **Vice Chairperson** (Acting Chair)
2. Sen. Christopher Obure, M.P. - Member
3. Sen. Boy Juma Boy, M.P. - Member
4. Sen. Isaac Melly, M.P. - Member
5. Sen. Dawson Mwazo, M.P. - Member
6. Sen. Liza Chelule, M.P. - Member

MEMBERS ABSENT WITH APOLOGY

1. Sen. Lenny Kivuti, M.P. - Chairperson
2. Sen. Henry Ndiema - Member
3. Sen. Martha Wangari, M.P. - Member

SENATE SECRETARIAT

1. Ms. Mwanate Shaban -Clerk Assistant
2. Mr. Yussuf Shimoy -Clerk Assistant
3. Ms. Judy Wahito -Legal Counsel
4. Ms. Sarah Rukwaro -Serjeant At Arms
5. Mr. Joseph Muriuki -Audio Officer

MINUTE SEN/SCLNR/545/2016: PRELIMINARIES

The meeting was called to order at 11.23 a.m. by the Chairperson, followed with a word of prayer. This was followed by introductions by all present.

MINUTE SEN/SCLNR/546/2016: ADOPTION OF AGENDA

The agenda of the meeting was adopted as shown below after being proposed by Sen. Mwazo and seconded by Sen. Chelule as follows;

Prayer

1. Preliminaries;
2. Adoption of the Agenda;
3. **Housekeeping:**
 - a) **Confirmation of minutes**
 - Minutes of the 90th sitting
 - Minutes of the 93rd sitting
 - Minutes of the 94th sitting
 - Minutes of the 95th sitting
 - b) **Status of Petitions before the Committee**
 - Changara Petition
 - Isiolo Petition
 - c) **Status of Statements before the Committee**
 - d) **Correspondence before the Committee**
 - e) **Brief on Kima Estate Farm Limited/ Konza South Bloc 2/1-312**
4. Any Other Business & Adjournment.

MINUTE SEN/SCLNR/547/2016: HOUSEKEEPING

a) Confirmation of minutes

The minutes of the 90th meeting of the Standing Committee on Land and Natural Resources held on Wednesday 26th October, 2016 in Committee Room 5, Main Parliament from 11.00 am were confirmed as a true record of the proceedings after being proposed by Sen. Juma Boy and seconded by Sen. George Khaniri.

The minutes of the 93rd meeting of the Standing Committee on Land and Natural Resources held on Thursday 3rd November, 2016 in the CPA Room, Main Parliament from 10.00 am were confirmed with amendments after being proposed by Sen. Juma Boy and seconded by Sen. Chris Obure.

The minutes of the 94th meeting of the Standing Committee on Land and Natural Resources held on Thursday 3rd November, 2016 in the CPA Room, Main Parliament from 11.00 am were confirmed as a true record of the proceedings after being proposed by Sen. Dan Mwazo and seconded by Sen. Liza Chelule.

The minutes of the 95th meeting of the Standing Committee on Land and Natural Resources held on Tuesday 8th November, 2016 in Committee Room 5, Main Parliament from 10.00 am were confirmed as a true record of the proceedings after being proposed by Sen. Juma Boy and seconded by Sen. Chris Obure.

b) Status of Petitions

Changara Petition: the Members resolved that a visit to the site was not necessary since both sides had amicably reached a consensus that Changara was in Bungoma District. The secretariat was asked to prepare the report.

Isiolo Petition: The Committee resolved to visit Isiolo to meet with the stakeholders on 28th November, 2016. All Members present confirmed their participation apart from Sen. Dan Mwazo who had been scheduled to lead the Agriculture Committee for a county visit around the same time.

c) Statements

Members requested the secretariat to note down all the statements due from the Committee so that the Chair can notify and request the Speaker to issue the responses.

d) Correspondence before the Committee

The Chairperson and Senator Chelule were nominated to represent the Committee in the State House Summit on land.

e) Brief on Kima Estate Farm Limited/ Konza South Bloc 2/1-312

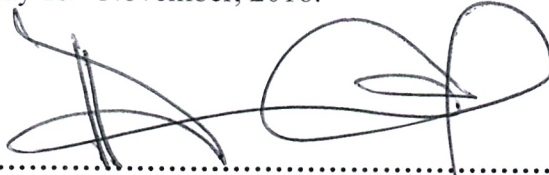
This agenda item was postponed to the next meeting.

MINUTE SEN/SCLNR/548/2016: ANY OTHER BUSINESS & ADJOURNEMENT

The Committee was concerned that the Physical Planning Bill, 2015 now in the Committee stage in the House, will not pass due to the many amendments brought by Sen. Mutula Kilonzo. The Committee noted that they had considered Sen. Kilonzo's amendments during the public participation stage. They resolved to invite him for a harmonization process on Tuesday 15th November, 2016.

The Committee also requested for the update report of the resolutions of the meeting between the Committee and the Cabinet Secretary for Environment and Natural Resources.

There being no other business, the meeting was adjourned at 12.30pm and the date of the next meeting was set to Tuesday 15th November, 2016.



SIGNATURE.....

(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE..... 15 / NOV / 2016

MINUTES OF THE 86TH MEETING OF THE STANDING COMMITTEE ON LAND AND NATURAL RESOURCES HELD ON TUESDAY, 18TH OCTOBER, 2016 IN THE COMMITTEE ROOM FOUR, FIRST FLOOR- MAIN PARLIAMENT BUILDINGS FROM 10.00 AM.

MEMBERS PRESENT

1. Sen. Lenny Kivuti, M.P. - **Chairperson**
2. Sen. George Khaniri - **Vice Chairperson**
3. Sen. Christopher Obure, M.P. - Member
4. Sen. Liza Chelule, M.P. - Member
5. Sen. Martha Wangari, M.P. - Member
6. Sen. Boy Juma Boy, M.P. - Member

MEMBERS ABSENT WITH APOLOGY

1. Sen. Dawson Mwazo, M.P. - Member
2. Sen. Henry Ole Ndiema, M.P. - Member
3. Sen. Isaac Melly, M.P. - Member

SENATE SECRETARIAT

1. Ms. Mwanate Shaban -Clerk Assistant
2. Ms. Sarah Rukwaro -Serjeant At Arms

IN ATTENDANCE

Residents of Changara Location – as per list attached

MINUTE SEN/SCLNR/502/2016: PRELIMINARIES

The meeting was called to order at 10.30 a.m. by the Chairperson followed with a word of prayer. The Chair acknowledged the presence of the residents of Changara Location and welcomed them to the meeting. This was followed by introductions from all present.

MINUTE SEN/SCLNR/503/2016: ADOPTION OF AGENDA

The agenda of the meeting was adopted as shown below after being proposed by Sen. Martha Wangari and seconded by Sen. Liza Chelule as follows;

Prayer

1. Preliminaries;
2. Adoption of the Agenda;
3. **Meeting the Changara Residents on the Petition on the Exact Location of Changara Location**
4. Any Other Business; and
5. Adjournment.

MINUTE SEN/SCLNR/504/2016: MEETING THE CHANGARA RESIDENTS ON THE PETITION ON THE EXACT LOCATION OF CHANGARA LOCATION

The Chairman gave a brief on the Committee engagements on the Changara Petition. He mentioned that the Committee had written to various arms of the Executive on their opinion on the exact location of Changara location. He confirmed that the Committee had received responses from the Ministry of Lands, Housing and Urban Planning.

He acknowledged that the Changara case was not a dispute of boundaries, but an erroneous placement of Changara in Busia instead of Bungoma. He also mentioned that Both Counties were in agreement that Changara was in Bungoma and not Busia; and that the Committee had sought to know from the Ministry of Interior and National Government Coordination where Changara was administratively.

The Chairman then invited the Residents to make their submissions. These were made as follows:-

a) Submission by the Changara Residents

The petitioners said that Changara is administratively in Bungoma; for example, they pay cess tax for tobacco to Bungoma and their title deeds are registered in Bungoma. The community is currently suffering in-terms of service delivery due to the mix-up between the two counties.

They presented documentary evidence to the Committee which included:

- The Map of Busia from Survey of Kenya before 1992 which indicated that Changara sub-location was not in Busia District;
- The Map of the larger Busia District which indicates that Changara is not in Busia County;
- The Map of Bungoma District which did not include Changara- that was the map that was used to publicise county maps and it omitted Changara from Bungoma; and,
- National Assembly Hansard dated 3rd March, 1971 and 10th December, 1996 which confirm that Changara is in Bungoma County

b) Response from the Senators

Article 188 of the Constitution gives the procedure for altering boundaries and that the Committee will find the best way to dispense with the matter;

The Members thanked the petitioners and resolved to work with the Residents' representatives; Mr. Rodgers Manana and Mr. Brian Wanjala and find a solution in the shortest time possible.

MINUTE SEN/SCLNR/505/2016: AOB, ADJOURNMENT AND DATE OF NEXT MEETING

There being no other business, the meeting was adjourned at 11.48 am and the date of the next meeting was set to Wednesday, 19th October, 2016, at 10.00 am.

SIGNATURE.....

(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE.....20/10/2016.....

MINUTES OF THE 85TH MEETING OF THE STANDING COMMITTEE ON LAND AND NATURAL RESOURCES HELD ON WEDNESDAY, 12TH OCTOBER, 2016 IN THE CPA ROOM, GROUND FLOOR- MAIN PARLIAMENT BUILDINGS FROM 10.00 AM.

MEMBERS PRESENT

- | | |
|---------------------------------|--------------------|
| 1. Sen. Lenny Kivuti, M.P. | - Chairperson |
| 2. Sen. George Khaniri | - Vice Chairperson |
| 3. Sen. Christopher Obure, M.P. | - Member |
| 4. Sen. Liza Chelule, M.P. | - Member |
| 5. Sen. Martha Wangari, M.P. | - Member |
| 6. Sen. Boy Juma Boy, M.P. | - Member |
| 7. Sen. Isaac Melly, M.P. | - Member |

MEMBERS ABSENT WITH APOLOGY

- | | |
|--------------------------------|----------|
| 1. Sen. Dawson Mwazo, M.P. | - Member |
| 2. Sen. Henry Ole Ndiema, M.P. | - Member |

SENATE SECRETARIAT

- | | |
|-----------------------|-------------------|
| 1. Ms. Mwanate Shaban | -Clerk Assistant |
| 2. Mr. Leonard Koech | -Legal Counsel |
| 3. Ms. Sarah Rukwaro | -Serjeant At Arms |

IN ATTENDANCE

- | | |
|------------------------------|--------------------------------------|
| 1. Mr. Daniel Lokeno Lotopot | - Clerk Assistant, West Pokot County |
| 2. Ms. Lydia Katialem | - Clerk Assistant, West Pokot County |
| 3. Ms. Damaris Safari | - Clerk Assistant, Kilifi County |
| 4. Mr. Mwalili Kachiezy | - Clerk Assistant, Kilifi County |

MINUTE SEN/SCLNR/495/2016: PRELIMINARIES

The meeting was called to order at 10.16 a.m. by the Chairperson followed with a word of prayer. The Chair acknowledged the presence of the Clerks from the Counties who were on attachment at the Senate, and welcomed them to the meeting.

MINUTE SEN/SCLNR/496/2016: ADOPTION OF AGENDA

The agenda of the meeting was adopted as shown below after being proposed by Sen. Martha Wangari and seconded by Sen. Isaac Melly as follows;

-Prayer

1. Preliminaries;
2. Adoption of the Agenda;
3. Confirmation of Previous Minutes;
4. Matters Arising from the Previous Minutes;

5. **House Keeping; Legislative Business before the Committee;**
 - a) Pending Statements;
 - b) Pending Petitions;
 - c) Physical Planning Bill;
 - d) Correspondence by Committee; and
 - e) Consideration and Adoption of the COP 21 Report.
6. Any Other Business; and
7. Adjournment.

MINUTE SEN/SCLNR/497/2016: CONFIRMATION OF PREVIOUS MINUTES

The Confirmation of the minutes of the 84th meeting of the Senate Standing Committee on Land and Natural Resources held on Friday, 9th September, 2016 in the Baraza Conference Room at the Panafric Hotel, from 7.30am, was postponed to the next sitting.

MINUTE SEN/SCLNR/498/2016: MATTERS ARISING FROM THE MINUTES

This agenda item was also shelved to the next sitting.

MINUTE SEN/SCLNR/499/2016: HOUSEKEEPING

a) Pending Statements;

The Committee was informed that the House was waiting for response to five statements and supplementary response to two statements as follows:

NO	SUBJECT OF THE STATEMENT	REQUESTED BY	REQUESTED FROM	DATE REQUESTED	REQUEST FOR DEFERMENT	DATE DUE	DATE ISSUED
1.	Statement regarding the status of possession of land titles or land lease certificates by public schools	Sen. George Khaniri	Chairperson, Standing Committee on Lands and Natural Resources	10 th February, 2016	24 th February, 2016 2 nd March, 2016 9 th March, 2016 16 th March, 2016	24 th February, 2016 2 nd March, 2016 9 th March, 2016 15 th March, 2016 22 nd March, 2016	23 rd March, 2016 Comprehensive statement to be issued on 14 th April, 2016
2.	Statement regarding the management of community and public land in Machakos County	Sen. Johnson Muthama	Chairperson, Standing Committee on Lands and Natural Resources	1 st March, 2016	15 th March, 2016 23 rd March, 2016 29 th March, 2016 12 th July, 2016	15 th March, 2016 22 nd March, 2016 24 th March, 2016 30 th March, 2016 12 th April, 2016 19 th July, 2016	
3.	Statement regarding the construction of Badasa Dam in Marsabit County	Sen. Hargura Godana	Chairperson, Standing Committee on Lands and Natural Resources	15 th March, 2016		22 nd March, 2016	23 rd March, 2016 Further Statement on 14 th April, 2016
4.	Statement regarding humn-wildlife conflict around the Kigio Wildlife Conservancy in Gilgil, Nakuru County	Sen. Martha Wangari	Chairperson, Standing Committee on Lands and Natural Resources	15 th March, 2016	23 rd March, 2016 30 th March, 2016	22 nd March, 2016 5 th April, 2016 12 th April, 2016	
5.	Statement regarding compensation of land owners along the standard gauge railway line.	Sen. Kioko Mike Sonko	Chairperson, Standing Committee on	23 rd March, 2016	7 th June, 2016 8 th June, 2016	6 th April, 2016 8 th June, 2016 9 th June, 2016	



			Lands and Natural Resources		2016 6 th July, 2016 12 th July, 2016	12 th July, 2016 19 th July, 2016	
6.	Statement regarding construction of Pokot cement company	Sen. (prof.) Lonyangapuo	Chairperson, Standing Committee on Lands and Natural Resources	13 th April, 2016	27 th April, 2016	27 th April, 2016 28 th April, 2016	28 th April, 2016 Committee to visit site of construction and report to the House
7.	Statement regarding management of forests in Taita-Taveta County	Sen. Dan Mwazo	Chairperson, Standing Committee on Lands and Natural Resources	28 th April, 2016		12 th May, 2016	
8.	Statement regarding mining of ballast by a Chinese company COVEC in south Maragoli	Sen. George Khaniri	Chairperson, Standing Committee on Lands and Natural Resources	9 th June, 2016	4 th October, 2016	23 rd June, 2016 5 th October, 2016	

The Committee was also informed that it had received responses to all the above mentioned statements and that the Statement by Sen. Johnson Muthama on the management of community and public land in Machakos County may come up in the House in the afternoon.

The Committee reviewed the response from the Ministry of Lands, Housing and Urban Development and the National Land Commission and instructed the Secretariat to come up with a brief on the two responses to table in the House.

b) Pending Petitions;

The Committee was updated on the two petitions before it (timelines and remarks), and Members resolved as follows;

	ACTIVITY	TIMELINES	SECRETARIAT REMARKS	COMMITTEE RESOLUTIONS
1.	PETITION: Alleged Erroneous Placement by the Survey of Kenya of the Changara Location in Busia County – by Rodgers W. Manana on 14 th March, 2016	The Petition is already time barred.	-The Committee has received a response from the Ministry. -The Petitioner has requested to meet the Committee. -The Committee needs to conclude on the Petition	1) The Secretariat to write a letter to the Ministry of interior seeking guidance on the boundary issue as per the advice of the Ministry of Lands, Housing and Urban Development. 2) The Committee to meeting the Petitioners on Tuesday 18 th October, 2016 at ten am.
2.	PETITION: The Leasing of Buffalo Springs and Shaba Game Reserve by the Isiolo County Executive – by Residents of Isiolo County on 12 th July, 2016	The Petition is already time barred.	The Secretariat has prepared a brief to enable the Committee decide on the way forward.	1) The Committee to meet the Petitioners on Wednesday 19 th October 2016 at ten am.

c) Physical Planning Bill:

The Chairman reminded the Members that the Committee had tabled a report in the House on the Physical Planning Bill. The Report was scheduled for the Committee Stage of the House on Tuesday 11th October, 2016 and the Committee's report had ten amendments. Sen. Mutula Kilonzo Junior had proposed over 60 amendments to the Bill. The Speaker had ruled that the Chair should move the amendments on Wednesday, 12th October 2016.

Members were further informed that the whole Bill contained 87 clauses; and that Sen. Mutula Kilonzo's proposals had already been considered by the Committee during the public participation stage of the Bill. The Committee had approved some of his amendments and rejected some.

The Legal Counsel took the members through on some of the amendments raised by Sen. Mutula and the justification for the Committee rejecting some of them.

The Committee resolved that:

- 1) All Members of the Committee should be in the House in the afternoon to defend the Committee Report, and that the Secretariat should avail each member with a copy of the tabled report on the Physical Planning Bill;
- 2) The Chairman to hold discussions with Sen. Mutula to explain to him about the Committee's resolutions to his Amendments;
- 3) The Secretariat to prepare moving notes for the Chair; taking into account the areas where the Committee made decisions to protect the interests of the counties.

d) Correspondence by Committee

	DATE	TITLE	AUTHOR	SECRETARIAT REMARKS	COMMITTEE RESOLUTIONS
1.	11 Oct, 2016	Report of the Parliamentary Delegation to the 2015 Annual Helsinki Parliamentary Seminar	Dr. Agnes Zani	For Committee's information	The Committee noted the report.
2.	23 rd Sept, 2016	UN Climate Change Conference in Marrakech, Morocco – Invitation Letter	State Department of Environment, Ministry of Environment and Natural Resources	Chairman and Sen, Martha Wangari to represent the Committee	Confirmed that Chairman and Sen. Martha Wangari to represent the Committee in the Meeting
3.	20 th Sept, 2016	Request for a Joint Meeting with the Senate Standing Committee on Land and Natural Resources	Nandi County Assembly	Committee to decide on when to meet the Committee	The Secretariat to invite the Nandi County Assembly members for a meeting on either 18 th or 19 th of October, 2016
4.	11 th Aug, 2016	Progress on Meeting Resolutions	The Council of Chairpersons, County Wildlife Conservation and Compensation Committee	For Committee's Information.	Noted. The Secretariat to write to the CS and PS, Environment and Natural Resources and remind them of the timelines of the resolutions of the last meeting they had with the Committee.
5.	4 th Aug, 2016	Research Publications	The National Land Commission	For Committee's Information	Noted
6.	9 th June, 2016	Request to the Committee to come up with A Bill for Air Quality Control Measures, Noise and vibrations	Harrison Mlamba	For Committee's consideration	The Secretariat to develop a concept paper for the Committee in their discussions with the Executive in coming up with the Bill.

7.	8 th June, 2016	Petition in rejecting a section of the Omnibus Land Amendment Bill that is in the National Assembly	National Land Commission – Nyeri County Land Management Board	The matter is in the National Assembly.	Noted. The matter has been overtaken by events.
8.	10 th May, 2016	Historical Land Injustices Bill	National Land Commission to Sen. Mutula Kilonzo	Committee to consider	The Committee noted that in the Omnibus Bill, they had included a clause that the National Land Commission would consider the issue case by case. The Secretariat was tasked to come up with a concept note on the issue.

e) Consideration and Adoption of the COP 21 Report

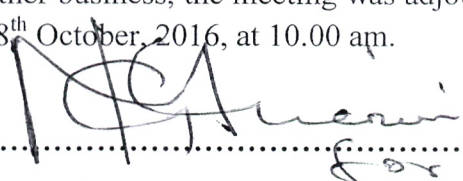
The Committee unanimously adopted the Paris COP 21 Report.

MINUTE SEN/SCLNR/500/2016: ANY OTHER BUSINESS

The Committee noted the brief on the outcomes of the CITES COP 17 meeting that was held in Johannesburg, South Africa from 23rd September, 2016 to 5th October, 2016 and requested for a full report in two weeks' time.

MINUTE SEN/SCLNR/501/2016: ADJOURNMENT AND DATE OF NEXT MEETING

There being no other business, the meeting was adjourned at 12.45 pm and the date of the next meeting was set to Tuesday, 18th October, 2016, at 10.00 am.

SIGNATURE.....

(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE.....19/10/2016

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MINUTES OF THE 74TH MEETING OF THE STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON THURSDAY, 16TH JUNE, 2016 AT KICC, 3RD FLOOR, ROOM 304 FROM 10.00 AM.

MEMBERS PRESENT

1. Sen. Lenny Kivuti, M.P. - Chairperson
2. Sen. George Khaniri - Vice Chairperson
3. Sen. Christopher Obure, M.P. - Member
4. Sen. Henry Ole Ndiema, M.P. - Member
5. Sen. Boy Juma Boy, M.P. - Member
6. Sen. Liza Chelule, M.P. - Member

MEMBERS ABSENT WITH APOLOGY

1. Sen. Martha Wangari, M.P. - Member
2. Sen. Isaac Melly, M.P. - Member
3. Sen. Dawson Mwazo, M.P. - Member

SENATE SECRETARIAT

1. Ms. Brenda Ogembo - Clerk Assistant
2. Ms. Mwanate Shaban - Clerk Assistant
3. Mr. Kefa Omoti - Principal Research Officer
4. Mr. Leonard Koech - Legal Counsel
5. Ms. Sarah Rukwaro - Serjeant At Arms

MINUTE SEN/SCLNR/435/2016: PRELIMINARIES

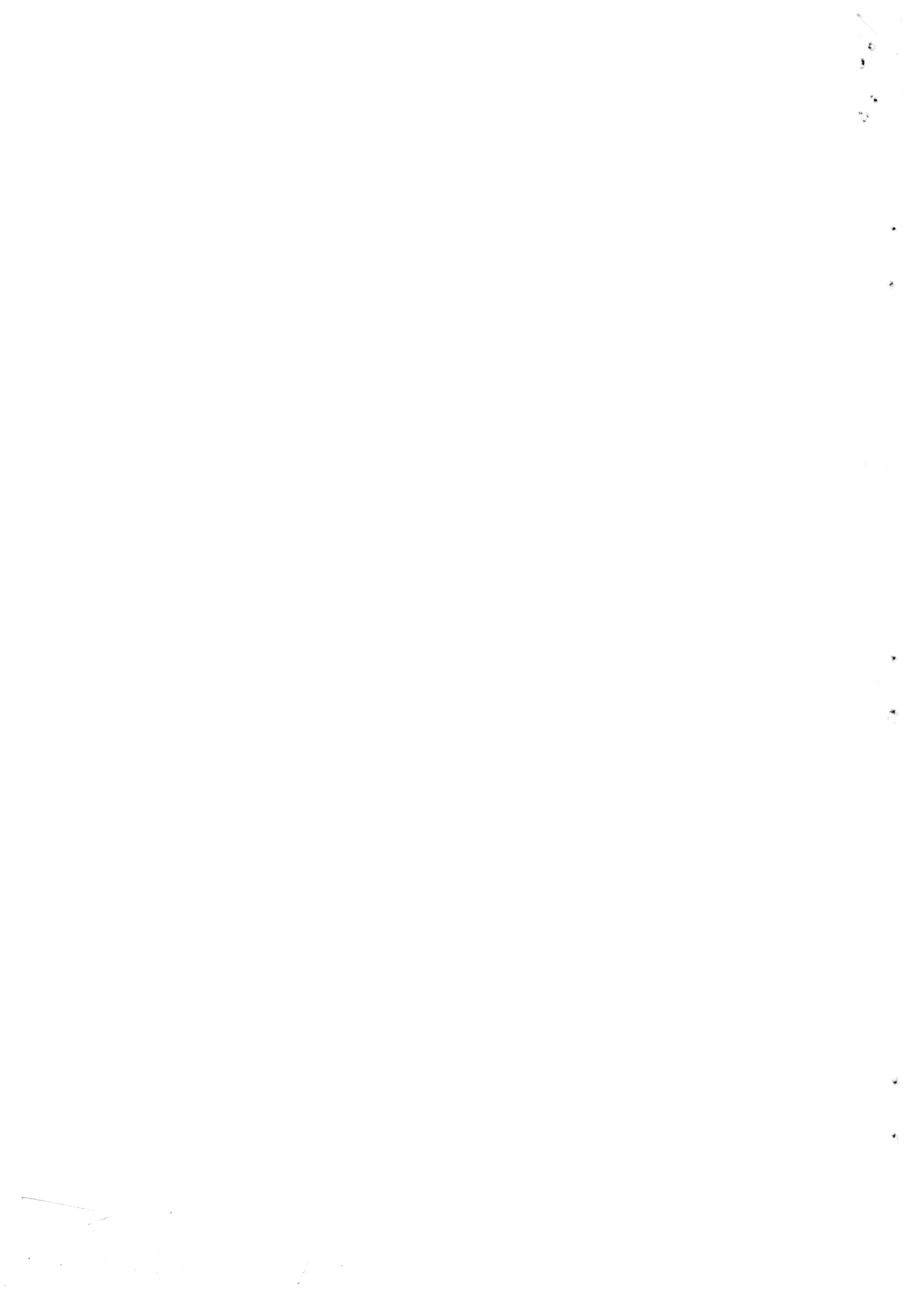
The meeting was called to order at 10.30 a.m. by the Chairperson followed with a word of prayer.

MINUTE SEN/SCLNR/436/2016: ADOPTION OF AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. Obure and seconded Sen. Ndiema as follows;

Prayer

1. Preliminaries;
2. Adoption of the Agenda;
3. Confirmation of Minutes;
4. Matters Arising from the Previous Minutes;
5. Review of Submissions for the Forest Conservation and Management Bill, 2015 (National Assembly Bill No. 49 of 2015),
6. Briefing from Legal Counsel on;



- a. Community Land Bill (National Assembly Bill No. 45 of 2015)
- b. Land Laws (Amendment) Bill (National Assembly Bill No. 55 of 2015)

7. **Business before the Committee**

- a. Statements
- b. Petition

8. Any Other Business;

9. Adjournment and Date of Next Meeting.

MINUTE SEN/SCLNR/437/2016: CONFIRMATION OF MINUTES

- 1) Minutes of the 73rd Meeting of the Standing Committee on Lands and Natural Resources held on Tuesday, 14th June, 2016 At KICC, 3rd Floor, Room 304 from 10.00 am were confirmed as the true record of the proceedings after being proposed by Sen. Obure and seconded by Sen. Ndiema.
- 2) Minutes of the 72nd Meeting of the Standing Committee on Lands and Natural Resources held on Tuesday, 14th June, 2016 At KICC, 3rd Floor, Room 304 from 11.00 am were confirmed as the true record of the proceedings after being proposed by Sen. Chelule and seconded by Sen. Obure.

MINUTE SEN/SCLNR/438/2016: MATTERS ARISING FROM THE PREVIOUS MINUTES

Members resolved to postpone this minute item to the next meeting so that they may be able to deal with the substantive agenda before the Committee.

MINUTE SEN/SCLNR/439/2016: REVIEW OF SUBMISSIONS FOR THE FOREST CONSERVATION AND MANAGEMENT BILL, 2015 (NATIONAL ASSEMBLY BILL NO. 49 OF 2015)

The Legal Officer took the members on some of the amendments that had been received from the public during the public hearing held on Thursday 2nd June, 2016. Members were informed that the Secretariat had received an email containing 71 amendments from the Council of Governors.

The Committee resolved that the Secretariat should analyse the amendments and compare them to what was received during the public hearing and combine them into one document which the Committee will review in the next meeting on Wednesday 22nd June, 2016. The Secretariat was also tasked to email the soft copy of the COG document to the Members.

MINUTE SEN/SCLNR/440/2016: BRIEFING FROM LEGAL COUNSEL ON COMMUNITY LAND BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2015) & THE LAND LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 55 OF 2015)

The Committee was informed that the two bills had been rejected during a sitting in the House on 15th June, 2016. The Committee could therefore not proceed with the review of the Bill and the holding of the public hearing.

The committee meeting with the Ministry of Lands and Urban Development; and the National Land Commission and the National Land Alliance was put on hold as the Committee waited for further direction from the Leadership of the House.

MINUTES OF THE 65TH MEETING OF THE STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON TUESDAY, 17TH MAY, 2016 AT KICC 3RD FLOOR ROOM NO. 304 FROM 11.00 A.M.

MEMBERS PRESENT

- | | |
|---------------------------------|---------------|
| 1. Sen. Lenny Kivuti, M.P. | - Chairperson |
| 2. Sen. George Khaniri, M.P. | - Member |
| 3. Sen. Christopher Obure, M.P. | - Member |
| 4. Sen. Boy Juma Boy, M.P. | - Member |
| 5. Sen. Liza Chelule, M.P. | - Member |

MEMBERS ABSENT WITH APOLOGY

- | | |
|--------------------------------|----------|
| 1. Sen. Dawson Mwazo, M.P. | - Member |
| 2. Sen. Henry Ole Ndiema, M.P. | - Member |
| 3. Sen. Isaac Melly, M.P. | - Member |
| 4. Sen. Martha Wangari, M.P. | - Member |

SENATE SECRETARIAT

- | | |
|-----------------------|-----------------------------|
| 1. Ms. Mwanate Shaban | -Clerk Assistant |
| 2. Mr. Kefa Omoti | -Principal Research Officer |
| 3. Mr. Leonard Koech | -Legal Counsel |
| 4. Ms. Sarah Rukwaro | -Serjeant At Arms |
| 5. Mr. Kizito Ouma | -Pupil |

MINUTE SEN/SCLNR/385/2016: PRELIMINARIES

The meeting was called to order at 11:30 a.m. and there followed a word of prayer by the Chairperson.

MINUTE SEN/SCLNR/386/2016: ADOPTION OF AGENDA

The agenda of the meeting was adopted with amendments after it was proposed by Sen. Juma Boy, MP and seconded by Sen. Chris Obure, M.P. as follows;

Prayer

1. Adoption of Agenda;
2. Election of Vice Chairperson of the Committee;
3. Matters Pending:
 - a) The Natural Resources (Classes Of Transactions Subject To Ratification), Bill 2015 (National Assembly Bill No. 54 Of 2015):
 - i) The Comparison between the Bill and the Natural Resources Benefits Sharing Bill, and
 - ii) Analysis and Review of the Bill.
 - iii) Setting the Public Hearing Date
 - b) Secretariat brief on the Changara Location Petition
 - c) The EALA Bill
4. Review and Consideration of date of public hearing on the Forest Conservation and Management Bill, 2015;
5. Any Other Business;
6. Adjournment and Date of Next Meeting.

MINUTE SEN/SCLNR/441/2016: BUSINESS BEFORE THE COMMITTEE

A) Statements

The Committee was informed that a letter had already been sent to the Ministry of Mining requesting for a statement on mining of ballast by COVEC in Vihiga county.

The Secretariat was tasked to bring the statement schedule and all the responses that the Committee has received to the next meeting.

The Secretariat was also asked to follow up on Sen. Mike Sonko's statement regarding the compensation of land owners along the Standard Gauge Railway.

B) Petitions

The Committee was informed that the Secretariat were waiting for an official response from the Ministry of Lands on the Changara petition. Members were also informed that the Petitioners wanted to meet the Committee. The Committee resolved to meet the petitioners after receiving the response from the Ministry.

MINUTE SEN/SCLNR/442/2016: ADJOURNMENT AND DATE OF NEXT MEETING

There being no other business, the meeting was adjourned at 12.00 noon and the date of the next meeting was set to Wednesday 22nd June, 2016 at ten am.

SIGNATURE.....



(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE.....

22/6/2016

It was resolved that the consideration of draft report on the COP 21 Paris Climate Change Conference held in December, 2015 be shelved to the next meeting and that the Secretariat should send soft copies for members' review.

MINUTE SEN/SCLNR/387/2016: ELECTIONS OF A VICE CHAIRPERSON

Sen. George Khaniri was elected as the Vice Chairperson of the Standing Committee on Lands and Natural Resources after being proposed by Sen. Chris Obure and seconded by Senator Juma Boy. There were no contrary opinions.

MINUTE SEN/SCLNR/388/2016: CONFIRMATION OF MINUTES

The Minutes of the sixty fourth meeting held on 3rd May, 2016 were postponed to the next meeting due to lack of quorum of members present during the 64th meeting.

MINUTE SEN/SCLNR/389/2016: MATTERS ARISING FROM THE MINUTES- PENDING MATTERS

Ex. MINUTE NO. SEN/SCLNR/371/2016: CONSIDERATION OF PETITION ON ERRONEOUS PLACEMENT OF CHANGARA LOCATION IN BUSIA COUNTY

The Committee was informed that an official response had been received from the Ministry of Lands, Housing and Urban Development on the request for maps and records of Changara Location. The Principal Researcher, Mr. Kefa Omoti briefed the Committee on his analysis of the maps.

An analysis of the maps provided by the Principal Secretary revealed the following:

- 1) The Kenya Counties Map indicates that indeed Changara Location is in Busia County
- 2) A 1997 District map for Bungoma indicates that Changara is in Busia. This is supported by the Teso District Map drawn in the same year (1997), capturing Changala Location as part of Teso District which was later joined to Busia District to form Busia County.
- 3) A 1988 District map for Busia indicates Changara to be in Bungoma
- 4) An undated Bungoma District map, probably prepared in 1996 (since it contains Mount Elgon District that was later elevated into a District in 1997) also shows Changara to be located in Bungoma
- 5) The Districts and Provinces Act (1992) provides a detailed description of the then Bungoma Boundary. The features mentioned in the boundary section affecting Changara include- a point on Malakisi River approximately 1.6KM North-west of Bitobo School, a tributary of River Malakisi named Kisawiyi, a hill known as Mwaliye among others. Unfortunately, the details described in the Act are not visible on the Malakisi topographical map.

Observations

Apparently, before 1997 Changara Location was part of Bungoma District. It is probable that in 1997 during the rush for creation of new administrative units in Kenya, Changara Location was hived off from Bungoma District and together with other Locations formed Teso District. When the Constitution of Kenya (2010) was promulgated, the Director of Surveys might have erroneously joined Teso District to Busia District to form the present Busia County.

Way Forward

- 1) Since it is not clear what informed the placement of Changara Location in Teso District in 1997, it is necessary to seek the involvement of the Ministry of Interior and seek to review minutes and documentation of deliberations that might have facilitated the inclusion of Changara in Teso
- 2) The features indicated in the District and Provinces Act in respect to Changara need to be confirmed on the ground. It is necessary therefore to commission a trained Surveyor to the Committee secretariat to confirm the same.

Committee Resolutions:

The Committee to write to the Cabinet Secretary, Ministry of Lands in regards to the Petition and ask the CS to confirm whether Changara is in Busia or Bungoma based on the Description of Boundaries of 1992.

EX. MINUTE NO. SEN/SCLNR/372/2016: BRIEF ON THE ANALYSIS OF THE NATURAL RESOURCES (CLASSES OF TRANSACTION SUBJECT TO RATIFICATION) BILL AND THE NATURAL RESOURCES BENEFIT SHARING BILL, 2014

In the Comparison, the Legal Officer acknowledged that there were similarities between the Bill and Sen. Zani's Natural Resources Benefit Sharing Bill, 2014.

However, he said that the National Assembly Bill gives effect to Article 71 of the Constitution which deals with agreements relating to Natural Resource; while Sen. Zani's Bill focuses on Benefit Sharing.

On the analysis of the Natural Resources (Classes of Transaction subject to Ratification) Bill, he said that it was a constitutional bill that gave the powers of all agreements and memos to the office of the Cabinet Secretary in charge of natural resources. All administrative transactions also fall under the CS.

Senators Concerns

- 1) The bill did not seem to have provisions for delegated authority at County level and Forests and Water are already devolved
- 2) Anything below Kshs. 50 Billion will not be reported to Parliament

Committee Resolutions

- The legal officer to pick out the salient issues on the Bill that contradict with devolution and also to find out the gaps in the Bill.
- The Public Hearing of the Bill will be undertaken on Thursday, 2nd June, 2016 from 11.00 am

Ex. MINUTE SEN/SCLNR/374/2016 AOB – EALA

The Legal Officer was requested to give an advisory on the legal position for EALA on making laws for member countries and what are the implications especially when the laws contradict the Member state laws. He was given a week to come up with the advisory.

MINUTE SEN/SCLNR/390/2016: BRIEFING ON THE FOREST CONSERVATION AND MANAGEMENT BILL, 2015 & SETTING THE PUBLIC HEARING DATE

The Legal Officer took the Committee through the Forest Conservation and Management Bill, 2015. He mentioned that it is a Constitutional bill which gives effect to Article 69 of the Constitution and has to be effected by August 2016.

He acknowledged that the Bill had similarities with the Kenya Forest Act which stands repelled.

The Bill's mainly touched on:

- 1) Forest Management Structures
 - i) National Forests Management Services;
 - ii) The Kenya Forest Service which is a body corporate managed by a board; and
 - iii) Funds of the Kenya Forest Service.
- 2) Actual conservation process which included arboretums, reinforcements and the devolution of authority and responsibility to county departments involved in natural resources
- 3) Community Participation – the Bill promoted transparency and accountability.

Committee Resolutions

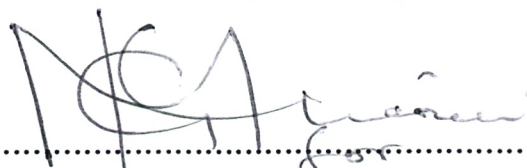
- The Committee resolved to undertake the public hearings of the Forest Conservation and Management Bill on Thursday, 2nd June, 2016 from 9.00 am.
- Due to time constrains, the Committee decided to do the public hearings in Nairobi.

MINUTE SEN/SCLNR/391/2016: ANY OTHER BUSINESS

There was no other business.

MINUTE SEN/SCLNR/392/2016: ADJOURNMENT AND DATE OF NEXT MEETING.

Having concluded the business as set out in the agenda, the meeting was adjourned at 1.10 p.m. until Tuesday, 31st May, 2016 at 11:00 a.m.

SIGNATURE.....

 (CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE.....
 14/6/2016

**MINUTES OF THE 64TH MEETING OF THE STANDING COMMITTEE ON
LANDS AND NATURAL RESOURCES HELD ON TUESDAY, 3RD MAY, 2016
AT KICC 3RD FLOOR ROOM NO. 304 AT 11.00 A.M.**

MEMBERS PRESENT

1. Sen. Liza Chelule, M.P. - Member (Chairing)
2. Sen. Isaac Melly, M.P. - Member
3. Sen. Martha Wangari, M.P. - Member

MEMBERS ABSENT WITH APOLOGY

1. Sen. Lenny Kivuti, M.P. - Chairperson
2. Sen. George Khaniri, M.P. - Member
3. Sen. Dawson Mwazo, M.P. - Member
4. Sen. Christopher Obure, M.P. - Member
5. Sen. Boy Juma Boy, M.P. - Member
6. Sen. Henry Ole Ndiema, M.P. - Member

SENATE SECRETARIAT

1. Mr. Njenga Njuguna -Director, Committee Services
2. Ms. Mwanate Shaban -Clerk Assistant
3. Mr. Charles Ngatia -Clerk Assistant
4. Mr. Leonard Koech -Legal Counsel
5. Mr. Kefa Omoti -Principal Research Officer

MINUTE SEN/SCLNR/376/2016: PRELIMINARIES

The meeting was called to order at 11:30 a.m. and there followed a word of prayer by Sen. Liza Chelule, M.P, the Acting Chairperson.

MINUTE SEN/SCLNR/377/2016: ADOPTION OF AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. Martha Wangari, MP and seconded by Sen. Isaac Melly, M.P. as follows;

Prayer

1. Adoption of Agenda;
2. Confirmation of Minutes of the 63rd Meeting held on 26th April, 2016;
3. Matters Arising from the Previous Minutes;
4. Election of Vice Chairperson of the Committee;
5. Consideration of date of public hearing on the Forest Conservation and Management Bill, 2015;
6. Consideration of draft report on the COP 21 Paris Climate Change Conference held in December, 2015;

7. Any Other Business;
8. Adjournment and Date of Next Meeting.

MINUTE SEN/SCLNR/378/2016: CONFIRMATION OF MINUTES

The Minutes of the sixty third meeting held on 26th April, 2016 were confirmed as the true record of the proceedings after they were proposed by Sen. Isaac Melly, M.P. and seconded by Sen. Liza Chelule, M.P.

MINUTE SEN/SCLNR/379/2016: MATTERS ARISING FROM THE MINUTES

Ex. MINUTE NO. SEN/SCLNR/371/2016: CONSIDERATION OF PETITION ON ERRONEOUS PLACEMENT OF CHANGARA LOCATION IN BUSIA COUNTY

The Committee was informed that no official response had been received from the Ministry of Lands, Housing and Urban Development on the request for maps and records of Changara Location. The Committee resolved to give one week to the MOLHUD to provide the maps.

Ex. MINUTE NO. SEN/SCLNR/372/2016: BRIEF ON THE ANALYSIS OF THE NATURAL RESOURCES (CLASSES OF TRANSACTION SUBJECT TO RATIFICATION) BILL AND THE NATURAL RESOURCES BENEFIT SHARING BILL, 2014

The Legal Officer acknowledged that the directorate had previously done an analysis on the Bill and had come up with a decision that the two Bills were not as similar as they looked at a glance. The Officer promised to give a full report of the comparison clause by clause on Tuesday 10th May, 2016 during the meeting.

Ex. MINUTE SEN/SCLNR/374/2016 AOB – EALA

The Committee was informed that Standing order 235 (3) of the Senate Standing Orders state that “Whenever the Clerk receives copies of record of relevant debates of the meetings of EALA, or copies of Bills introduced into the EALA and Acts of the EAC, the Clerk shall forward such record of debates, Bills or Acts of the Community to the relevant Committee.

The Legal Officer therefore advised the Committee that the piece of legislation needs to follow the due process and be received by the Clerk first before any other action.

MINUTE SEN/SCLNR/380/2016: ELECTION OF VICE CHAIRPERSON OF THE COMMITTEE

This Agenda item was shelved due lack of adequate quorum to conduct the election.

MINUTE SEN/SCLNR/381/2016: CONSIDERATION OF DATE OF PUBLIC HEARING ON THE FOREST CONSERVATION AND MANAGEMENT BILL, 2015

The Committee resolved to undertake two public hearings; one in Nairobi and another in the County where the forest people live. The Committee chose 17th May, 2016 as the date of the public hearing for Nairobi.

The Legal Officer was tasked to prepare a brief on the Bill.

MINUTE SEN/SCLNR/382/2016: CONSIDERATION OF DRAFT REPORT ON THE COP 21 PARIS CLIMATE CHANGE CONFERENCE HELD IN DECEMBER, 2015

Members resolved to postpone this agenda item to the next meeting due to lack of enough quorum to consider the report.

MINUTE SEN/SCLNR/383/2016: ANY OTHER BUSINESS

There was no other business.

MINUTE SEN/SCLNR/384/2016: ADJOURNMENT AND DATE OF NEXT MEETING.

Having concluded the business as set out in the agenda, the meeting was adjourned at 11:58 p.m. until Tuesday, 10th May, 2016 at 11:00 a.m.

SIGNATURE.....

(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE.....14/6/2016.....

MINUTES OF THE 63RD MEETING OF THE STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON TUESDAY, 26TH APRIL, 2016 AT KICC 3RD FLOOR ROOM NO. 304 AT 11.00 A.M.

MEMBERS PRESENT

1. Sen. Lenny Kivuti, M.P. - Chairperson
2. Sen. George Khaniri, M.P. - Member
3. Sen. Dawson Mwazo, M.P. - Member
4. Sen. Henry Ole Ndiema, M.P. - Member
5. Sen. Liza Chelule, M.P. - Member
6. Sen. Isaac Melly, M.P. - Member

MEMBERS ABSENT WITH APOLOGY

1. Sen. Christopher Obure, M.P. - Member
2. Sen. Boy Juma Boy, M.P. - Member
3. Sen. Martha Wangari, M.P. - Member

SENATE SECRETARIAT

1. Mr. Charles Ngatia -Clerk Assistant
2. Ms. Mwanate Shaban -Clerk Assistant
3. Mr. Leonard Koech -Legal Counsel
4. Ms. Sarah Rukwaro -Serjeant-At- Arms

MINUTE SEN/SCLNR/368/2016 : PRELIMINARIES

The meeting was called to order at 11:10 a.m. and there followed a word of prayer by Sen. George Khaniri, M.P.

MINUTE SEN/SCLNR/369/2016 : ADOPTION OF AGENDA

The agenda of the meeting was adopted after it was proposed and seconded by Sen. Liza Chelule, M.P. and Sen. Isaac Melly, M.P. as follows;

Prayer

1. Adoption of Agenda;
2. Confirmation of Minutes of the 60th, 61st and 62nd Meetings held on 12th and 13th and 19th April, 2016 respectively;
3. Matters Arising from the Previous Minutes;
4. Brief on the comparison between the Natural Resources (Classes of Transaction subject to Ratification) Bill and the Natural Resources Benefit Sharing Bill;

5. Adoption of report on Petition on heavy blasting and dust from a quarry near Taru Trading Centre in Kwale County;
6. Any Other Business;
7. Adjournment and Date of Next Meeting.

MINUTE SEN/SCLNR/370/2016: CONFIRMATION OF MINUTES

- 1) The Minutes of the sixtieth meeting held on 12th April, 2016 were confirmed as the true record of the proceedings after they were proposed by Sen. Liza Chelule, M.P. and seconded by Sen. Dawson Mwazo, M.P.
- 2) The Minutes of the sixty first meeting held on 13th April, 2016 were confirmed as the true record of the proceedings after they were proposed by Sen. Dawson Mwazo, M.P and seconded by Sen. Isaac Melly, M.P.
- 3) The Minutes of the sixty second meeting held on 19th April, 2016 were confirmed as the true record of the proceedings after they were proposed by Sen. Liza Chelule, M.P. and seconded by Sen. Henry Ndiema, M.P.

MINUTE SEN/SCLNR/371/2016: MATTERS ARISING FROM THE MINUTES

Ex. MINUTE NO. SEN/SCLNR/358/2016: REVIEW OF THE REPORT ON THE PETITION ON OLMOROGI LAND IN KAJIADO COUNTY

The Committee was informed that the report on the Petition on Olmorogi land in Kajiado County was ready for tabling in the Senate and was even listed on the order paper for the day.

Ex. MINUTE NO. SEN/SCLNR/363/2016: CONSIDERATION OF PETITION ON ERRONEOUS PLACEMENT OF CHANGARA LOCATION IN BUSIA COUNTY

The Committee was informed that a communication had been done to the Principal Secretary in the Ministry of Lands, Housing and Urban Development requesting for maps and records of Changara location since 1963 and after 1992 but the Committee had not received any response yet.

MINUTE SEN/SCLNR/372/2016: BRIEF ON THE ANALYSIS OF THE NATURAL RESOURCES (CLASSES OF TRANSACTION SUBJECT TO RATIFICATION) BILL AND THE NATURAL RESOURCES BENEFIT SHARING BILL, 2014

The Legal Counsel took the Committee through a brief comparison of the two bills as follows:

THE NATURAL RESOURCES (Benefit Sharing) BILL, 2014	THE NATURAL RESOURCES (Classes of Transactions Subject to Ratification) BILL
APPLICATION	
<p>Clause 3 of this Act applies with respect to the exploitation of-</p> <ul style="list-style-type: none"> (a) petroleum; (b) natural gas; (c) minerals; (d) forest resources, (e) water resources; (f) wildlife resources; and (g) fishery resources. <p>All the above are natural resources within the meaning exploitation as envisaged under Article 71 of the Constitution.</p> <p>The Benefit Sharing Authority under clause 6 has the general mandate of coordinating the exploitation of any other natural resource by notice in the Gazette.</p>	<p>Clause 3 is giving effect to Article 71 of the Constitution which appears on Part 2 of Chapter 5 of the Constitution exploitation of any natural resource of Kenya i.e. agreements relating to natural resources that require ratification by Parliament.</p>
	<p>The classes of transaction set out in the schedule to be ratified by Parliament pursuant to clause 4 of the Bill include: Crude oil & natural gas, minerals, water resources, underground water, wildlife, forests, genetic material and genetic resources.</p>
ADMINISTRATION	
<p>Under clause 7 the Authority shall be managed by a Board with a chairperson at its helm.</p>	<p>The Cabinet Secretary assumes the general administrative arrangements of all mining related activities, conducts due diligence and preparation of regulations of the subject matter.</p>

Clause 18 (1) establishes the position of the Director-General who shall be the chief executive officer of the Authority and secretary to the Board.	
Under clause 24 the Authority shall impose royalties and fees and obligations of the affected organization under any existing County Benefit Sharing Agreement with the local community.	
The Bill stipulates financial provisions which consists of funds to the Authority i.e. all monies that will accrue for lawful functioning of the Authority. The Bill however strictly precludes itself from being a money bill.	

The Legal officer concluded that the two bills were similar but requested for another one week to undertake a thorough clause-by-clause analysis of the bills and report back to the Committee.

The Committee granted the request.

MINUTE SEN/SCLNR/373/2016: ADOPTION OF REPORT ON PETITION ON HEAVY BLASTING AND DUST FROM A QUARRY NEAR TARU TRADING CENTRE IN KWALE COUNTY

Members were informed that the recommendations of the Committee on the report of the Petition had been included.

The Committee considered the report and adopted the report for tabling in the Senate after it was proposed and seconded by Sen. Isaac Melly, M.P. and Sen. Henry Ndiema, M.P. respectively.

MINUTE SEN/SCLNR/374/2016 : ANY OTHER BUSINESS

The Committee was informed that the East African Legislative Assembly (EALA) had drafted a Bill referred to as *The East African Community Sectional Properties Bill, 2016* and had scheduled and invited the public of the East African Community Member States for public participation on the Bill.

The Committee was further informed that the Bill, if enacted, would conflict with Kenyan laws.

The Secretariat was tasked to seek information on how legislative Acts by EALA are domesticated and implemented by the Member States and present a report to the Committee in the next meeting.

MINUTE SEN/SCLNR/375/2016 : ADJOURNMENT AND DATE OF NEXT MEETING.

Having concluded the business as set out in the agenda, the meeting was adjourned at 11:45 p.m. until Tuesday, 3rd May, 2016 at 11:00 a.m.

SIGNATURE.....

(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE.....

MINUTES OF THE 62ND MEETING OF THE STANDING COMMITTEE ON LANDS AND NATURAL RESOURCES HELD ON TUESDAY, 19TH APRIL, 2016 AT KICC 3RD FLOOR ROOM NO. 304 AT 11.00 A.M.

MEMBERS PRESENT

1. Sen. Dawson Mwazo, M.P. - Ag. Chairperson
2. Sen. Christopher Obure, M.P. - Member
3. Sen. Henry Ole Ndiema, M.P. - Member
4. Sen. Liza Chelule, M.P. - Member

MEMBERS ABSENT WITH APOLOGY

1. Sen. Lenny Kivuti, M.P. - Chairperson
2. Sen. George Khaniri, M.P. - Member
3. Sen. Boy Juma Boy, M.P. - Member
4. Sen. Isaac Melly, M.P. - Member
5. Sen. Martha Wangari, M.P. - Member

SENATE SECRETARIAT

1. Mr. Charles Ngatia - Clerk Assistant
2. Ms. Sarah Rukwaro - Serjeant-At- Arms

MINUTE SEN/SCLNR/361/2016 : PRELIMINARIES

The meeting was called to order at 11:30 a.m. and there followed a word of prayer by the Ag. chairperson.

MINUTE SEN/SCLNR/362/2016 : ADOPTION OF AGENDA

The agenda of the meeting was adopted unanimously with amendments as follows;

Prayer

1. Adoption of Agenda;
2. Consideration of Petition on erroneous placement of Changara Location in Busia County;
3. Consideration of date of Public Hearing on the Natural Resources (Classes of Transaction subject to Ratification) Bill;
4. Consideration of draft report on Petition on heavy blasting and dust from a quarry near Taru Trading Centre in Kwale County;
5. Any Other Business;
6. Adjournment and Date of Next Meeting.

MINUTE SEN/SCLNR/363/2016: CONSIDERATION OF PETITION ON ERRONEOUS PLACEMENT OF CHANGARA LOCATION IN BUSIA COUNTY

The Committee was informed that there was a Petition committed to the committee on erroneous placement of Changara location in Busia County.

The Committee deliberated on the matter and observed that Petition was not about conflict over boundary but rather the erroneous placement of the location in the map.

The Committee resolved that the secretariat obtains maps of Changara location since 1963 and after 1992 so as to determine the rightful placement of the location.

MINUTE SEN/SCLNR/364/2016: CONSIDERATION OF DATE OF PUBLIC HEARING ON THE NATURAL RESOURCES (CLASSES OF TRANSACTION SUBJECT TO RATIFICATION) BILL

The Committee was informed that the Natural Resources (Classes of Transactions Subject to ratification) Bill, 2015 had been read a First Time in the Senate on Thursday 14th April, 2016 and referred to the Committee for consideration.

The Committee observed that the Bill may have provisions that are similar to those in the Natural Resources Benefit Sharing Bill.

The Committee resolved that the Secretariat undertake an analysis of the Natural Resources (Classes of Transactions Subject to ratification) Bill, 2015 and the Natural Resources Benefit Sharing Bill for presentation so that Committee can make a determination on how to proceed with the Bill.

MINUTE SEN/SCLNR/365/2016: CONSIDERATION OF DRAFT REPORT ON PETITION ON HEAVY BLASTING AND DUST FROM A QUARRY NEAR TARU TRADING CENTRE IN KWALE COUNTY

The Committee was informed that Kenya Railways Corporation had provided the Information the Committee had requested.

The Committee was informed that Kenya Railways Corporation had provided the following information;

1. A team was appointed from Kenya Railways, TAEC supervision consultant and CRBC the contractor and the local community (Taru Environmental Committee and Nyumba Kumi members), to undertake assessment and verification of the affected households. This activity was undertaken from 22nd to 24th March, 2016. A draft report was prepared

and thereafter the local community was invited to review the same for verification. A further assessment of people who could not be traced during the first assessment was carried out from 4th to 6th April, 2016;

2. A summary of the draft assessment report is presented below.

S/NO	ITEM	NUMBER
1.	Households Assessed and valued	169
2.	No information. Not identified during assessment	9
3.	Out of range (Across SGR corridor/Not in Taru)	9
4.	Already Compensated by Section 1	18
5.	Repeated names	4
6.	Same household/family	12
7.	Tenants	5
8.	No effect. No cracks seen	1
	TOTAL	227

3. As at 18th April, 2016 101 households have signed claim agreements with the Contractor and given their bank details for compensation. Some 2 government offices to wit; police station and chief's office have been affected and arrangements are ongoing to repair the same.

4. A valuation report of the compensation indicating the property and amount to be compensated for the 227 profiled residents.

The Committee considered the draft report on the Petition and made the following observations and recommendations;

1. Compensation process for damage of property arising from the quarrying activity had begun was going on;
2. The quarrying activity should proceed but be carried out in a controlled manner that does not affect the community; and
3. The entity that is undertaking the quarrying activity should rehabilitate and/ or restore the degraded environment immediately it finalizes its operations in a given area.

The Committee resolved that enforcement of rehabilitation of quarries that are no longer in use throughout the country should be enforced by the relevant authorities.

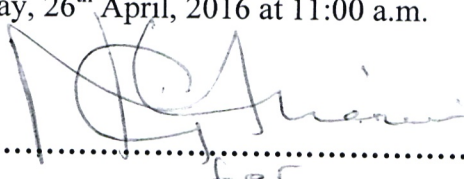
MINUTE SEN/SCLNR/366/2016 : ANY OTHER BUSINESS

The Ag. Chairperson informed the Committee that he had twelve issues that he wanted the Cabinet secretary for Environment, Natural resources and Regional

Development Authorities to respond to concerning grazing in Tsavo East & West National Parks.

MINUTE SEN/SCLNR/367/2016 : ADJOURNMENT AND DATE OF NEXT MEETING.

Having concluded the business as set out in the agenda, the meeting was adjourned at 12:01 p.m. until Tuesday, 26th April, 2016 at 11:00 a.m.

SIGNATURE.....

(CHAIRPERSON: SEN. LENNY KIVUTI, M.P.)

DATE..... 26/4/2016

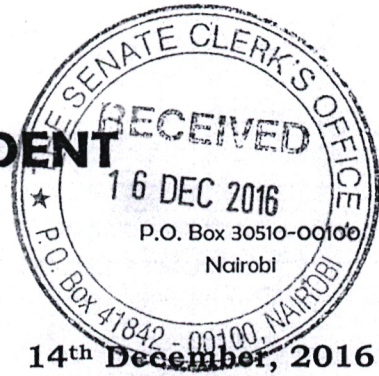


CONFIDENTIAL

OFFICE OF THE PRESIDENT

Telegraphic Address: "Rais"
Telephone: Nairobi 2227411
When replying, please quote

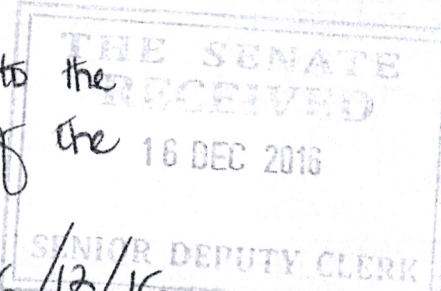
MINISTRY OF INTERIOR
AND CO-ORDINATION
OF
NATIONAL GOVERNMENT



Our Ref. **OP. PA. 40/2A**
And date

Clerk of the Senate
Clerk's Chambers
Parliament Buildings
NAIROBI

DCom
Kindly bring to the
attention of the
Committee.



Ep 16/12/16

REQUEST FOR THE CABINET SECRETARY'S OPINION ON THE LOCATION OF CHANGARA LOCATION AS PER THE DISTRICT AND PROVINCES ACT, 1992

Reference is made to your letter Ref. No. SENATE/SCLNR/2016/(062) dated 17th October, 2016 on the above subject matter.

Background/Genesis of the Dispute

- Changara was created in the year 1947 as a Sub-Location of Malakisi Location in Bungoma District.
- In 1962 it was politically reverted to Teso constituency by the Regional Boundaries and Constituencies delimitation Commission.
- In 1987 via Kenya Subsidiary Legislation Changara Sub-Location reverted back to Teso constituency in Busia.
- This was further reinforced by the description of the common boundary in Province and District Act of 1992 that places Changara Sub-Location in Busia District.

Present Status of Changara Location (formely Changara Sub-Location)

- Administratively Changara Location is in Busia county.
- Politically Changara Location is in Amagoro Constituency Teso North Sub-County, Busia County.
- Currently, Changara Location falls in Angurai East Ward of Busia County.

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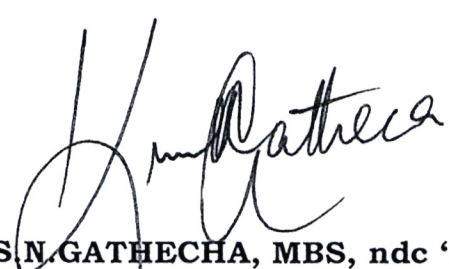
Observation

The description of the District and Provinces Act of 1992 describes the border along the boundary of Changara Location as**boundary of that Sub-Location to a point on the Malaksi River approximately 1.6 kilometers (1 mile) north-west of Bitobo School; hence up-stream by the course of that river in a generally north-easterly direction to its confluence with a tributary named Kisawiyi;its intersection with the Kabukara River; thence generally north-westerly and downstream by the course of that river to its confluence with the Lwakaka (Lwakhakha) River.**

- The present Administrative Map does not reflect the description of the boundary in the District and Provinces Act of 1992.
- The survey Department appears not to have amended the Administrative Map in line with the description of the District and Provinces Act of 1992.
- The same boundary captured in the 1968 Administrative Map is the same captured under the Revised 2000 Administrative Map, meaning the description of the 1992 Act was never captured.
- Chiefs, Assistant Chiefs and village elders from either side of the common border agree on the location of the boundary.
- The present boundary which is observed by Administrators on either side appears to have been interpretation of the description in the 1992 Act by different administrators at different times in response to conflict and in the absence of an amended map from survey.
- The petition arose out of the reading of the existing Administrative Map which has not been amended to conform to the description captured in the District and Provinces Act of 1992.

Recommendations

- The boundary on the ground currently being observed by administrators from both sides is closer to the description in the 1992 Act.
- The Department of Survey should be compelled to amend the Administrative Map to conform and give effect to the description of the common border as contained in the Provinces and Districts Act of 1992.



AMOS N. GATHECHA

AMOS N. GATHECHA, MBS, ndc 'K'
FOR: PRINCIPAL SECRETARY/INTERIOR



Republic of Kenya

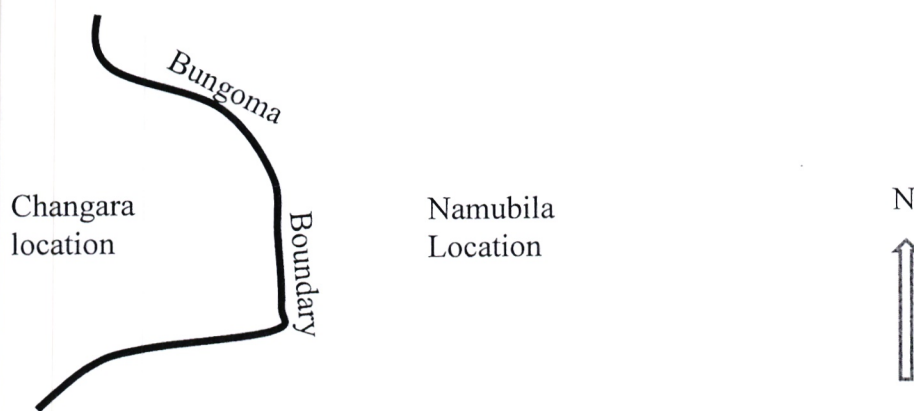
MINISTRY OF LANDS AND PHYSICAL PLANNING

REQUEST FOR THE CABINET SECRETARY'S OPINION ON THE LOCATION OF CHANGARA LOCATION AS PER THE DISTRICT AND PROVINCES ACT OF 1992

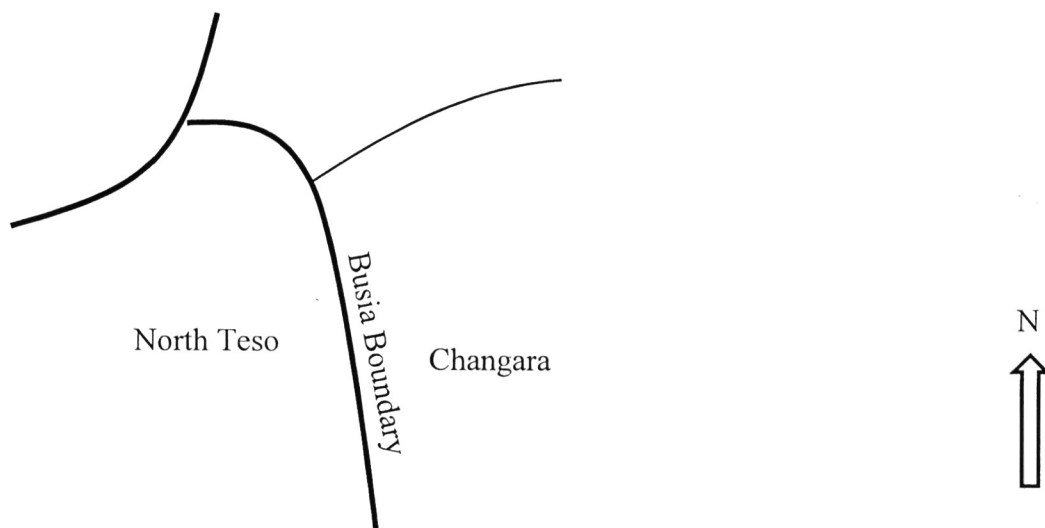
Reference is made to letter from Clerk to the Senate ref: SENATE/SCLNR/2016/(025) of 18th May 2016 and your internal memo dated 31st May 2016 on the above subject.

According to District Map of Bungoma, Changara Location is shown as having been part of Bungoma District prior to the enactment of District and Provinces Act of 1992. See annex 2.

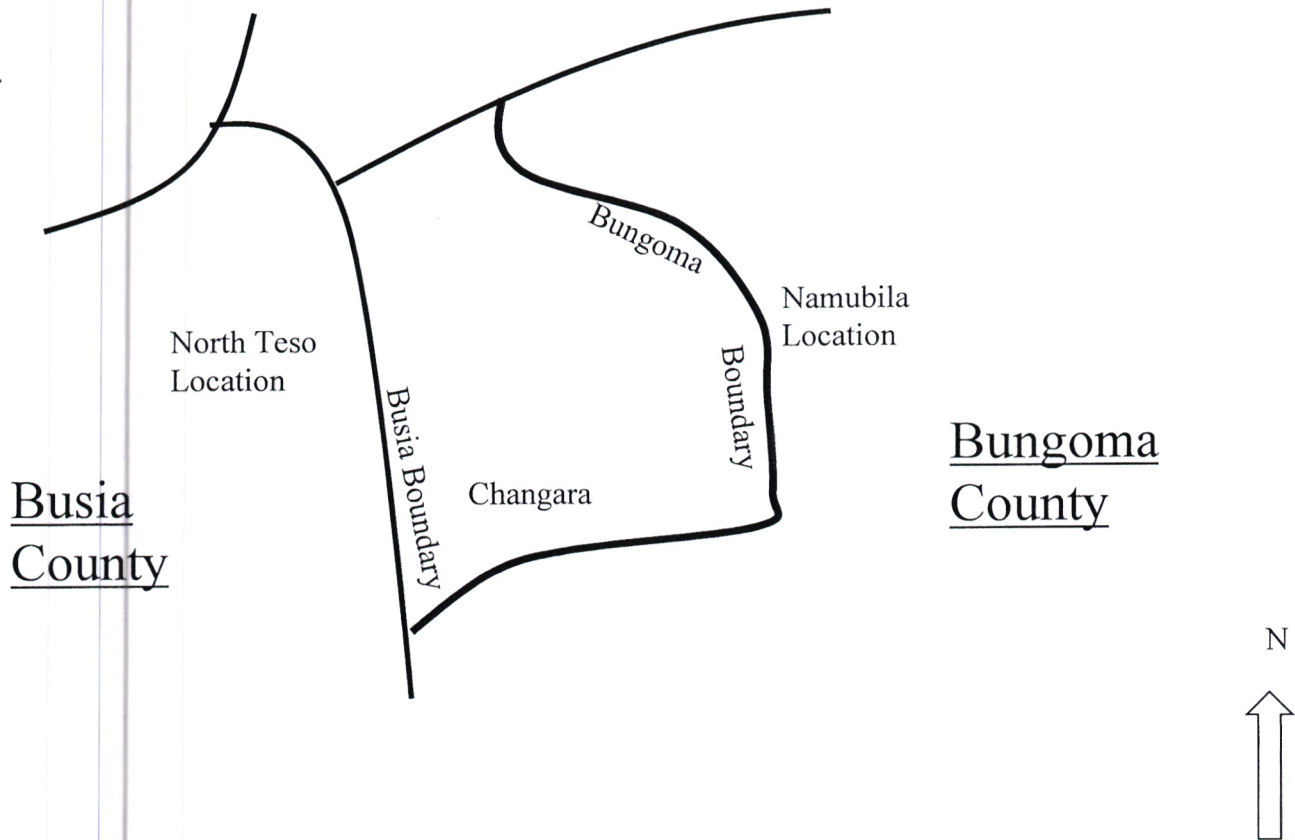
However the boundary description of Bungoma District as per the 1992 Act indicates that the District boundary around the Changara area is the western boundary of Namubila location which happens to be East of Changara. See sketch below and Bungoma boundary description highlighted as 1 on annex 1. The description does not make any reference to Changara location.



The boundary description of Busia District also does not make any reference to Changara location. Instead it describes the boundary as the eastern boundary of North Teso location. North Teso location is West of Changara and so Busia boundary description leaves out Changara Location. See sketch below and Busia boundary description highlighted as 2 on annex 1.



Therefore the both boundary descriptions of Bungoma and Busia Districts (now Counties) leave out Changara location. See the illustration below.



As such there is need to amend the 1992 District and Provinces Act to correct the anomaly and to pave way for proper reflection of Changara location on the maps. Going by the current boundary description, Changara location is neither in Bungoma nor in Busia County.

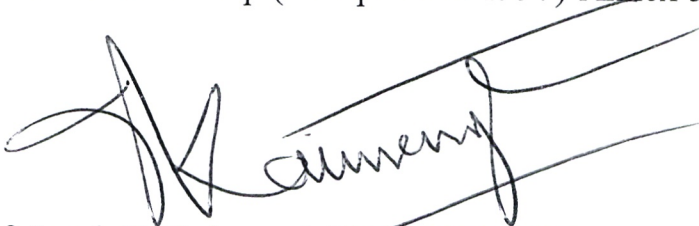
When Bungoma District was subdivided into two, ie, Bungoma and Mt. Elgon Districts, maps for the two were compiled accordingly. Busia District was also subdivided into two, ie, Busia and Teso Districts. Maps were compiled for the same with Changara location going to Teso district. See annex 5. After promulgation of the Kenya Constitution 2010, the Kenya Counties Map was compiled whereby Teso and Busia were combined thus bringing the present status of the Counties map depicting Changara Location being in Busia County.

From the foregoing it can be noted that before 1992, Changara location was in Bungoma District. The 1992 District and Provinces Act failed to place Changara

location in either Busia or Bungoma Districts. However thereafter, when Busia was being partitioned into Busia and Teso Districts, a decision seems to have been made to place Changara location in Teso District. The decision on administrative locations falls under the mandate of the Ministry of Interior and Coordination of National Government. The ministry should be in a position to give the opinion of why Changara is in Busia.

Attached to this report are the following documents;

1. Extract of boundary description from District and Provinces Act CAP 105A for Bungoma and Busia districts.-Annex 1.
2. Bungoma District Map (prior to creation of Mount Elgon District)- Annex 2.
3. Bungoma District map (compiled in 1997)-Annex 3
4. Busia District map (compiled in 1988)-Annex 4
5. Teso District map (Compiled in 1997)-Annex 5



Prof. Jacob T. Kaimenyi, PhD, FICD, EGH

CABINET SECRETARY

27th June 2016

thence generally westerly by that location boundary to its intersection with the north-eastern boundary of Maseno Town;

thence generally north-westerly, south-westerly and southerly by that town boundary to its south-western corner;

thence southerly, westerly and northerly by eastern, southern and western boundary of South Bunyore Location and continuing with western boundary of West Bunyore Location to the point of commencement.

39. THE BUNGOMA DISTRICT

Commencing at a point on the Kenya-Uganda international boundary in the vicinity of Hot Springs where the Suam River emerges from the crater of Mount Elgon;

thence south-easterly by a straight line to the source of the Kimothon River;

thence continuing generally south-easterly and downstream by the course of that river for a distance of approximately 7 kilometres (4½ miles) to the intersection of a cut and beacons line with the south bank;

thence south-westerly and south-easterly by that cut and beacons line to a beacon at the south-western corner of L.R. No. 6439/2;

thence continuing generally south-easterly by the south-western boundary of portion to its intersection with the Kaptasang River;

thence generally easterly, south-easterly, south-westerly and generally southerly downstream by the course of that river and the Kamakoiwa River to the intersection of the southern boundary of L.R. No. 5776/2 with the east bank of that river;

thence east-north-easterly by the southern boundaries of L.R. Nos. 5776/2 and 5777/3 and continuing across a road of access to the south-western corner of original L.R. No. 8979;

thence generally north-easterly by the southern boundaries of the latter portion and of L.R. No. 8994 to the Ewaso Rongai River;

thence continuing generally north-easterly and up-stream by the course of that river to the intersection of the southern boundary of L.R. No. 8987 with the east bank;

thence continuing east-north-easterly and generally northerly by the southern boundaries and part of the eastern boundary of that portion to the intersection of the extreme southern boundary of L.R. 7059/2;

thence continuing east-north-easterly by the southern boundary of that portion and the southern boundary of L.R. No. 7060 to the intersection of the latter boundary with the western boundaries of L.R. No. 8986;

thence south-westerly and generally east-north-easterly by part of the western and the southern boundaries of that portion to the intersection of the latter boundary with the Nzoia River;

thence downstream by that river to its confluence with the Msamba River;

thence up-stream by the course of that river for a distance of approximately 6 kilometres (4 miles) to its source;

thence north-westerly by a straight line for a distance of approximately 1 mile to the Khalaba River;

thence downstream by the course of that river for a distance of approximately 4 kilometres (2½ miles) to its confluence with its tributary, the Sikendeloba River;

thence generally westerly by the course of that river, and continuing along the alignment of that river for a distance of approximately 1 mile to the Bungoma-Mumias road (C.590), at a point approximately 0.8 kilometres (½ mile) south of Kabula Market;

thence north-westerly for a distance of approximately 1 mile to the source of the Kabula River;

thence downstream by the course of that river to its confluence with the Sio River;

thence generally westerly and downstream by the course of that river to the intersection of the generally western boundary of West Bukusu Location;

thence generally northerly by that location boundary to the intersection of the generally western boundary of South Myanga Sub-location;

thence generally north-westerly and north-easterly by the generally western boundaries of South Myanga and North Myanga Sub-locations to a bridge on the Bungoma-Lukolis road (C.5049) where that road crosses the Mosokota River;

thence generally north-westerly by the generally western boundary of North Myanga Sub-location to a bridge on the Tororo-Bungoma railway line;

thence generally northerly by a track to the most north-easterly corner of Lupida Sub-location;

thence generally easterly by the southern boundary of Kocholia Sub-location for a distance of approximately ¼ of a mile to the most-westerly corner of West Sibot Sub-location;

thence generally north-easterly and northerly by the generally western boundary of that sub-location to a point on the Malakisi River approximately 1.6 kilometres (1 mile) north-west of Bitobo School;

thence up-stream by the course of that river in a generally north-easterly direction to its confluence with a tributary named Kisawiyi;

thence generally north-westerly to the highest point on a hill known as Mwaliye, approximately ¾ of a mile west of the former Malakisi Trading Centre;

thence generally north-easterly to the north-western corner of that former trading centre;

thence north-easterly by that former trading centre boundary for a distance of approximately ¼ of a mile to the intersection of a track which forms part of the generally western boundary of Malakisi Location;

thence generally north-easterly and northerly by the generally western boundary of that sub-location to a point on the Malakisi River approximately 1.6 kilometres (1 mile) north-west of Bitobo School;

thence up-stream by the course of that river in a generally north-easterly direction to its confluence with a tributary named Kisawiyi;

thence generally north-westerly to the highest point on a hill known as Mwaliye, approximately 1.2 kilometres ($\frac{3}{4}$ of a mile) west of the former Malakisi Trading Centre;

thence generally north-easterly to the north-western corner of that former trading centre;

thence generally north-westerly, easterly by the western and northern boundary of Malakisi Location and continuing with the generally western boundary of Namubila Location to its intersection with the Kabukara River;

thence generally north-westerly and downstream by the course of that river to its confluence with the Lwakaka (Lwakhakha) River, which forms part of the Kenya-Uganda international boundary;

thence generally north-easterly and up-stream by the centre line of that river to its source (at a latitude of approximately $1^{\circ} 06' 23''$ N.);

thence easterly by a straight line for a distance of approximately 17,600 feet to the second highest summit of Mount Elgon at an altitude of approximately 14,140 feet;

thence northerly by a straight line for a distance of approximately 17,500 feet to the point of commencement.

40. THE BUSIA DISTRICT

Commencing at a point on the Kenya-Uganda international boundary at the confluence of the Kabukara River with the Lwakaka (Lwakhakha) River;

thence generally south-easterly and up-stream by the northern and eastern boundary of North Teso Location to its intersection with northern boundary of Central Teso Location;

thence generally south-westerly by the western boundary of that location and continuing with the eastern boundary of East Bukhayo, Central Bukhayo, Marachi East, to its intersection with east-southern corner of Marachi Central;

thence westerly by southern boundary of Marachi Central and Marachi West to its intersection with eastern boundary of Samia North Location;

thence generally south westerly by that boundary and continuing with eastern boundary of Samia South, East Bunyala, South Bunyala to its intersection with Kenya-Uganda international boundary at a point in Lake Victoria north-west of Mageta Island;

thence by a straight line north-westerly to the most southerly point of Sumba Island;

thence by the south-western and western shores of that land to its most northerly point;

thence by a straight line north-easterly to the centre of the mouth of the Sio River;

thence up-stream by the centre line of that river to its confluence with the Sango River;

thence up-stream by the centre line of the Sango River to its source, marked by Boundary Pillar X covered by a cairn of stones;

thence by a straight line on a true bearing of 40° 56' 08" for a distance of 502.7 feet to a stone;

thence by a straight line on a true bearing of 40° 58' 00" for a distance of 933.6 feet to Boundary Pillar Y near the main Mumias-Busia road;

thence by straight lines each terminating at a boundary pillar on the following bearings and for the following distance successively—

<i>From Pillar</i>	<i>To Pillar</i>	<i>Bearing</i>	<i>Distance (feet)</i>
B.P Y	B.P. 1	58° 27' 17"	2,364
B.P. 1	B.P. 2	51° 43' 55"	463
B.P. 2	B.P. 3	44° 08' 44"	1,512
B.P. 3	B.P. 4	51° 24' 49"	580
B.P. 4	B.P. 5	41° 08' 52"	1,007
B.P. 5	B.P. 6	49° 06' 07"	976
B.P. 6	B.P. 7	67° 43' 11"	959
B.P. 7	B.P. 8	54° 07' 02"	1,226
B.P. 8	B.P. 9	70° 09' 26"	550

thence by the last line extended for a distance of approximately 54 feet to Alupe River;

thence downstream by the centre line of that river to its confluence with the Kame River;

thence downstream by the centre line of the Kame River to its intersection with the eastern boundary of the Busia-Tororo road, which boundary is 100 feet distant from, and parallel to, the centre line of that road;

thence by that eastern boundary of that road northerly to its intersection with the Malaba River;

thence up-stream by that river and the Lwakhakha River to the point of commencement.

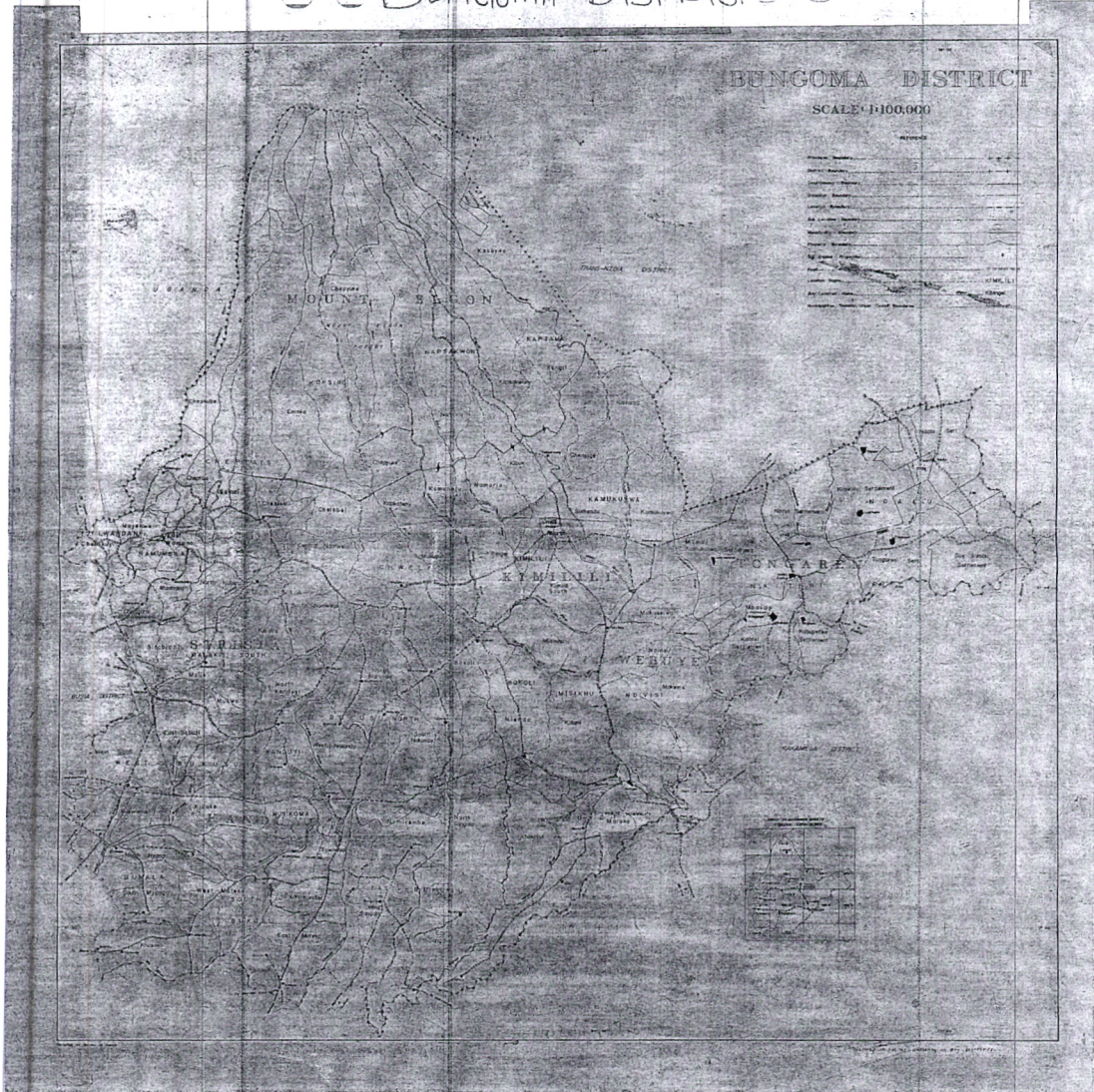
41. THE SIAYA DISTRICT

Commencing at trigonometrical pillar New Samia at the north-west corner of North Ugenya Location on the boundary between Western and Nyanza provinces;

thence by that location boundary south-easterly, by a straight line, to the source of the Okhakhala River;

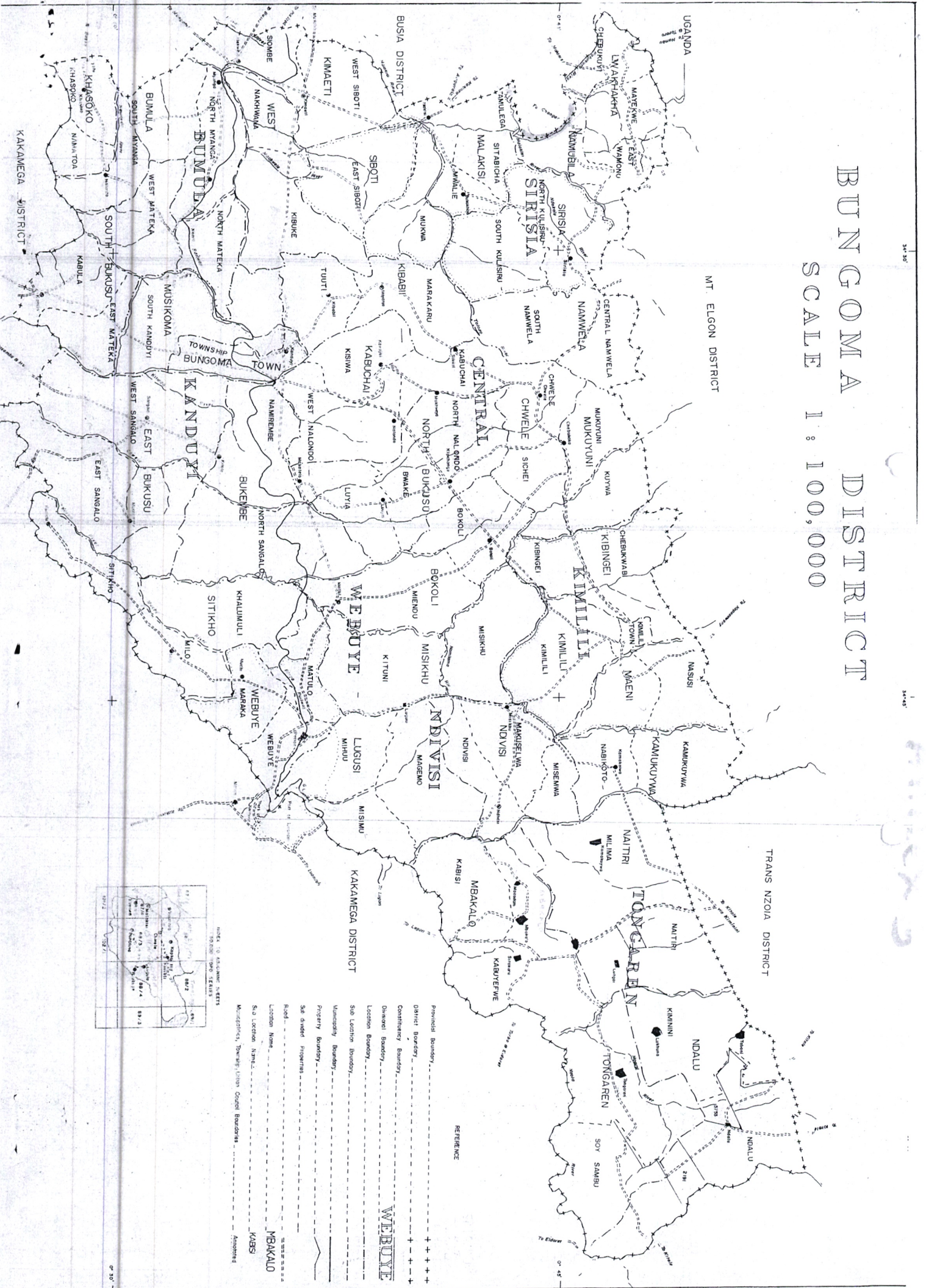
thence continuing generally south-easterly downstream by the course of that river to its confluence with the Guala River;

○ ○ BUNGOMA DISTRICT ○ ○



BUNGOMA DISTRICT

SCALE 1 : 100,000



INDEX TO DISTRICT SHEETS
 SHEET 887.2

- Province Boundary** - - - - -
District Boundary - - - - -
Constitutional Boundary - - - - -
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Location Boundary - - - - -
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Watercourses, Townships, Unincorporated Boundaries - - - - -
- WEBUGYE**
MBAKALO
KABISI
AMBOSHI

REFERENCE

111

I certify that this
is a true copy of
the original

3089

NATIONAL ASSEMBLY

OFFICIAL REPORT

Tuesday, 10th December, 1996

The House met at 2.30 p.m.

[Mr. Speaker in the Chair]

PRAYERS

PAPERS LAID

The following Papers were laid on the Table:-

Annual Report and Accounts of Nyayo Tea Zones Development Corporation for the year ended 30th June, 1993 and the Certificate thereon by the Auditor-General (Corporations)

*(By the Assistant Minister, Office of the President
(Mr. Sunkuli) on behalf of the Minister of
State, Office of the President)*

Annual Report and Accounts of Shipping Agency Limited for the year ended 30th June, 1995 and the Certificate thereon by the Auditor-General (Corporations)

*(By the Assistant Minister, Office of the President
(Mr. Sunkuli) on behalf of the Minister for
Commerce and Industry)*

ORAL ANSWERS TO QUESTIONS

Question No 906

HEAD-COUNT OF RESIDENTS

Dr. Kituyi, on behalf of **Mr. Busolo**, asked the Minister of State, Office of the President what was the purpose of the head-count of the Bukusu and Teso residents of Myanga, Kimaeti, Khasokok, Malakisi, Tamulega, Changara, Machakha, Lwandanyi and Lwakhakha by the areas' chiefs in April, 1996.

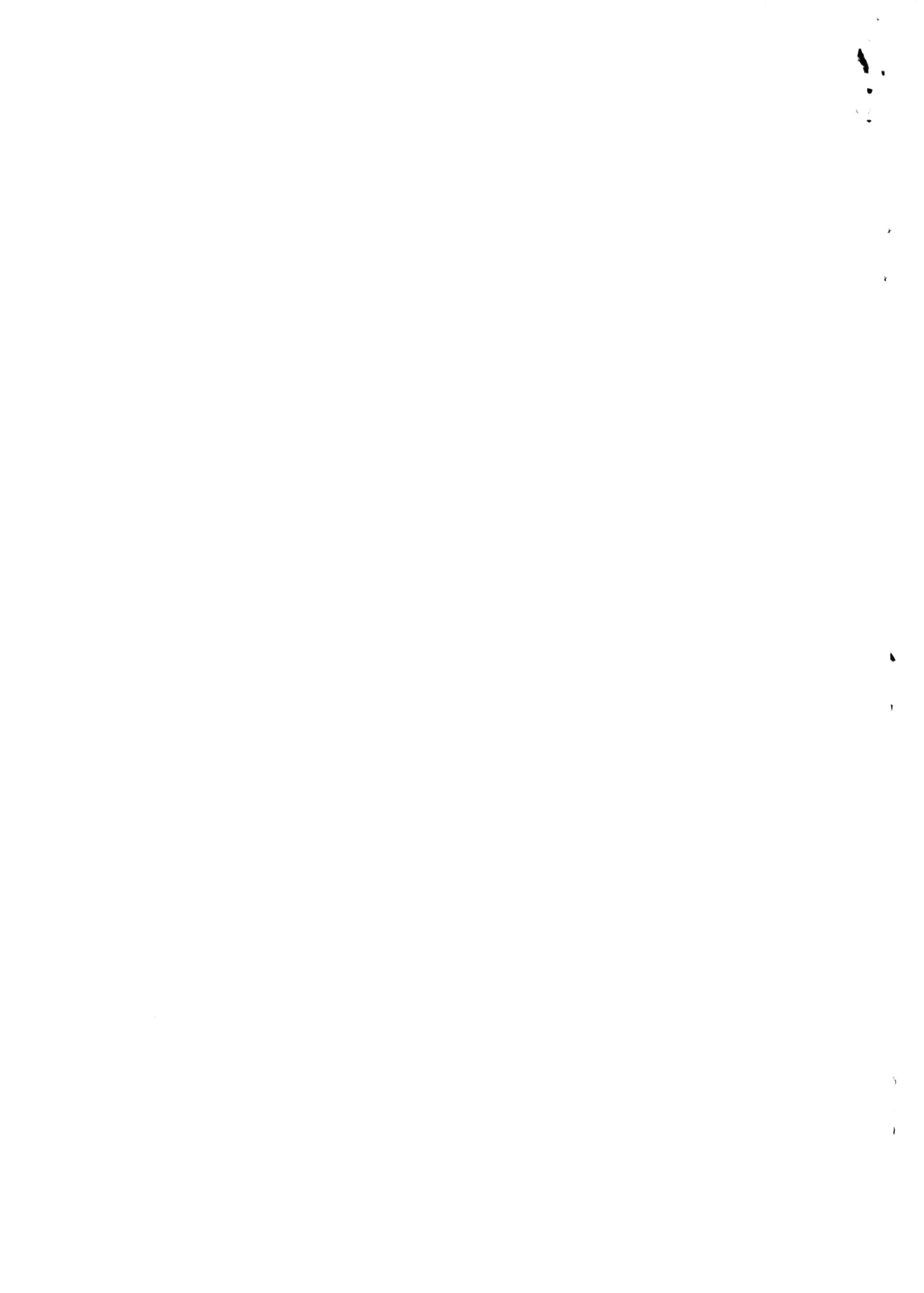
The Assistant Minister, Office of the President(Mr. Sunkuli): Mr. Speaker, Sir, I beg to reply. I am not aware of any head-count of the Bukusu and Teso in those areas.

Dr. Kituyi: Mr. Speaker, Sir, arising from the hon. Assistant Minister's reply, if the Office of the President is not aware of an exercise carried out by Provincial Administration in an area of the country, who is supposed to be aware?

Mr. Sunkuli: Mr. Speaker, Sir, the matter involves a head-count which did not happen. What the hon. Member must have been referring to was an exercise conducted by chiefs in the areas of Tesos, Bukus and Sabaots to determine the boundaries of the new districts that were being carved out. It was a manner of trying to determine the homogeneity of the communities residing within particular locations.

Dr. Kituyi: Mr. Speaker, Sir, considering that Teso District was created exclusively out of the old Busia District, under what authority did chiefs in Bungoma District carry out a head-count on the basis of ethnicity, and how did Bungoma District's census of tribe relate to a sub-division of Busia District?

Mr. Sunkuli: What I said was that, when creating Teso District, there were some locations that were in dispute and it was upon the chiefs to try and find out which locations would go to Teso and which ones would remain.



Mr. Nthenge: Mr. Speaker, Sir, can the Assistant Minister confirm or deny that there was something sinister behind this exercise?

Mr. Sunkuli: I deny.

Question No. 1209

MEMBERS OF THE MONEY MINTING COMMITTEE

Mr. Ndubai asked the Minister for Finance:-

- (a) whether he could inform the House who are the members of the Money Minting Committee and the qualifications required for one to be a member; and,
- (b) whether he could consider including in the said Committee, two members from the Opposition and two members from

the ruling party KANU.

The Assistant Minister for Finance (Mr. Keah): Mr. Speaker, Sir, I beg to reply.

- (a) There is no committee known as Money Minting Committee.
- (b) In view of the answer in "a" above, part "b" does not arise.

Mr. Ndubai: Mr. Speaker, Sir, I am very surprised to hear that we do not have a money minting committee in our Government system. In our Constitution, this country is supposed to have a money minting committee to guide the Central Bank. Unless we have this committee, then we have no way of controlling the printing of paper money. If we look back at what happened in 1992, it was because the currency was left to few individuals---

Mr. Speaker: Are you asking a question, Mr. Ndubai?

Mr. Ndubai: Mr. Speaker, Sir, would the Assistant Minister promise this House that this Government would form a money minting committee under the chairmanship of the official leader of the Opposition to control the printing of paper money?

Mr. Keah: Mr. Speaker, Sir, the authority to print notes and coins has been vested to the Central Bank by this august House. If the hon. Member wishes to remove that responsibility that has been given to the Central Bank of Kenya, he is at liberty to bring a Motion or amend the Central Bank of Kenya Bill.

Mr. Achieng-Oneko: Mr. Speaker, Sir, will the Assistant Minister confirm that in 1992, there was surplus money floating in the country which had adverse effects on the economy of this nation?

Mr. Keah: Mr. Speaker, Sir, we have all read statistics and economics and we have said in this House that there was surplus money at that period. This was a factor of what we call in simple language, too much money chasing too few goods and the like. In other words, we had excess liquidity which was due to various circumstances. There is no justification in the hon. Member asking me whether there was surplus money floating in the country, because that is public information. The truth of the matter is that there was no excess printing of money.

Mr. Ndubai: Mr. Speaker, Sir, from the answer the Assistant Minister has given, I would like to request him to consider establishing this committee because we do not know at what time they decide to print certain amounts of money. I would request the Assistant Minister to promise this House that there will be no printing of new currency until the General Elections, to be held in 1997, are over. After that, I would also request this House to bring a Motion or a Bill proposing to remove the portrait of the head of State from our currency, because we can never consider a portrait of a living head of state to be printed on our currency. His portrait should appear on our currency after say one century, but not a living head of state. I would like the Minister to promise---

Mr. Speaker: Order! Order, hon. Ndubai!

The Assistant Minister for Lands and Settlement (Mr. Sumbeiywo): On a point of order, Mr. Speaker, Sir. Is the hon. Member in order to mislead the House to say that there should not be a living person's portrait on our currency when we know very well that the portrait of the late Mzee Jomo Kenyatta functioned while he was alive and it was a legal currency?

Mr. Ndubai: Mr. Speaker, Sir, the mess must be corrected. We cannot continue with this mistake of the nation, because it was made by the first President as the head of the State.

Mr. Speaker: Mr. Ndubai, I gave you a chance to put a question to the Assistant Minister and not to debate. Will you put the question? If you have no question, fine. Next Question. Mr. Ojode.





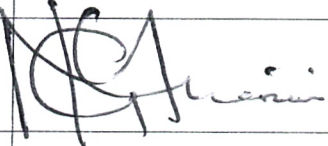




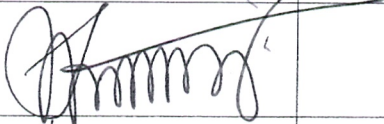






THE SENATE
ATTENDANCE REGISTER

STANDING COMMITTEE ON LAND AND NATURAL RESOURCES

Purpose..... *House Keeping & Adoption of Reports &*

Venue..... *Nao kling Small Dining Room*

Date..... *1 March 2017* **Time**..... *11:30am*

No.	NAME	SIGNATURE	REMARKS
1.	Sen. Lenny Kivuti		
2.	Sen. George Khaniri		<i>Missing</i>
3.	Sen. Danson M. Mwazo		
4.	Sen. Martha Wangari		
5.	Sen. Christopher Obure		
6.	Sen. Isaac Melly		
7.	Sen. Liza Chelule		
8.	Sen. Boy Juma Boy		
9.	Sen. Henry Ndiema		

Committee Clerk

Ms. Mwanate Shaban - 0726953257

Shaban

