

② Mr. Mogeje (DOLPS)
ps process.

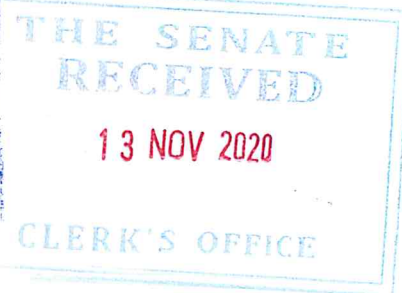
The Clerk of the Senate

Parliament Buildings

P.O. Box 41842 – 00100

NAIROBI

Email: cSenate@parliament.go.ke



RE: PETITION TO THE SENATE PURSUANT TO ARTICLE 119 OF THE CONSTITUTION AND PART XXV OF THE SENATE STANDING ORDERS CONCERNING MUHORONI LAND LR NO. 3977 AND 3978 IN KERICHO COUNTY AND RELATED ISSUES

We, the undersigned, Citizens of the Republic of Kenya, and residents of Kericho County and members representing residents of Kericho County in the Rift Valley region;

DRAW the attention of the Senate to the following:-

1. **THAT**, we are residents of Kericho County;
2. **THAT**, we the aforementioned belong to the Kipsigis Community and reside in Kapchebwai, Soin-Sigowet Sub-County;

① DOLPS
Please deal.
13/11/20

3. **THAT**, we have had issues of insecurity owing to land border tensions between the Kisumu and Kericho Counties. The perennial inter-communal rivalry between the Kalenjin and the neighbouring Luo Community has been fueled by land problems that has in some cases escalated to community clashes. These have been brought about by the following contentious issues-

- 3.1 Parcels of land; LR NO. 3977 and LR NO. 3978/2 in Kapchebwai Sub-location of Koitaburot Location in Kericho County and leased to Muhoroni Sugar Company Limited;
- 3.2 The Koguta Community from Nyakach, Kisumu County has continued to occupy the two parcels land belonging to Muhoroni Sugar Company Limited despite there being no official agreement or official legal excision;
- 3.3 The continuous provocative actions by County Government of Kisumu including, erection of sign post, drilling of water, construction of ECDE classrooms, and tree planting on the disputed land area;
- 3.4 There hasn't been any form of compensation to the Kipsigis Community who are the legitimate owners of the land. (LR NO. 3978/2 was first registered in 1912 in the name of John K. Kipiliat and Company Ltd and others);

③ Ms. Angela
Please review
and facilitate
within timelines.
D. Chanya
13/11/2020

Petition to the Senate by residents of Kericho and Bomet Counties concerning the land owned by multinationals in Kericho and Bomet counties

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- 3.5 The continued collection of land rates by Kisumu County Government from Muhoroni Sugar Company Limited in Kericho County;
 - 3.6 Forceful evictions from ancestral land to white settlement following the enactment of laws that discriminated against the indigenous African Communities including – the Crown Land Ordinance Act (1902), the Removal of Natives Ordinance Act (1909), the Crown Land Ordinance Act (1915), which effectively evicted the Kipsigis Community from their land which was later transferred to Muhoroni Sugar Company Ltd;
 4. **THAT**, land is an emotive and culturally sensitive issue and if not solved can flare up emotions;
 5. **THAT**, we have made the best efforts to have this matter addressed by the National Land Commission, the Independent Electoral and Boundaries Commission (IEBC) and the Kenya National Cohesion and Integration Commission (NCIC) with no success.
 6. **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-

1. Recommends that the National Land Commission (NLC) and the Independent Electoral and Boundaries Commission (IEBC) carry out investigations under which the Koguta Community continue to occupy the two parcels of land;
2. Investigates and calls for an audit of the land rates Kisumu County Government collects from Muhoroni Sugar Company Limited that once fell under the defunct Kipsigis County Council as per valuation report prepared for the County Assembly of Kericho during transition from County Council to Kericho County Government indicating that the two parcels of land belong to Kericho County;
3. Calls for stoppage of the continued provocative actions by the County Government of Kisumu including; erection of sign post, drilling of water, construction of ECDE classrooms, and tree planting;
4. Ensures that the Kipsigis Community Cooperative Societies from Soin are granted lease of the two parcels of land which are currently not being used effectively by Muhoroni Sugar Company Limited which is under receivership;

Dated this 10th day of November 2020

Petition to the Senate by residents of Kericho and Bomet Counties concerning the land owned by multinationals in Kericho and Bomet counties

No	NAME	ADDRESS	I.D. No.	SIGNATURE
1	Kimutai Arap Chelule	0796155761	0871299	<i>Chelule.</i>
2	Andrew Bett	0721386229	9233100	<i>Andrew Bett</i>
3	Joseph Kiprono Saina	0725167312	0324832	<i>J.K.S.</i>

