

REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT KITALE
CONSTITUTIONAL PETITION NO. OF 2020

- IN THE MATTER OF:** THE ALLEGED CONTRAVENTION AND VIOLATION OF THE NATIONAL VALUES AND PRINCIPLES OF GOVERNANCE ENSHRINED IN ARTICLES 1(1); 2(1), (2) & (3); 3(1); 10(2); 60; 73(1) (b); 185(2); AND 258(1) & 3 OF THE CONSTITUTION AND PART 2 OF THE FOURTH SCHEDULE TO THE CONSTITUTION;
- IN THE MATTER OF:** THE ALLEGED VIOLATION OF RIGHTS AND FUNDAMENTAL FREEDOMS UNDER ARTICLES 19, 20, 21, 22, 23, 24, 27, 28, 29,35, 39, 40, 42, 43, 44, 48, 53(2), 56, 60, 63 & 69 OF THE CONSTITUTION OF KENYA;
- IN THE MATTER OF:** KENYA (PROTECTION OF FUNDAMENTAL RIGHTS AND FREEDOMS) PRACTICE AND PROCEDURE RULES, 2013;
- IN THE MATTER OF:** THE UNIVERSAL DECLARATION ON HUMAN RIGHTS, 1948;
- IN THE MATTER OF:** THE UNITED NATIONS DECLARATION OF THE RIGHTS OF INDIGENOUS PEOPLE (UNDRIP), 2007;
- IN THE MATTER OF:** THE CONVENTION ON BIOLOGICAL DIVERSITY, 1992
- IN THE MATTER OF:** INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS, 1966;
- IN THE MATTER OF:** INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS, 1966
- IN THE MATTER OF:** THE AFRICAN CHARTER ON HUMAN AND PEOPLE'S RIGHTS, 1981;
- IN THE MATTER OF:** THE UNECE CONVENTION ON ACCESS TO INFORMATION, PUBLIC PATICIPATION IN DECISION MAKING AND ACCESS TO JUSTICE I ENVIRONMENTAL MATTERS, 1999;
- IN THE MATTER OF:** CONVENTION ON ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN, 1979
- IN THE MATTER OF:** THE COUNTY GOVERNMENTS ACT, NO. 17 OF 2012

IN THE MATTER OF: THE COMMUNITY LAND ACT, NO. 27 OF 2016

IN THE MATTER OF: LAND ACT, ACT NO.6 OF 2012, & LAND REGISTRATION ACT, NO.3 OF 2012,

IN THE MATTER OF: THE WILDLIFE (CONSERVATION AND MANAGEMENT) ACT, NO. 47 OF 2013

IN THE MATTER OF: ACCESS TO INFORMATION ACT NO. 31 OF 2016

IN THE MATTER OF: THE WEST POKOT COUNTY PUBLIC PARTICIPATION ACT, 2014

IN THE MATTER OF: HISTORICAL AND CURRENT INFRINGEMENT OF THE CULTURAL AND ECONOMIC RIGHTS OF THE POKOT COMMUNITY OF ENDUGH, KASEI, SEKERR, MASOL, LOMUT AND WEIWEI ADJUDICATION SECTION AS INDIGENOUS PEOPLE WITHIN THE MEANING OF THE UNITED DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLE (UNDRIP) AND THE CONSTITUTION OF THE REPUBLIC OF KENYA, 2010

BETWEEN

JOHN NGIMOR	1 ST PETITIONER
BEN MOILEM.....	2 ND PETITIONER
ELIJAH P. AREUTUM.....	3 RD PETITIONER
JACKSON M. KAKUKO.....	4 TH PETITIONER
JOHN TULIAPONG.....	5 TH PETITIONER
LOTUMANGWA KORMUNYANG.....	6 TH PETITIONER
GEOFFREY K. NGURAITA.....	7 TH PETITIONER
WILLIAM DOMONGURA.....	8 TH PETITIONER
JACKSON KAMORI.....	9 TH PETITIONER
ANDREW K. PPEWKWENYO.....	10 TH PETITIONER
STEPHEN NALELIA.....	11 TH PETITIONER
ABRAHAM RUTO.....	12 TH PETITIONER
JAMES AKORET.....	13 TH PETITIONER
WILSON LOPELE.....	14 TH PETITIONER
LOKOYEL CHRISTOPHER.....	15 TH PETITIONER
BENJAMIN P. KAIPONI.....	16 TH PETITIONER
REUBEN ROTICH.....	17 TH PETITIONER
STEPHEN RUTO.....	18 TH PETITIONER
REUBEN KROP.....	19 TH PETITIONER
DICKSON P. SAMUEL.....	20 TH PETITIONER
STEPHEN TULIAKWANG.....	21 ST PETITIONER

PLIMO K. MARKO.....	22 ND PETITIONER
KASUKULU A. LOKWALE.....	23 RD PETITIONER
JULIUS M. KEDITUKEI.....	24 TH PETITIONER
SIMON LOLINGANGIRO.....	25 TH PETITIONER
BATEI DOMNIC.....	26 TH PETITIONER
ARUPEMUK ROBERT.....	27 TH PETITIONER
JACKSON LOSHAPUK.....	28 TH PETITIONER
EUSTANCE P. KORONOI.....	29 TH PETITIONER
MOSES LOKORNYANG.....	30 TH PETITIONER
DANIEL LORIPO.....	31 ST PETITIONER
SOLOMON ADOMONYANG.....	32 ND PETITIONER
HARRISON NAKIRERIO.....	33 RD PETITIONER
ARUPEMUK ROBERT.....	34 TH PETITIONER
ELIJAH LOKERUK MAKAN.....	35 TH PETITIONER
FRED TUMKOU.....	36 TH PETITIONER
LOSHIANGURA LOPODOK.....	37 TH PETITIONER
LOMUKET KORENG.....	38 TH PETITIONER
JOEL PSICHOT.....	39 TH PETITIONER
KOLOSIA SHADRACK.....	40 TH PETITIONER
WILLIAM KANYERION.....	41 ST PETITIONER
BENSON LOCHAI.....	42 ND PETITIONER
MICHEAL PETANYANG.....	43 RD PETITIONER
PORIOT LOCHAI.....	44 TH PETITIONER
SIMON KROP RIMOI.....	45 TH PETITIONER
JOSEPH KALETON.....	46 TH PETITIONER
SAMUEL DOMORITA.....	47 TH PETITIONER
DOMOITA TUWO DOMOITANGOLE.....	48 TH PETITIONER
CLEMENT DOMONGORIA.....	49 TH PETITIONER
CHRISTOPHER P. NYANGALIM.....	50 TH PETITIONER
DOMOLIMA LONGAR.....	51 ST PETITIONER
JACKSON MWOK KAITO.....	52 ND PETITIONER
JACKSON TODONGURA.....	53 RD PETITIONER
KIBET SIMON.....	54 TH PETITIONER
TALATUM DAVID.....	55 TH PETITIONER
WILLIAM LORIPOSIA.....	56 TH PETITIONER
PAULO NGORIATUKEI.....	57 TH PETITIONER
MICHEAL LOPUONYANG.....	58 TH PETITIONER
MADANGORIA KARENGER.....	59 TH PETITIONER
NGORIAKIDAP LOKORINYANG.....	60 TH PETITIONER
JOSEPH LOMERI.....	61 ST PETITIONER
SIMION KARITAMOI.....	62 ND PETITIONER
LIMAKORI PKITE.....	63 RD PETITIONER
CHEPARK WONG CHESINEN.....	64 TH PETITIONER

ROFINA CHEPTORKO.....	65 TH PETITIONER
TH CHEPTOYO CHELATANAT.....	66 TH PETITIONER
RITANYANG ENTEPES.....	67 TH PETITIONER
NGURAKAPEL KARENGER.....	68 TH PETITIONER
RIPOSIA PKORINYO.....	69 TH PETITIONER
ABRAHAM P. LOSIALOI.....	70 TH PETITIONER
CATHERINE LOTONGOT.....	71 ST PETITIONER
KAMUNAI DAVID.....	72 ND PETITIONER
KIPANGAN NGORIARENG.....	73 RD PETITIONER
RICHARD KAKUKO	74 TH PETITIONER
ROBRT LOMUKET.....	75 TH PETITIONER
AUGOSTINO KAMUNAI.....	76 TH PETITIONER
DOMOLIMA LIMARENG.....	77 TH PETITIONER
CHEPTOYO LEMRENG.....	78 TH PETITIONER
MICHEAL PKIKYACH KALEMONG'OROK.....	79 TH PETITIONER
ROBERT KOLEM.....	80 TH PETITIONER
KAMUNA SIMON.....	81 ST PETITIONER
PALOTOM LINUS.....	82 ND PETITIONER
JOHN YWALARIPO.....	83 RD PETITIONER
PAULINE C. LOTIKOR.....	84 TH PETITIONER
LISORENG KAPELINYANG.....	85 TH PETITIONER
DENNIS RIPOO.....	86 TH PETITIONER
HARON KATUKUMWOK.....	87 TH PETITIONER
CHRISTOPHER RITAN.....	88 TH PETITIONER
ANTHON NGOLENYANG.....	89 TH PETITIONER
JACKSON APERIT.....	90 TH PETITIONER
FIDELIS C. SAMUEL.....	91 ST PETITIONER
ARUPEMUK ROBERT.....	92 ND PETITIONER
THOMAS LORIPO.....	93 RD PETITIONER
ARUPEMUK P. CLEMENT.....	94 TH PETITIONER
MAINDIN ARUPEMUK.....	95 TH PETITIONER
PKITE TUMBO MUKENGURA.....	96 TH PETITIONER
ELIUD MWOK LODITE.....	97 TH PETITIONER
IRENE CHAPLAKIT ELVIS.....	98 TH PETITIONER
LOSHAPUK JACKSON.....	99 TH PETITIONER
PETER SIMBOL.....	100 TH PETITIONER
MOSES NGORIARENG.....	101 ST PETITIONER
GIDEON KAMZEE.....	102 ND PETITIONER
DAVID NANGORIA.....	103 RD PETITIONER
MICHEAL MERKIRA.....	104 TH PETITIONER
CHEPENDUY DICKSON.....	105 TH PETITIONER
MARICHOR JACKSON.....	106 TH PETITIONER
RODHA LORIPOSIA	107 TH PETITIONER

LIMANGOLECHEPOSALAUCH.....	108 TH PETITIONER
MAIYWA BONIFACE.....	109 TH PETITIONER
KITUNY LIMATODO.....	110 TH PETITIONER
CHEROSO NGOLERUK.....	111 TH PETITIONER
PENINAH CHEMTAL.....	112 TH PETITIONER
CHEPOROKWO MARGARET.....	113 TH PETITIONER
THOMAS P. PEYO.....	114 TH PETITIONER
ISAIAH LONGIRO.....	115 TH PETITIONER
JOSEPH K. MADASIWA.....	116 TH PETITIONER
HELLEN YWALADOMO.....	117 TH PETITIONER
NANCY KIRAITA.....	118 TH PETITIONER
CHEMNING ISAIAH.....	119 TH PETITIONER
CONSOLATA TITAL.....	120 TH PETITIONER
JACKSON NYANGAT.....	121 ST PETITIONER
SUSAN ADOMONYANG.....	122 ND PETITIONER
BRAMWEL LIMAN.....	123 RD PETITIONER
BEATRICE CHERUTO.....	124 TH PETITIONER
FAITH TINGOR.....	125 TH PETITIONER
PETER DOMORUK.....	126 TH PETITIONER
STELLA CHENANGA.....	127 TH PETITIONER
MUSA TINGOR.....	128 TH PETITIONER
SOLOMON K. TODUNG'.....	129 TH PETITIONER
WILLIAM K. LOPOLE.....	130 TH PETITIONER
CHEPKONG MADASIWA.....	131 ST PETITIONER
ABRAHAM LOITAKONG.....	132 ND PETITIONER
ATIAMA TOIWOTO.....	133 RD PETITIONER
ROBERT LOPUNYANG.....	134 TH PETITIONER
PAITO ACHOKE.....	135 TH PETITIONER
ABRAHAM LOTINYANG.....	136 TH PETITIONER
ROGERS KOBIL.....	137 TH PETITIONER
ALFRED DOYWAN.....	138 TH PETITIONER
JACOP TARIBA.....	139 TH PETITIONER
LYDIA KIWAWA.....	140 TH PETITIONER
SUSAN PUNDI.....	141 ST PETITIONER
WILSON LONGIRO.....	142 ND PETITIONER
SELINA CHEPOCHEPKAI.....	143 RD PETITIONER
POGHISIO KOWOTOI.....	144 TH PETITIONER
REBECCA NYANGAT.....	145 TH PETITIONER
MAGDALENA C. TODOSIWA.....	146 TH PETITIONER
SERON KORSIA CHEPKUK.....	147 TH PETITIONER
FAITH CHEBET.....	148 TH PETITIONER
LILIAN LOSHAPUK.....	149 TH PETITIONER
CHEMINGENY K. CHELIP.....	150 TH PETITIONER

NANCY C. NAKIRERIO.....	151 ST PETITIONER
NANCY C. ANDREW.....	152 ND PETITIONER
TERESA T. NGOLEKWANG’.....	153 RD PETITIONER
STEPHEN P. MACHAN.....	154 TH PETITIONER
CHEPOSONYO C. KORWASIA.....	155 TH PETITIONER
EMILY C. LIMATODO.....	156 TH PETITIONER
JOYCE LEMKOW.....	157 TH PETITIONER
SOLOM RAPISS.....	158 TH PETITIONER
DAVID M. MOIBEN.....	159 TH PETITIONER
EVALIN C. SAMUEL.....	160 TH PETITIONER
GODFREY C. LOPELO.....	161 ST PETITIONER
MARGARET C. HARRSON.....	162 ND PETITIONER
PAULINA C. JOEL.....	163 RD PETITIONER
PRISCA C. LOMERNG’OLE.....	164 TH PETITIONER
JANE C. LEONARD.....	165 TH PETITIONER
MUSA P. KOMOLSIWA.....	166 TH PETITIONER
NYERI MADASIWA SIPOYON.....	167 TH PETITIONER
MASINYANG’ MOIBEN.....	168 TH PETITIONER
LILIAN CHEMARMAR.....	169 TH PETITIONER
SIMON LOTOLUK.....	170 TH PETITIONER
SUSAN LOKOMOYWA.....	171 ST PETITIONER
PETER KEDISIA.....	172 ND PETITIONER
JENIFFER C. JOHN.....	173 RD PETITIONER
JOHN MONI KIPLAL.....	174 TH PETITIONER
AUGUSTINE LIMAN.....	175 TH PETITIONER
SELINA LOTUYALE.....	176 TH PETITIONER
MOSES LIMANYANG.....	177 TH PETITIONER
JONATHAN RUTO.....	178 TH PETITIONER
SIMON KANGEREP.....	179 TH PETITIONER
MARTIN PIRO KOMOLINYANG.....	180 TH PETITIONER
JOSEPH KIBET LIMANGOLE.....	181 ST PETITIONER
DICKSON P. SAMUEL.....	182 ND PETITIONER
STEPHEN K TINGORIA.....	183 RD PETITIONER
STEPHEN TULIAKWANG.....	184 TH PETITIONER
SIMON DOMONGORIA AMUKET.....	185 TH PETITIONER
MARK MEUT.....	186 TH PETITIONER
NOEL M. KORELLACH.....	187 TH PETITIONER
MOSES KAPAW.....	188 TH PETITIONER
CLEMENTINA CHEYECH.....	189 TH PETITIONER
KAPAW JOHN.....	190 TH PETITIONER
MALAT JOSEPH.....	191 ST PETITIONER
PHILIP NGIROKWANG.....	192 ND PETITIONER
ELIZA POWON.....	193 RD PETITIONER

EMILY CHENANGAT.....	194 TH PETITIONER
THOMAS LOMERINGOLE.....	195 TH PETITIONER
RICHARD CHEMINA.....	196 TH PETITIONER
JOYCE SIOLO.....	197 TH PETITIONER
FRIDAH TIMOTHEO.....	198 TH PETITIONER
FRIDAH CHEPKITE.....	199 TH PETITIONER
EVERLYNE CHEPTEKE.....	200 TH PETITIONER
TIMOTHY TARIBA ALOKOK.....	201 ST PETITIONER
FRANCIS NYONGESA.....	202 ND PETITIONER
ROSELINE CHEROP.....	203 RD PETITIONER
DOMNIC KAPAW.....	204 TH PETITIONER
JULIUS TOMUNY.....	205 TH PETITIONER
LIMANGURA MICHEAL.....	206 TH PETITIONER
ALFRED YWALA.....	207 TH PETITIONER
PETER LIMANGOLE.....	208 TH PETITIONER
HENRY KODWARAN.....	209 TH PETITIONER
NAPERIT PETER.....	210 TH PETITIONER
PETER KAPCHOK.....	211 TH PETITIONER
JOHNSON N LOKORWALIMA.....	212 TH PETITIONER
DANIEL LORIPO.....	213 TH PETITIONER
PKANAKINIO YUSUF.....	214 TH PETITIONER
WILSON YARAKIN.....	215 TH PETITIONER
MICHEAL RUTO.....	216 TH PETITIONER
SOLOMON KAKUKO.....	217 TH PETITIONER
EUSTACE KORONOI.....	218 TH PETITIONER
LILIAN KAKUKO.....	219 TH PETITIONER
DAVID NALIMA KAPEL.....	220 TH PETITIONER
JOHN LOTEE.....	221 ST PETITIONER
MUSA RIWOKAL.....	222 ND PETITIONER
KEDIKAPEL K. YARAYAWIT.....	223 RD PETITIONER
PKIYENG LOKORIYE.....	224 TH PETITIONER
SOLOMON PSINENMUKELEM.....	225 TH PETITIONER
GEOFFREY NGOLESIA.....	226 TH PETITIONER
PATRICK LOKAPEL KORNYANG.....	227 TH PETITIONER
PIUS LIMANGURA.....	228 TH PETITIONER
JOSEPH SIKUKU.....	229 TH PETITIONER
JANE CHEPARWAS JAMES.....	230 TH PETITIONER
CHEPOCHERKUT APETA.....	231 ST PETITIONER
MARKO LOKAPEL LOKISINI.....	232 ND PETITIONER
REGINA CHEPONGOTOL.....	233 RD PETITIONER
GLADYS CHEPOYOS LOKISINI.....	234 TH PETITIONER
JAMES M. NOCHOR.....	235 TH PETITIONER
EMMANUEL L. ROBERT.....	236 TH PETITIONER

MICHAH L. LIMA.....	237 TH PETITIONER
DANIEL LOPACIALE.....	238 TH PETITIONER
SAMSON S. KINANG.....	239 TH PETITIONER
KANARENG N. LOSIAMUTO.....	240 TH PETITIONER
KAPNA NGORIAKWANG.....	241 ST PETITIONER
NGORIA LOKOMOL LOTODO.....	242 ND PETITIONER
LOPIRANGRIO NGORATODO.....	243 RD PETITIONER
LOMENGURIA LIPALE.....	244 TH PETITIONER
MCHEAL KIBET LEMRUK.....	245 TH PETITIONER
ERIC KALIKWANG.....	246 TH PETITIONER
DANSON PKEMOI LOKORI.....	247 TH PETITIONER
WILSON KAMANGA.....	248 TH PETITIONER
DOMNIC LOKORTETE.....	249 TH PETITIONER
MONICA KOMOL.....	250 TH PETITIONER
CHESALAUCH PATAYCH.....	251 ST PETITIONER
ADIRET TOTWO.....	252 ND PETITIONER
CHEPKAMCHANY JACOB.....	253 RD PETITIONER
JENIFFER CHEPTIOS.....	254 TH PETITIONER
DANIEL L. LOKODI.....	255 TH PETITIONER
CHEPTOYO LOKOPINAPA.....	256 TH PETITIONER
LOMUKET LOCHA.....	257 TH PETITIONER
KERWASIA LOSIWARENG.....	258 TH PETITIONER
DOMOTUWIT DAVID.....	259 TH PETITIONER
KANARENG' LOCHAMUTO.....	260 TH PETITIONER
EMILY SERONTO.....	261 ST PETITIONER
DOMOO KERMACHON.....	262 ND PETITIONER
SAMUEL NAKERI.....	263 RD PETITIONER
LORITEL ALAKURENG.....	264 TH PETITIONER
MOLES L. SAMALI.....	265 TH PETITIONER
LOKAPEL KOSIYA AREKA.....	266 TH PETITIONER
LOTIRIMET CHEPOL PAREU.....	267 TH PETITIONER
APULO LODONYANG.....	268 TH PETITIONER
LOYOLE LOTOYE.....	269 TH PETITIONER
NGORIAKWANG LOSENYANG.....	270 TH PETITIONER
LINGA DOYWAN SIYAITON.....	271 ST PETITIONER
LOKARUER LOTIOLO DOIWAN.....	272 ND PETITIONER
LOKWANGIDOU KILIM.....	273 RD PETITIONER
DUNGOY TORENG RIONGOLUK.....	274 TH PETITIONER
LONGIROI LOKAMAR.....	275 TH PETITIONER
MAKAL LOYATUM.....	276 TH PETITIONER
TINGORIA LONGARIYE.....	277 TH PETITIONER
LOKIDAP RIAMANGIRO.....	278 TH PETITIONER
LOITAMUK LIMAIKWANG.....	279 TH PETITIONER

LOKANIKI TODONGORIA.....	280 TH PETITIONER
CHESIMATIA KWATAKAMAR.....	281 ST PETITIONER
CHEPTOYO LONYANG' ATODO.....	282 ND PETITIONER
PHILIP RIONOKAMAR.....	283 RD PETITIONER
DOMONGORIA TUDONYANG.....	284 TH PETITIONER
TUDONYANG MERKIT LOTUNYORO.....	285 TH PETITIONER
ISAAC LORENG LOTIM	286 TH PETITIONER
THOMAS NGOLENGIRO LOMERNGOROK.....	287 TH PETITIONER
JOSEPH SIKUKU ACHAP.....	288 TH PETITIONER
CHEPOSANGIY STEPHEN.....	289 TH PETITIONER
ELIZAH CHEPONYORIO.....	290 TH PETITIONER
PTURU LOPUTIKOU.....	291 ST PETITIONER
WILLIAM POGHISIO NGOROK.....	292 ND PETITIONER
SIMON RITANYANG LOSIWA.....	293 RD PETITIONER
LOITARENG PIRKET.....	294 TH PETITIONER
SAMUEL TILUK.....	295 TH PETITIONER
LOTWO NGOLETUKEI.....	296 TH PETITIONER
WILSON KAPEL	297 TH PETITIONER
JOHN YARANGOLE.....	298 TH PETITIONER
PORIOT KORLIMA.....	299 TH PETITIONER
GIDEON TOROITICH LONGAR.....	300 TH PETITIONER
LOCHWAN ANGOLOL.....	301 ST PETITIONER
WILSON KAPEL.....	302 ND PETITIONER
MOSES P. LOKADA.....	303 RD PETITIONER
JOSEPH NGORIA.....	304 TH PETITIONER
WILLIAM TODOKOMOL.....	305 TH PETITIONER
DAVID LOYWENYANG.....	306 TH PETITIONER
KEDIPULO TODOKUGH.....	307 TH PETITIONER
STEPHEN LOKOMWA KORKIAMAR.....	308 TH PETITIONER
PETRO LIMAITA NANGOLE.....	309 TH PETITIONER
LEMNYANG RENGECHIR.....	310 TH PETITIONER
WILLIAM CHEMERIAKITUK.....	311 TH PETITIONER
MUSA PKORKOR KAULE.....	312 TH PETITIONER
DOMORITA TIRONGAR.....	313 TH PETITIONER
CHEMARIAN RIONAKAMAR.....	314 TH PETITIONER
LONGOLENYANG PTIYOS DOMEI.....	315 TH PETITIONER
LIMAKOO APERIT LOSILIKOL.....	316 TH PETITIONER
LOPAL LEMKORI MOTOR.....	317 TH PETITIONER
MAKAL LOYATUM.....	318 TH PETITIONER
APERIT DOMONGORIA.....	319 TH PETITIONER
DONGORIA LOKUK.....	320 TH PETITIONER
KORINYANG MICHEAL KAMAMA.....	321 ST PETITIONER
BENJAMIN LOTUGH TUDONGOLE.....	322 ND PETITIONER

ATIAKUMOI C. AMUDANG.....	323 RD PETITIONER
ADOMOO LINGAYEE.....	324 TH PETITIONER
JOSHUA PSITET LOMACHAR.....	325 TH PETITIONER
LOITAGUNA RIBOLE.....	326 TH PETITIONER
APEREKORI APALONGOR.....	327 TH PETITIONER
TEPANGOROK LONGOLENYANG.....	328 TH PETITIONER
KOMOLE TEREMOI.....	329 TH PETITIONER
KOMOLE TODONYANG.....	330 TH PETITIONER
LONYANGARENG LEMKORI.....	331 ST PETITIONER
SAMUEL KANAKORI.....	332 ND PETITIONER
LISORENG KAMAMA TORENG.....	333 RD PETITIONER
MICHEAL NGIROPUS.....	334 TH PETITIONER
LOTELEI DOMO.....	335 TH PETITIONER
NG'IROMUK LOYWOT CHILANG'OLE.....	336 TH PETITIONER
VICTOR MUKERENG LOLEKAMAR.....	337 TH PETITIONER
THOMAS CHULIANGURA.....	338 TH PETITIONER
JACKSON LOKITE.....	339 TH PETITIONER
EMILY CHEYECH.....	340 TH PETITIONER
CLEMENTINA CHEPOKORWA.....	341 ST PETITIONER
SAILAS CHUMBA.....	342 ND PETITIONER
DOMNIC KORIRI NGORIAKOU.....	343 RD PETITIONER
MICHEALL RIWALE.....	344 TH PETITIONER
CHIKICHIK RIWALE THOMAS.....	345 TH PETITIONER
ALEX PGHON KATACHOM.....	346 TH PETITIONER
CHIKICHIK NOBERT.....	347 TH PETITIONER
LOKWASIA MERII.....	348 TH PETITIONER
WILSON LOSIWANYANG LOPUS.....	349 TH PETITIONER
BEN LORENG RENGEI.....	350 TH PETITIONER
LIMA DUNGOKI LONGURANGOLE.....	351 ST PETITIONER
SIMON NGOLEKONG MERII.....	352 ND PETITIONER
JOSEPH KOMOLITEPA.....	353 RD PETITIONER
PETER DOMOKWANG.....	354 TH PETITIONER
SILIYE LOCHAN.....	355 TH PETITIONER
LOTODO AMOSING.....	356 TH PETITIONER
LOMERIPOKO S. DOMOKWANG.....	357 TH PETITIONER
TINGORIA LONGARIYE.....	358 TH PETITIONER
PHILIP KUDOKI.....	359 TH PETITIONER
CHEPOTAPALAL LONGOLESIA.....	360 TH PETITIONER
CHEMAKAL K. LONGIROT.....	361 ST PETITIONER
MICHEAL K. LEMURUK.....	362 ND PETITIONER
NANCY YOPORENG.....	363 RD PETITIONER
JAMES AKORTEPA.....	364 TH PETITIONER
LOIKWANG YORONGOR.....	365 TH PETITIONER

PETERO LOPUSIMWAI LIRONGAR.....	366 TH PETITIONER
NGURAA LOMORKAL.....	367 TH PETITIONER
DAVID LOMILIORUK.....	368 TH PETITIONER
SILIYA LOCHANA.....	369 TH PETITIONER
LOMOREL LOKOMOL.....	370 TH PETITIONER
JUSTUS KIBET KICHWALA.....	371 ST PETITIONER
NYEMWAI ROTICH LOLINGARENG	372 ND PETITIONER
KOMOLIKORI SIMOTWO.....	373 RD PETITIONER
LORITE ALUKURENG.....	374 TH PETITIONER
NGORIAMUK APERIT RIPONGURA.....	375 TH PETITIONER
CHEPOTENGAR NGOLEKONG.....	376 TH PETITIONER
MARKO M. SIARENG.....	377 TH PETITIONER
NGIROMUK CHILANGOLE.....	378 TH PETITIONER
LIMARIKET AKUNY.....	379 TH PETITIONER
DAVID PKIROR YWALAN.....	380 TH PETITIONER
JOSEPHINA SENYANG.....	381 ST PETITIONER
CHRISTINA KAKUKO LOROPEL.....	382 ND PETITIONER
FRANCO P. MARKO.....	383 RD PETITIONER
WILSON LOPOYEL.....	384 TH PETITIONER
CHEPORWALA KITALINGA.....	385 TH PETITIONER
STEPHEN P. KAPETANGAR.....	386 TH PETITIONER
RICHARD W. NGIMOR.....	387 TH PETITIONER
REUBEN P. LOTULIATUM.....	388 TH PETITIONER
PHILBERT KITIOLI.....	389 TH PETITIONER
SILALEI LOKOYEL.....	390 TH PETITIONER
JOSEPHAT LORIWO.....	391 ST PETITIONER
JOB JOSHUA KAKUKO.....	392 ND PETITIONER
MESHAK KAKUKO.....	393 RD PETITIONER
JACKSON K. LOTULIATUM.....	394 TH PETITIONER
GEOFFREY DOMOSIWA.....	395 TH PETITIONER
ROMANOS PKEMOI.....	396 TH PETITIONER
ALEX LOMER.....	397 TH PETITIONER
KEDIKAPEL PKIROR CHESETANY.....	398 TH PETITIONER
DELPHINE CHEPOTET KEDIKAPEL.....	399 TH PETITIONER
ESTHER CHEPTIOS.....	400 TH PETITIONER
VASCO YEKO RIPIS.....	401 ST PETITIONER
DESMOND RUTO LONGURATUM.....	402 ND PETITIONER
CHEMOYO CHEYECH RITARENG.....	403 RD PETITIONER
NICHOLAS P. NGURAITA.....	404 TH PETITIONER
DICKSON MUSTO DOMORENG.....	405 TH PETITIONER
ABEL PKEMOI	406 TH PETITIONER
FIPHIAN CHERUTO PTOO.....	407 TH PETITIONER
HOSEA RUTO NGORIARENG.....	408 TH PETITIONER

WILSON SARA KU.....	409 TH PETITIONER
PASCALIA CHEPKIROR.....	410 TH PETITIONER
NYANGASIA R. ROBERT.....	411 TH PETITIONER
WILSON KROP.....	412 TH PETITIONER
CHARITY CHEBET.....	413 TH PETITIONER
DOMNIC P. SIWATUM.....	414 TH PETITIONER
LILIAN CHERUTO LORENGEY.....	415 TH PETITIONER
DONATO PKEN.....	416 TH PETITIONER
ROMANS K. KIRAIKWANG.....	417 TH PETITIONER
DENIS PKUKAT	418 TH PETITIONER
DANSON K. SARA KU.....	419 TH PETITIONER
AMBROSE R. PTIAMALE.....	420 TH PETITIONER
AMOS KIRIWOI.....	421 ST PETITIONER
ROBERT PARMAKIN.....	422 ND PETITIONER
JUSTUS PKEMOI.....	423 RD PETITIONER
VINCENT TULIAPONG.....	424 TH PETITIONER
NICHOLAS P. LOKOYEL.....	425 TH PETITIONER
COSMAS LOLEM	426 TH PETITIONER
SAMMY LOCHOM.....	427 TH PETITIONER
THOMAS RENGESIWA.....	428 TH PETITIONER
JULIUS LONGURATUM.....	429 TH PETITIONER
SALIM ASIWATUM.....	430 TH PETITIONER
DANSON K. LOWOL.....	431 ST PETITIONER
JULIA KAKIRU.....	432 ND PETITIONER
MUSA TOROITICH.....	433 RD PETITIONER
RICHARD PENALE.....	434 TH PETITIONER
SAMUEL YARANYANG.....	435 TH PETITIONER
NELSON KORNYANG.....	436 TH PETITIONER
ESTHER PAUL.....	437 TH PETITIONER
JANE ADOMONGIRO.....	438 TH PETITIONER
CHEPARWALA LOMINANGO LE.....	439 TH PETITIONER
CHEPOLE KUYOLO.....	440 TH PETITIONER
MILLIE KAWALA.....	441 ST PETITIONER
ENOCK LOPUO.....	442 ND PETITIONER
JACKSON KIBET RIWORENG.....	443 RD PETITIONER
ESTHER CHEROP.....	444 TH PETITIONER
BRIAN KROP.....	445 TH PETITIONER
VINCENT MTAL.....	446 TH PETITIONER
ERIC CHUMBA.....	447 TH PETITIONER
COLLINS MNANGAT.....	448 TH PETITIONER
CLEMENT KARTAU R CHEPTILKAT	449 TH PETITIONER
PHILEMON PKUMUN LISHIAMUTO.....	450 TH PETITIONER
EZEKIEL MNANG'A	451 ST PETITIONER

ELVAS KAMAM KEDITUKEL.....	452 ND PETITIONER
BRIAN MTAL.....	453 RD PETITIONER
RICHARD P. KAMORU.....	454 TH PETITIONER
BRIAN R. KAMORU.....	455 TH PETITIONER
BENSON LOKOL.....	456 TH PETITIONER
MICHEAL MTAL.....	457 TH PETITIONER
WYCLIFFE K. CHOLIANYANG.....	458 TH PETITIONER
LINA CHEPCHUMBA.....	459 TH PETITIONER
STACEY CHEROP.....	460 TH PETITIONER
EVANS K. LIMASIA.....	461 ST PETITIONER
GIDEON KAKUKO.....	462 ND PETITIONER
EVANS PKEMOI.....	463 RD PETITIONER
KIMARU PASKWONY.....	464 TH PETITIONER
RICHARD KEPETO.....	465 TH PETITIONER
EVERLYNE FRANCIS.....	466 TH PETITIONER
PHILIP TIAMALE.....	467 TH PETITIONER
NELLY AMOS.....	468 TH PETITIONER
GLADYS CHESKO.....	469 TH PETITIONER
CHEPOCHEPTINDI MUNYETE.....	470 TH PETITIONER
WILLIAM CHEBET CHEMOSOI.....	471 ST PETITIONER
PHILIP KACHUNA.....	472 ND PETITIONER
NELIAS KUMUN LINGARIS.....	473 RD PETITIONER
ELIZABETH CHEPKIROR.....	474 TH PETITIONER
PHILBERT LOPURIANG.....	475 TH PETITIONER
AMBROSE R. TIAMALE.....	476 TH PETITIONER
EVANS KROP.....	477 TH PETITIONER
MARTIN NAIKWANG.....	478 TH PETITIONER
DORCAS LOKAPELOW.....	479 TH PETITIONER
RAEL CHEPOCHIPEOY ELIJA.....	480 TH PETITIONER
LOMKERENG L.....	481 ST PETITIONER
SAMSON L. AKORET.....	482 ND PETITIONER
JOSEPH ROTICH.....	483 RD PETITIONER
KASIWAI JONATHAN.....	484 TH PETITIONER
DAVID YEGO.....	485 TH PETITIONER
EPEYO ISAAC.....	486 TH PETITIONER
ELIAS K. LOMORLE.....	487 TH PETITIONER
TEPAKWANG PETUI.....	488 TH PETITIONER
PHILIP P. LOMONGIN.....	489 TH PETITIONER
SAMUEL K. LOKAMARNGELECH.....	490 TH PETITIONER
STEPHEN CHIYAN.....	491 ST PETITIONER
MICHEAL WOYATE.....	492 ND PETITIONER
JAMES TEPALUK.....	493 RD PETITIONER
JOSEPH L. LOMILIA.....	494 TH PETITIONER

SIMON LOILE.....	495 TH PETITIONER
NGOLEKAPEL NGIROITA.....	496 TH PETITIONER
JOAN N. TINGIMOI.....	497 TH PETITIONER
LOTUBU KATUKEI POLIARI.....	498 TH PETITIONER
CHEPOCHONGIL NGATUKEI.....	499 TH PETITIONER
CHERELMOT NGOLEKENYI.....	500 TH PETITIONER
KAPELINYANG LOMOKIRA.....	501 ST PETITIONER
ADOMOKODI TINGORIA.....	502 ND PETITIONER
LIMANA KEDIPUS.....	503 RD PETITIONER
ADOMONGORIA RENGEY.....	504 TH PETITIONER
LOTIAN LOCHORIA.....	505 TH PETITIONER
LOLEM LOLEIYA.....	506 TH PETITIONER
RUMALE LOMOLIA.....	507 TH PETITIONER
RHODA C. TORENG.....	508 TH PETITIONER
PKUMUN NGOLEKOU.....	509 TH PETITIONER
PIOKOU LOKORNGIRO.....	510 TH PETITIONER
LONYANGARENG LODUPAMOI.....	511 TH PETITIONER
LOKOR KORDOMO.....	512 TH PETITIONER
HARRISON A PKEMEOL.....	513 TH PETITIONER
KOMOLKAPEL K. AMBROSE.....	514 TH PETITIONER
LOCHOLIAMO LOMUKERUK.....	515 TH PETITIONER
KAPELIA LOPULO.....	516 TH PETITIONER
LOKORUS L. LOKONGO.....	517 TH PETITIONER
TOPOT LOPULE.....	518 TH PETITIONER
NGARTIANG NGOLIARUK.....	519 TH PETITIONER
LONGOLEMOT KILIAU.....	520 TH PETITIONER
NYANGOLO LOIKWANGIRO.....	521 ST PETITIONER
KAPELNYING LOMOKIRA.....	522 ND PETITIONER
ROONGON LONGORIAKWANG.....	523 RD PETITIONER
TULIAPUS SIARENG.....	524 TH PETITIONER
LOMODOW NGORIALUK.....	525 TH PETITIONER
DOMONGOLE LONYANGAITA.....	526 TH PETITIONER
RIRAKI LONYANGAITA.....	527 TH PETITIONER
TODORENG LONGARKAL.....	528 TH PETITIONER
LOKOMOL TULIAPUS.....	529 TH PETITIONER
SILIARENG LONGURARIBO.....	530 TH PETITIONER
CHEPOCHEPKAI MOTUI.....	531 ST PETITIONER
CHEPONAREWO KAPEL.....	532 ND PETITIONER
CHEPURAI KOMOLMOI.....	533 RD PETITIONER
CHEPOSEKEK NASIR.....	534 TH PETITIONER
ADOMOO KALIKWANG.....	535 TH PETITIONER
CHEPOSERA LOKUTANGOLO.....	536 TH PETITIONER
KAPELIYANG TIMTIM.....	537 TH PETITIONER

LOTULIAMUK LOKOMOL.....	538 TH PETITIONER
LOMURIATUM KICHORIAK.....	539 TH PETITIONER
LOMERISIA KILIMA.....	540 TH PETITIONER
LOYWALE TEREMOI.....	541 ST PETITIONER
EDOLIMA P. TEREMOI.....	542 ND PETITIONER
LORENG NGOROKOMOI.....	543 RD PETITIONER
LONGOLENGORA TEREMOI.....	544 TH PETITIONER
TEREMOI LOSIIK.....	545 TH PETITIONER
KOREIYA TEREMOI.....	546 TH PETITIONER
CHEPACHIKWA TERAMOI.....	547 TH PETITIONER
CHEPOTUMEGHU LEMKORI.....	548 TH PETITIONER
NAKORI SISIKE.....	549 TH PETITIONER
CHEPOCHEPKAI ALEMKORI.....	550 TH PETITIONER
LINA KALES.....	551 ST PETITIONER
LONGOLENYANG CHEPOKATOIYOI.....	552 ND PETITIONER
CHEPONGIRARA LOTUPOKIN.....	553 RD PETITIONER
DOMOKILAI NGIRONYANG.....	554 TH PETITIONER
LOCHERO TERERMOI.....	555 TH PETITIONER

(Suing on their own behalf and on behalf of residents of Endugh, Kasei, Sekerr, Masol, Lomut and Weiwei wards in West Pokot County)

VERSUS

NORTHERN RANGELANDS TRUST.....	1 ST RESPONDENT
MASOL COMMUNITY CONSERVANCY.....	2 ND RESPONDENT
PELLOW COMMUNITY CONSERVANCY.....	3 RD RESPONDENT
COUNY GOVERNMENT OF WEST POKOT.....	4 TH RESPONDENT
HON. ATTORNEY GENERAL.....	5 TH RESPONDENT

PETITION

**THE HONORABLE JUDGE,
ENVIRONMENT AND LAND COURT,
KITALE LAW COURTS,
KITALE.**

A. PETITIONERS' NAMES AND ADDRESS

1. The Petitioners bring the Petition on their own behalf and on behalf of residents and members of the indigenous Pokot community residing on the community land which is jointly and

indivisibly owned by them and carrying out nomadic pastoralism as a way of life in the areas of Endugh, Kasei, Sekerr, Masol, Lomut and Weiwei wards in West Pokot County. The Petitioners' address of service for purposes of this Petition shall be through **RONOHLAW AND ASSOCIATES ADVOCATES, I&M BANK HOUSE, 7TH FLOOR, P. O. BOX 373300-00100, NAIROBI.**

B. RESPONDENTS' NAMES AND ADDRESS

2. **THE 1st** Respondent is a private organization carrying out conservancy operations in various counties within the Republic of Kenya. *(Service of the Petition shall be effected through the Petitioners' Advocates).*
3. **THE 2nd** Respondent is a community conservancy registered by the the Kenya Wildlife Conservancies Association. *(Service of the Petition shall be effected through the Petitioners' Advocates).*
4. **THE 3rd** Respondent is a community conservancy registered by the Kenya Wildlife Conservancies Association. *(Service of the Petition shall be effected through the Petitioners' Advocates).*
5. **THE 4th** Respondent is a level of government established under Article 176 of the Constitution of Kenya 2010, as read together with the County Government Act 2012 Laws of Kenya, mandated to promote National Values in accordance with the Constitution and who is entrusted under the Community Land Act to hold land in trust on behalf of the community. *(Service of the Petition shall be effected through the Petitioners' Advocates).*

C. PETITIONERS' LOCUS AND COURT'S JURISDICTION

6. **YOUR** Petitioners aver that Article 3 as read together with Articles 22(1) and 258 Constitution of Kenya 2010 enables them to Petition this Honourable Court for enforcement of theirs and/or other persons' rights violated or are under the threat of being violated.

7. **YOUR** Petitioners aver further that this Honorable Court is clothed with requisite jurisdiction under Articles 162(2) and 159 Constitution of Kenya 2010 as read together with Section 13 of the Environment and Land Court Act (No. 19 of 2011) to hear and determine any question regarding violation of rights, determine constitutionality of any act or omission as well as interpret the Constitution in respect to the violation of the right to public participation, land rights, environmental protection, access to information and socio-economic and cultural rights among others.
8. **THIS** Honourable Court is charged with the fundamental duty to observe, respect, protect, promote and fulfill the rights and fundamental freedoms in the Bill of Rights in terms of Article 21(1) of the Constitution of the Republic of Kenya, 2010.
9. **THAT** Your Petitioners aver that this Honorable Court's constitutional mandate aforesaid, is exercised by issuing such orders and writs as it deems just and fit to state organs and/or any person to act within the law and fulfill its constitutional obligations.

D. ISSUE IN DISPUTE

10. **THE** Petition is premised on violation and/or threatened violation of the Petitioners' fundamental rights to socio-economic and cultural rights and from arbitrary deprivation thereof trampled upon jointly and severally by the 1st, 2nd, 3rd, and 4th Respondents on the following grounds:-
 - i. **THE** Respondents have unlawfully infringed on the right to public participation as there was no public participation that was done on the community members on any actions to be undertaken by the 1st-3rd Respondents on wildlife conservation or otherwise thereby locking them out from the decision making process;
 - ii. **THE** Respondents did not seek the free, prior and informed consent from the local community in accordance to the rights of indigenous communities to have a Memorandum

of Understanding through which to excise community land for use of private wildlife conservation

- iii. THE process of mapping, surveying and delineation of community land has resulted to the illegal eviction and displacement of community members towards intercommunity boundaries which has spurred intercommunity conflicts.
- iv. **THE** Respondents have unlawfully withheld and/or denied the indigenous community members the right to access to full and relevant information concerning the Memorandum of Understanding, the legality of their operations and their rights thereon;
- v. **THE** Respondents have unlawfully declined to afford the members of the local community an inclusive legal or democratic representation as the community was not represented in the drafting of the Memorandum of Understanding document and whose contents remains strange to the local community;
- vi. **THE** Respondents have unlawfully overtly discriminated against women, youth and persons with disabilities' interests among the marginalized Pokot community as they have never been represented in the management and/or decision making process;
- vii. **THE** Respondents have unlawfully infringed on the enjoyment of cultural rights though their draconian policies, plans and programs which are geared towards undermining the community members' way of life, ownership of land and cultural practices on religious sites;
- viii. **THE** Respondents are hoodwinking the community members through the Memorandum of Understanding as there is no Community Development Agreement duly executed between the Respondents, the community and all democratically elected leaders, religious leaders, community elders, women, youth or legal representatives on any development plans and therefore the plans by the respondents jointly and severally are not binding obligations to unduly influence members of the community;

ix. **THE** community members take issue with the contents of the impugned Memorandum of Understanding on the grounds that:

- The Community members have not been identified as key stakeholders and were never included in the execution of the Memorandum of Understanding
- The object of the Memorandum of Understanding is to undermine the cultural and traditional economic activities of the indigenous community
- There is no formal and binding agreement between the 1st -3rd and the local community as the Memorandum of Understanding serves as a formal framework between the Respondents with the exclusion of the community members
- That admission of other parties to the Memorandum of Understanding is only limited to the verification and permission of the 1st Respondent thus not in good faith on behalf of the community
- The Memorandum of Understanding is only executed by the 1st - 4th Respondents in exclusion of the community and key stakeholders such as Kenya Wildlife Services, other community leaders and community elders.
- The Memorandum of Understanding does not identify and outline obligation for and by the local community in support of the purported conservation activities
- The Memorandum of Understanding mandates the 4th Respondent to finance the private conservation activities of the 1st Respondent which is only intended to hoodwink the community members.
- The Memorandum of Understanding permits the parties therein, i.e., the Respondents to enter into any agreement with other interested persons thus excluding the local community from inclusion and public participation
- That the Memorandum of Understanding fails to apportion liability on the Respondents in the event that any injury is occasioned on the local community members owing to their actions/omissions

x. **THE** 2nd and 3rd Respondents have disguised themselves as community conservancies yet their board members have been handpicked by the 1st Respondent in order to control and

satisfy its interest in disguise of the local community members and who disregarded the originally registered Masol Wildlife Conservancy;

- xi. **THE** Respondents have unlawfully taken upon themselves by virtue of the Memorandum of Understanding the intellectual property rights of the local community without any framework on the benefit sharing on the part of the community;
- xii. **THE** 4th Respondents has unlawfully, illegally and or irregularly entered into an agreement without verifying that the fundamental rights of the local community to public participation have been fulfilled;
- xiii. **THE** 1st - 4th Respondents, in breach of its statutory obligation, has declined and willfully failed to comply with the recommendations of the report of the Ad hoc Committee of the County Assembly.

The Honourable Court is thereof enjoined to protect and safeguard the Petitioners rights

E. FACTUAL BACKGROUND OF THE DISPUTE

1. **THAT** Your Petitioners represent members of the indigenous Pokot community living on the community land which is jointly and indivisibly owned by them and carrying out nomadic pastoralism as a way of life in the areas of Endugh, Kasei, Sekerr, Masol, Lomut and Weiwei wards within West Pokot County.
2. **THAT** Your Petitioners aver that *vide* a Memorandum of Understanding between the 1st and 4th Respondent, the 1st Respondent is unlawfully actively undertaking mapping activities to delineate community land for private wildlife conservation use for a term of over ten (10) years without seeking free prior informed consent of community members through adequate public participation.
3. **THAT** Your Petitioners further aver that in addition to unlawful mapping, surveying and delineation of land, the 1st Respondent is in the process of importing wildlife to graze in

the community land thereby causing tension, anxiety and insecurity incidences of impending eviction of community members.

4. **THAT** Your Petitioners aver that on or about 14th December 2020, there was an inter-community conflict along the Pokot-Turkana Boarder owing to the fact that people have been massively evicted and displaced to the porous border and where scores were injured and two school going children are in a critical condition.
5. **THAT** Your Petitioners aver that the actions by the 1st Respondent to import wildlife will consequently lead to increased cases of human and wildlife conflicts and which the community members are apprehensive that they will lose their grazing land, lives and livestock to the wild animals.
6. **THAT** Your Petitioners state that more community members are at verge of eviction if there is continued implementation of the Memorandum of Understanding which is geared towards pushing the local community into unwarranted boundary and inter-community conflicts thereby increased insecurity, indiscriminate loss of lives and property.
7. **THAT** Your Petitioners aver that the 1st Respondents in its action/omission want to impose draconian and unconstitutional by-laws on settlement and grazing activities of the local community members thus disinherit the community of its communal land, disrupt the local community's social and economic lives as pastoralists who graze in open fields.
8. **THAT** Your Petitioners state that on 13th and 17th August 2020, the Petitioners from Masol and Weiwei respectively submitted their Petitions to the West Pokot County Assembly. The County Assembly established an *Ad hoc* Committee who invited parties for a hearing and in its final report as adopted by the County Assembly, recommended;
 - a. the halting of activities until the registration of all community land;
 - b. membership of conservancy be constituted by community members;
 - c. the respondents and all stakeholders undertake public sensitization within 60 days;

- d. all maps by the 1st Respondent be hereby revoked;
- e. the MoU between the 4th and 1st - 3rd Respondents be revoked.

These recommendations have since been overtly disregarded by the Respondents.

9. **THAT** Your Petitioners aver that the local community has over time protested against the 1st – 3rd Respondents due to the continued action/omission to flagrantly deny, violate, infringe and/or ignore the fundamental human rights and dignity of the members of the community thereby illegally evicting and displacing them from the community land.
10. **THAT** Your Petitioners have never been engaged in any reasonably inclusive public participation as members of a recognized indigenous community. As such, neither of the Respondents had the express or implied authority of local communities to enter into the impugned Memorandum of Understanding.
11. **THAT** Your Petitioners aver that the Respondents have never sought the sacrosanct right to Free, Prior and Informed Consent in the drafting of the said Memorandum of Understanding and its resultant implementation of activities either. The said Memorandum of Understanding document and its contents are strange to members of the community and have never been presented or explained to the community in a language that they understand.
12. **THAT** Your Petitioners aver that the 2nd and 3rd Respondents do not represent the interests of the community as purported in the Memorandum of Understanding for the reason that its board members were handpicked by the 1st Respondent without the knowledge and authority of the community members to disguise and masquerade as representatives of the indigenous members.
13. **THAT** Your Petitioners aver that the 1st Respondent disregarded the originally formed community conservancy duly registered as Masol Wildlife Conservancy and unlawfully conspired to the formation of the 2nd and 3rd Respondents to drive its obscure intentions.

The intentions of the 1st Respondents are to expansively delineate community land for private use.

14. **THAT** Your Petitioners were never represented through our all democratically elected leaders, religious leaders, community elders, women, youth or legal representatives. The community members are apprehensive that the Memorandum of Understanding is mischievous and amounts to abuse of the fundamental and inherent rights of the community members.
15. **THAT** Your Petitioners aver that the Memorandum of Understanding is intended to misadvise the members of indigenous community on intended plans to conserve and manage natural sources and promote development initiatives, some of which amount to the constitutional functions of the 4th Respondent. The purported Memorandum of Understanding does not constitute a binding Community Development Agreement covering the obligations and interests/needs of the local community.
16. **THAT** Your Petitioners aver that although the County Government only holds the land in trust for the exclusive enjoyment of rights of the local community, it has continued to violate the National Values and Principles of Governance being; right of access to information; land rights; and right to clean and healthy environment as provided in the Constitution and other laws, noting that it neither authenticated the activities of the Respondents nor undertook public participation on its end.
17. **THAT** Your Petitioners aver that the irregular mapping of land by the 1st Respondent is a violation of the infringing the fundamental right to privacy in the enjoyment of and full realization of the cultural rights by community members as the mapped area curves out cultural religious sites.
18. **THAT** Your Petitioners are apprehensive that the 1st-4th Respondents' actions are aimed at denying the local community their right to respect, preserve and maintain knowledge, innovations and practices as indigenous and local communities embodying traditional

lifestyles relevant for the conservation and sustainable use of biological diversity and promote their wider Petition with the approval and involvement of the holders of such knowledge, innovations and practices and encourage the equitable sharing of the benefits arising from the utilization of such knowledge, innovations and practices.

19. **THAT** Your Petitioners aver that the actions and/or omissions of the Respondents amount to forceful entry to property, thereby limiting the right to enjoyment of property.
20. **THAT** Your Petitioners aver that the Respondents jointly and severally have undermined and continuously discriminated against women youth and persons with disabilities from any engagement, management and representation.
21. **THAT** Your Petitioners aver that there are no approvals, requisite land use plan and environmental and social impact assessment if at all, and that the implementation of such projects as importing wildlife without a multiple and comprehensive environmental and social risks will violate the constitutional rights of the local community members living within the suit area.
22. **THAT** Your Petitioners aver that the suit land is mostly unadjudicated and there is no register of full members, a process that is still being undertaken by the community. The 1st -4th Respondents conniving through the Memorandum of Understanding seek to compulsorily acquire community land without public participation and in contravention with the laws and regulations governing community land.
23. **THAT** Your Petitioners are apprehensive that the Respondents have employed coercion, duress and/or undue influence on members of the community who were in opposition in order to subvert the implementation of the recommendations of the West Pokot County Assembly Report.

F. LEGAL BASIS

a. PARTICULARS OF UNCONSTITUTIONALITY

24. The 1st-4th Respondents' impugned actions/omissions violated the fundamental rights and freedoms of the Petitioners under the Constitution of Kenya, specifically to under:

- a) *Article 1* which states that sovereign power belongs to the people and which shall be exercised in accordance with the Constitution. People may exercise their power through their democratically elected leaders and the constitution delegates the power to state organs the same may be exercised.
- b) *Article 2* recognizes the Supremacy of the constitution and imports the general rules of international law as forming part of the law of Kenya,
- c) *Article 3* obligates all persons to respect, uphold ad defend the Constitution.
- d) *Article 10* enlists the National Values and Principles which binds state organs, state officers, public officers and all persons whenever they apply, interpret, make or implement any laws and policies
- e) *Article 19* recognizes the integral part of the Bill of Rights as the framework for social, economic and cultural policies and the purpose of recognizing and protecting human rights and fundamental freedoms is to preserve the dignity of individuals and communities and to promote social justice and the realization of the potential of all human beings.
- f) *Article 20* provides that the Bill of Rights applies to all and binds all State organs and all persons and every person shall enjoy the rights and fundamental freedoms in the Bill of Rights to the greatest extent consistent with the nature of the right or fundamental freedom.
- g) *Article 21* states that it is the fundamental duty of the State and every State organ to observe, respect, protect, promote and fulfill the rights and fundamental freedoms in the Bill of Rights.
- h) *Article 22* provides that every person has the right to institute court proceedings claiming that a right or fundamental freedom in the Bill of Rights has been denied, violated or infringed, or is threatened.

- i) *Article 23* provides that High Court has jurisdiction, in accordance with Article 165, to hear and determine Petitions for redress of a denial, violation or infringement of, or threat to, a right or fundamental freedom in the Bill of Rights and the court may grant any relief including a declaration of right, an injunction and an order for compensations
- j) *Article 24* states that the Bill of rights shall not be limited except by law, and then only to the extent that the limitation is reasonable and justifiable in an open and democratic society based on human dignity, equality and freedom, taking into account all relevant factors
- k) *Article 27* provides for equal protection and benefit from the law and further states that men and women have the right to equal enjoyment of all rights including the right to equal opportunities in political, economic, cultural and social spheres.
- l) *Article 28* makes provision for the protection of the inherent right to human dignity.
- m) *Article 29* is the effect that every person has the right to freedom and security which includes being subjected to any form of violence or from being treated in an inhumane and degrading manner.
- n) *Article 35* provides for the protection of the right to information held by another person and required for the exercise or protection of any right or fundamental freedom.
- o) *Article 40* provides that every person has a right, either individually or in association with others, to acquire and own property
- p) *Article 42* states that very person has a right to a clean and healthy environment which includes the right to have the environment protected for the benefit of the present and future generations.
- q) *Article 43* provides for the economic and social rights on the highest attainable health, freedom from hunger and clean and safe water

- r) *Article 44* states that every person has the right to use the language and to participate in cultural life of the person's choice alongside with other members.
- s) *Article 48* mandates States to ensure access to justice for all persons
- t) *Article 53 (2)* states that a child's best interests are of paramount importance in every matter concerning the child.
- u) *Article 56* mandates the state to place affirmative action programs designed to ensure that minorities and marginalize groups to develop their cultural values, language and practices
- v) *Article 60* makes provision for the principles of land policy and states that land should held, used and managed in a manner that is equitable, efficient, productive and sustainable
- w) *Article 63* provides that community land shall vest in and be held by communities identified on the basis of ethnicity, culture of similar community interests. It further defines what constitutes community land. Any unregistered community land shall be held in trust by county governments on behalf of communities for which it is held.
- x) *Article 69* makes provisions for the State to ensure respect of the environment.
- y) *Article 73* makes provision for responsibilities of leadership, requiring a public trust to be exercised in a manner that is consistent with the purpose and object of the Constitution
- z) *Article 185* provides that Count Assembly may make any laws that are necessary for or incidental to, he effective performance of the functions and exercise of the powers of the county government under the Fourth Schedule.
- aa) *Article 258* provides that every person has the right to institute court proceedings, claiming that this Constitution has been contravened, or is threatened with contravention

b. **RELEVANT INTERNATIONAL AND REGIONAL LEGAL FRAMEWORK**

25. The actions of the Respondents in the circumstances are contrary to a number of international legal instruments voluntarily and customarily agreed upon or ratified by Kenya, including;

1. **Right to public participation and access to information**

- i. *Article 14 of the Convention on Biological Diversity* provides that Each Contracting Party, as far as possible and as appropriate, shall Introduce appropriate procedures requiring environmental impact assessment of its proposed projects that are likely to have significant adverse effects on biological diversity with a view to avoiding or minimizing such effects and, where appropriate allow for public participation in such procedures;
- ii. *Article 1 of the Convention on the Access to Information, public Participation in Decision-making and Access to Justice in Environmental Matters* provides that in order to contribute to the protection of the right of every person of present and future generations to live in an environment adequate to his or her health and well-being, each Party shall guarantee the rights of access to information, public participation in decision-making, and access to justice in environmental matters in accordance with the provisions of this Convention
- iii. *Article 2 of the Convention on the Access to Information, public Participation in Decision-making and Access to Justice in Environmental Matters* provides that each Party shall take the necessary legislative, regulatory and other measures, including measures to achieve compatibility between the provisions implementing the information, public participation and access-to-justice provisions in this Convention, as well as proper enforcement measures, to establish and maintain a clear, transparent and consistent framework to implement the provisions of this Convention
- iv. *Article 7 of the Convention on the Access to Information, public Participation in Decision-making and Access to Justice in Environmental Matters* provides that *provides* each Party shall make appropriate practical and/or other provisions for the public to participate during the preparation

of plans and programs relating to the environment, within a transparent and fair framework, having provided the necessary information to the public.

- v. *Article 9 of the African Charter on Human and Peoples Rights* states that every individual shall have the right to receive information.

2. Freedom from discrimination

- Article 2 of the *Universal Declaration of Human Rights* provides that everyone is entitled to all the rights and freedoms set forth in the Declaration, without distinction of any kind, such as race, colour, sex, language, religion, political or other opinion, national or social origin, property, birth or other status.
- *Article 7 of the Universal Declaration of Human Rights* provides that every person equal before the law and are entitled without any discrimination to equal protection of the law
- *Article 26 of the International Covenant on Civil and Political Rights* provides that all persons are equal before the law and are entitled without any discrimination to the equal protection of the law on any ground such as race, colour, sex, language, religion, political or other opinion, national or social origin, property, birth or other status
- *Article 5 of the Convention on the Elimination of Discrimination Against Women* provides that State Parties shall take all appropriate measures to modify the social and cultural patterns of conduct of men and women, with a view to achieving the elimination of prejudices and customary and all other practices which are based on the idea of the inferiority or the superiority of either of the sexes or on stereotyped roles for men and women
- *Article 8 of the Convention on the Elimination of Discrimination Against Women* provides that State Parties shall take all appropriate measures to ensure to women, on equal terms with men and without any discrimination, the opportunity to represent their Governments at the international level and to participate in the work of international organizations.

- *Article 13 of the Convention on the Elimination of Discrimination Against Women* provides that States Parties shall take all appropriate measures to eliminate discrimination against women in other areas of economic and social life in order to ensure, the right to participate in all aspects of cultural life
- *Article 14 of the Convention on the Elimination of Discrimination Against Women* provides that States Parties shall take all appropriate measures to eliminate discrimination against women in rural areas in order to ensure, on a basis of equality of men and women, that they participate in and benefit from rural development and, in particular, shall ensure to such women the right to participate in the elaboration and implementation of development planning at all levels
- *Article 44 of the United Nations Declaration on the Rights of Indigenous Rights* provides that all the rights and freedoms under it are equally guaranteed to male and female Indigenous Peoples

3. Right to property

- *Article 17 of the Universal Declaration on Human Rights* provides that everyone has the right to own property alone as well as in association with others and nor shall anyone be arbitrarily deprived of his property.
- *Article 26 of the United Nations Declaration on the Rights of Indigenous Rights* provides that Indigenous Peoples have the right to the lands, territories and resources and the right to own, use, develop and control lands which they have traditionally owned, occupied or otherwise used or acquired

4. Right on culture economic social

- *Article 22 of the Universal Declaration on Human Rights* provides that everyone, as a member of society, has the right to social security and is entitled to realization, through national effort and international co-operation and in accordance with the organization and resources of each State, of the economic,

social and cultural rights indispensable for his dignity and the free development of his personality.

- Article 27 of the *Universal Declaration on Human Rights* provides that everyone has the right freely to participate in the cultural life of the community, to enjoy the arts and to share in scientific advancement and its benefits. Everyone has the right to the protection of the moral and material interests resulting from any scientific, literary or artistic production of which he is the authority.
- Article 27 of the *International Covenant on Civil and Political Rights* provides that in States in which ethnic, religious or linguistic minorities exist, persons belonging to such minorities shall not be denied the right, in community with the other members of their group, to enjoy their own culture, to profess and practice their own religion, or to use their own language.
- Article 15 of the *International Conventions on Economic Social and Cultural Rights* recognizes the right of everyone to take part in cultural life.
- Article 11 of the *United Nations Declaration on the Rights of Indigenous Peoples* provides that Indigenous Peoples have a right to practice and revitalize their culture

5. Rights of Indigenous communities

- Article 10 of the *United Nations Declaration on the Rights of Indigenous Peoples* provides that Indigenous Peoples shall not be forcibly removed from their lands and territories and that no relocation shall take place without the free, prior and informed consent of indigenous people concerned and after agreement on just and fair compensation and, where possible, with the option of return.
- Article 12 of the *United Nations Declaration on the Rights of Indigenous Peoples* provides that Indigenous Peoples have the right to manifest, practice, develop, teach, right to maintain, protect and have access in privacy to their cultural sites and the right to use and control their ceremonial objects.

- Article 18 of the *United Nations Declaration on the Rights of Indigenous Rights* provides that Indigenous Peoples have a right to participate in decision making in matters which would affect their rights, through representatives chosen by themselves in accordance with their procedures, as well as to maintain and develop their own indigenous decision-making institutions.
- Article 22 of the *United Nations Declaration on the Rights of Indigenous Rights* provides that particular attention shall be paid to the rights of indigenous elders, women, youth, children and persons with disabilities
- Article 23 of the *United Nations Declaration on the Rights of Indigenous Rights* provides that Indigenous Peoples have a right to determine and develop priorities and strategies for exercising their right to development and be actively involved in developing and determining health, housing and other economic and social programs affecting them and as far as possible, administer through their institutions.
- Article 29 of the *United Nations Declaration on the Rights of Indigenous Rights* provides that Indigenous Peoples have the right to the conservation and protection of the environment and the productive capacity of their lands or territories and resources.
- *Article 31* of the *United Nations Declaration on the Rights of Indigenous Rights* provides that Indigenous Peoples have the right to maintain, control, protect and develop their cultural heritage, traditional knowledge and traditional cultural expressions as well as the manifestations of their sciences, technologies and cultures, including human and genetic resources, seeds, medicines, knowledge of the properties of fauna and flora, oral traditions, literatures, designs, sports and traditional games and visual performing arts. Indigenous People have a right to maintain, control, protect and develop their intellectual property over such cultural heritage, traditional knowledge and traditional expressions.
- Article 32 of the *United Nations Declaration on the Rights of Indigenous Rights* provides that Indigenous Peoples have the right to determine and

develop priorities and strategies for the development or use of their lands or territories and other resources.

c. RELEVANT LEGISLATION AND REGULATORY FRAMEWORK

1. Section 3 of the County Government Act provides for the object and purpose of the Act which is to provide for public participation and section 115 of the Act further provides that the process of Public participation is mandatory.
2. Section 4 of the Wildlife (Conservation and Management) Act provides that in the implementation of the Act, any conservation and management of wildlife shall entail effective Public Participation.
3. Section 3 of the Community Land Act binds all persons dealing with community land to be guided by the principles under Article 60 and the National Values and Principles set out in section 10 of the Constitution.
4. Section 4 of the Community Land Act provides that community land vests in the community.
5. Section 6 of the Community Land Act makes provisions related to unregistered community land and provides that the County Government holds in trust all the land, including all the money payable as compensation for compulsory acquisition until such time as when the registration shall be effected and the county government shall transfer all the money to the community.
6. Section 3 of the Access to Information Act, 2016 outlines the objectives of the Act as giving effect to Article 35 of the Constitution of Kenya and further states that the Act provides a framework for public entities and private bodies to proactively disclose information that they hold and to provide information on request in line with the constitutional principles

7. Section 4 of the access to Information Act, 2016 provides that every person has a right to information held by the state or any other person and where that information is required for the exercise or protection of any right or fundamental freedom.
8. The West Pokot County Public Participation Act, 2014 gives effect to paragraph 14 of part 2 of the Fourth Schedule of the Constitution; to establish modalities and platform of public participation in the governance of the county and connected purposes.

G. VIOLATION OF THE CONSTITUTION

26. **WHEREAS** the Petitioners have a constitutional obligation to respect, uphold and defend the Constitution and a guaranteed right to institute court proceedings to claim that the Constitution and Bill of Rights have been contravened;
27. **AND whereas** the Constitution of Kenya provides for fundamental rights and freedoms to be enjoyed by all citizens of the Republic of Kenya the same christened as an integral part of our democracy and social economic and cultural policies and in particular right to own land, public participation, access to information under Chapter Four of the Constitution of Kenya, 2010.
28. **AND whereas** the State, defined to include the Respondent herein, has an obligation to promote and protect the rights and fundamental freedoms including rights to fair hearing, right fair administrative actions, freedom from discrimination among others;
29. **AND whereas** the recognition of rights and fundamental freedom is purposed on *inter alia* realization of potential of all human beings, adoption of retrogressive and policies, actions and/or omissions unnecessarily limiting economic, social and cultural rights of the Petitioners will therefore contravene Article 19 of the Constitution of Kenya 2010. The impugned denial of the inhibits the Petitioners and other community members an opportunity to realize their inherent potentials to the greatest extent possible;

- 30. AND whereas** the bill of rights applies to all law and binds all state organs and all person, government action that unreasonably and unjustifiable limits and violates rights and fundamental freedoms outside the provisions of Article 24 are invalid for all purposes and intents. To the extent that the impugned actions which are and/or were done outside the ambit of the Constitution of Kenya, 2010, Community Act, 2016, Wildlife (Conservation and management) Act, 2013 and the County Government Act, 2012 has adverse effects on constitutional provisions and guarantees the same does not pass the threshold for limitation of rights and fundamental freedoms and must therefore be redressed;
- 31. AND whereas** the impugned actions by the Respondents jointly and severally are discriminative to the extent that they targeted the Petitioners, the impugned actions and/or omissions threaten the Petitioners' right to equal benefit and equal protection of law.
- 32. AND whereas** the Petitioners have the right of access to information, the 1st-4th Respondents' breached the Petitioners right of access to information under Article 35 and right to a fair administrative action under Article 47 of the Constitution of Kenya, 2010.
- 33. AND whereas** the right to equality and freedom from discrimination is guaranteed by Article 27 of the Constitution of Kenya, 2010, the impugned actions and/or omissions inherently deprives the Petitioners of this Constitutional right to freedom from discrimination contrary to **Articles 27(1), (2), (4) and (5)** of the Constitution of Kenya, 2010.
- 34.** The Petitioners bring this Petition as the most efficient means of redress and under Articles 22, 258 and 165 (2) of the Constitution of Kenya and invokes the constitutional jurisdiction of the Court to enforce Articles 2, 3, 10, 19, 22, 35, 42 and 48 of the Constitution of Kenya thereby securing and protecting the general public and Petitioner's rights from continued violation and oppression by the Respondents.
- 35. THAT** because of the conduct of the Respondent outlined above, this is an appropriate case for an award of injunctive and declaratory orders as sought in this Petition.

REASONS WHEREFORE YOUR PETITIONERS HUMBLY PRAY FOR: -

1. A declaration be and is hereby issued that the Petitioners' enjoyment of their rights and fundamental freedoms secured in the Bill of Rights under Articles 27, 35, 42, and 48 of the Constitution of Kenya 2010 have been jointly and severally threatened, infringed and/or are denied by the 1st – 4th Respondents.
2. **THAT** the Honourable court be and is hereby pleased to issue a permanent injunction order stopping, prohibiting and forbidding 1st, 2nd 3rd and 4th the Respondents jointly and severally, whether by themselves, their agents, servants, representatives assignees and/or whosoever acting under their instructions/directions from entering, mapping, surveying and delineating community land, carrying out conservancy operations, importation of wildlife, evicting community members or any other activity under the Memorandum of Understanding for Collaboration in Conservation, Management, Sustainable Use of Natural Resources & to Promote Community Development Initiatives in West Pokot County as signed in December 2019 between the 4th Respondent and 1st-3rd Respondents the in the areas of Endugh, Kasei, Sekerr, Masol, Lomut and Weiwei wards within West Pokot County.
3. That the court be pleased to declare the Memorandum of Understanding for Collaboration in Conservation, Management, Sustainable Use of Natural Resources & to Promote Community Development Initiatives in West Pokot County signed in December 2019 between the 4th Respondent and 1st-3rd Respondents, all maps therefrom and any consequential documents and agreements relating to and arising from the said Memorandum of Understanding together with the activities of the 1st – 4th Respondents thereon as unconstitutional.
4. That the court be pleased to cancel and revoke the Memorandum of Understanding for Collaboration in Conservation, Management, Sustainable Use of Natural

Resources & to Promote Community Development Initiatives in West Pokot County signed in December 2019 between the 4th Respondent and 1st-3rd Respondents, all maps therefrom and any consequential documents and agreements relating to and arising from the said Memorandum of Understanding.

5. That a permanent injunction do issue against the 4th Respondent from entering into agreements on behalf of the community without undertaking public participation as mandated by law.
6. That the 4th Respondent be directed to facilitate the adjudication and registration of community land.
7. That the Petitioners be awarded general damages for loss of use of land and injuries.
8. Costs of the Petition be borne by the 1st-4th Respondents.
9. Any other Order(s) as this Honourable Court shall deem fit.

DATED at NAIROBI this.....16TH.....day ofDECEMBER.....2020

**RONOLAW & ASSOCIATES
ADVOCATES FOR THE PETITIONERS**

DRAWN AND FILED BY: -

**RONOLAW & ASSOCIATES ADVOCATES,
I&M-BANK HOUSE, 7TH FLOOR,
P. O. BOX 373300-00100 ,
NAIROBI.
Phone: +254723365468
Email: ronohlaw@gmail.com**

TO BE SERVED UPON: -

**Northland Rangelands Trust,
Private Bag,
Isiolo.**

**Masol Community Conservancy,
Kapenguria.**

**Pellow Community Conservancy,
Kapenguria.**

**County Government of West Pokot,
P. O. Box 222-30600,
Kapenguria.**

REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT KITALE
CONSTITUTIONAL PETITION NO. OF 2020

- IN THE MATTER OF: THE ALLEGED CONTRAVENTION AND VIOLATION OF THE NATIONAL VALUES AND PRINCIPLES OF GOVERNANCE ENSHRINED IN ARTICLES 1(1); 2(1), (2) & (3); 3(1); 10(2); 60; 73(1) (b); 185(2); AND 258(1) & 3 OF THE CONSTITUTION AND PART 2 OF THE FOURTH SCHEDULE TO THE CONSTITUTION;**
- IN THE MATTER OF: THE ALLEGED VIOLATION OF RIGHTS AND FUNDAMENTAL FREEDOMS UNDER ARTICLES 19, 20, 21, 22, 23, 24, 27, 28, 29,35, 39, 40, 42, 43, 44, 48, 53(2), 56, 60, 63 & 69 OF THE CONSTITUTION OF KENYA;**
- IN THE MATTER OF: KENYA (PROTECTION OF FUNDAMENTAL RIGHTS AND FREEDOMS) PRACTICE AND PROCEDURE RULES, 2013;**
- IN THE MATTER OF: THE UNIVERSAL DECLARATION ON HUMAN RIGHTS, 1948;**
- IN THE MATTER OF: THE UNITED NATIONS DECLARATION OF THE RIGHTS OF INDIGENOUS PEOPLE (UNDRIP), 2007;**
- IN THE MATTER OF: THE CONVENTION ON BIOLOGICAL DIVERSITY, 1992**
- IN THE MATTER OF: INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS, 1966;**
- IN THE MATTER OF: INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS, 1966**
- IN THE MATTER OF: THE AFRICAN CHARTER ON HUMAN AND PEOPLE'S RIGHTS, 1981;**
- IN THE MATTER OF: THE UNECE CONVENTION ON ACCESS TO INFORMATION, PUBLIC PATICIPATION IN DECISION MAKING AND ACCESS TO JUSTICE I ENVIRONMENTAL MATTERS, 1999;**
- IN THE MATTER OF: CONVENTION ON ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN, 1979**
- IN THE MATTER OF: THE COUNTY GOVERNMENTS ACT, NO. 17 OF 2012**