

SCHEDULE (S.3)

FORM OF PETITON

THE CLERK OF SEANTE

Parliament Buildings

P.O. Box 41842 – 00100

NAIROBI

8th August 2021

RE: PETITION TO THE SENATE TO ORDER FOR AN URGENT SPECIAL FORESIC
AUDIT ON THE GOVERNMENT'S SOCIAL SECURITY FUND POPULARLY
REFERRED TO AS INUA JAMIA PROGRAM MINISTRY OF LABOUR AND SOCIAL
PROTECTION.

I, the undersigned,

am a Kenyan Citizens, Nationalists, and a residents of Embu County in the Republic of Kenya.

DRAW the attention of the Senate to the following:

THAT, I am a human rights defender and protector and I have interacted with many members of our community and I have received so many complaints in regard to the management and disbursement of Inua Jamii cash transfer program.

THAT, I have been escalating many complaints from the elderly and orphans and in many cases my enquiries as to the reasons as to why their complaints are never been appropriately addressed always hit a snag save for a single incident in which I physically took a list of complainants to the State department for Social protection in Nairobi concerning people who had been registered with the INUA Jamii program and who had been left out, where about 9 of them started receiving their money.

THAT, under the United Nations Principles for Older Persons, Older persons should have access to health care to help them to maintain or regain the optimum level of physical, mental and emotional well-being and to prevent or delay the onset of illness.

THAT, under the United Nations Principles for Older Persons, Older persons should benefit from family and community care and protection in accordance with each society's system of cultural values.

THAT, as a measure geared towards implementation and actualizing 57(d), our Government unveiled the Inua Jamii program.

THAT, Inua Jamii is the Government of Kenya's flagship National Safety Net Program (NSNP) for the beneficiaries of, Cash Transfer for Orphans and Vulnerable Children (CT-

*PETITION TO THE SENATE TO ORDER FOR AN URGENT SPECIAL FORESIC AUDIT ON THE
GOVERNMENT'S SOCIAL SECURITY FUND POPULARLY REFERED TO AS INUA JAMIA PROGRAM
UNDER THE MINISTRY OF LABOUR AND SOCIAL PROTECTION*

OVC), Older Persons Cash Transfer (OPCT), Persons with Severe Disabilities Cash Transfer (PWSD-CT) as well as Hunger Safety Net Programme (HSNP).

THAT, through the Ministry of Labour and Social Protection the Government runs various social security programs which includes Inua Jamii, Cash Transfer for Orphans and Vulnerable Children program and nutrition improvement through cash and Health Education (NICHE) complementary program.

THAT, Under Section 57, Sub-section c & d, of part 3, Chapter 4 of the Constitution of Kenya 2010, the Government has the responsibility of ensuring the rights of older persons and it is obligated to give reasonable care and assistance to such older people.

THAT, for the last two years, the Government has been falsely indicating that it would unveil its third phase of registering all the older people who were qualified to have been included in Inua Jamii phase 1 and 2 program but were left out and those who have since reached the mandatory age of 70 years.

THAT, many elderly people who were registered for the Inua Jamii program and issued with the relevant cards have never received a single cent from the said program and the complaint to the Department of Social services has never born any fruit.

THAT, about three years ago, all those old people who were enlisted in the Inua jamii program were advised by the Government to register with the National Hospital Insurance fund so that the Government could start its monthly contribution health cover support to those individuals but to date, the said promised contribution is yet to start regardless of the old people registering as advised.

THAT, many of sick elderly people who are over 80 years and who are eligible and registered for receiving the social assistance benefits have never been paid while some received their benefits for a short period before it was mysteriously discontinued.

THAT, on or around 6th July 2021, the government released its latest disbursement of (Eight Billion, Seven hundred and fifty eight Million, One hundred and Twenty thousand (Ksh.8,758,120,000) to the beneficiaries enrolled in Inua Jamii program and a further total of sum of Twenty six Million, three hundred and eighty six thousand (Ksh.26,386,000) towards nutrition improvement through cash and Health Education (NICHE) complementary program.

THAT, majority of the old people who are beneficiaries of the Inua Jamii cash transfer program and who get their payment through Kenya Commercial Bank are yet to receive their latest payment which was released on 6th July 2021.

THAT, there is high suspicion that some people in the Government have been receiving money meant for all those old people, orphans and persons living with disability who were enlisted with the Inua Jamii program, issued with the official Inua Jamii card and had their Bank account opened, but have never received their share of the cash of money .

THAT, the Government has caused trauma to all those old people who were enlisted with the Inua Jamii program and were given the official Inua Jamii card and had their Bank account opened but have never received their share, as they witness their age mates as well as some people who are younger than them benefitting.

THAT, all over this Country, those old people who have attained the age of 70 years and above and who have been left out by the Inua Jamii cash transfer program have been crying out loudly for assistance from their leaders.

THAT, Principal Secretary Mr. Nelson Marwa Sospeter, CBS oversees the design and implementation of policy reforms in Child Protection, Older Persons and Persons with Disability Sector and also provides strategic leadership in the design and execution of innovative programmes that strengthen service delivery to the vulnerable people in the communities across the country.

THAT, none other Principal Secretary Mr. Nelson Marwa Sospeter, CBS than who has been telling the whole world that there are some cartels under his ministry and unscrupulous bank agents who have been stealing from the old people program and coning them respectively.

THAT, Principal Secretary in the Ministry of Labour and Social Protection the Mr. Nelson Marwa Sospeter, CBS, who is also the accounting officer in the ministry has failed in his core duties for being unable to tame the cartels in that Ministry as well as the suspected mega corruption in that Ministry.

THAT, my own father was a victim of use of identity theft whereby his National Identity Card was used to register a female from Kitui and who used to be paid his Inua Jamii cash .

THAT, regardless of the cleanup exercise undertaken by the Ministry in 2019, there is no one who has ever been charged in court for the suspected massive stealing of public money through the Inua Jamii.

THAT, many orphans and persons living with disability who are eligible and registered for receiving the social assistance benefits have never been paid while some received the benefits for a short period before it was mysteriously discontinued.

THAT, the Inua Jamii program is currently very discriminative such that most of the needy, sickly, weak and vulnerable over 80 members of our society have been left out in the program.

THAT, the state has never proved/demonstrated its inability to accommodate all our over 70 years of age people or its inability to gather or allocated enough resources to enable it meet its obligations of giving reasonable care and assistance to majority of old people in our Country.

THAT, there is an urgent need investigate Inua Jamii cash transfer program with a view of:-

- a. Auditing all records of recipients and beneficiaries of the program to find out whether some ministry officials and or the banking Agents have been taking advantage of the program and stealing the Tax payers' money through its systems.

- b. Exposing any week point(s) in the process of the program which could have been used as avenues for stealing of the money meant for the most vulnerable in our society.
- c. Exposing the cartels in the ministry of Labour and Social Protection and recommending for action
- d. Investigating on whether the money which had been budgeted for medical insurance cover for the older people was released by the treasury to Ministry of Labour and Social Protection and if so why did the ministry stop the program at its initial stage and where did that money go.
- e. Recommending for forensic audit on all the people suspected of stealing or unlawfully benefiting from the Social security fund which is one of our government's flagship programs.
- f. Recommending for forensic audit and or investigation on all the people suspected of stealing or unlawfully benefiting from the Social security fund which is one of our government's flagship programs.
- g. Recommending for the Government disengagement and or termination of its contracts with the Banks which are frustrating our old people or which have their Agents frustrating or stealing from the Inua Jamii cash transfer program beneficiaries.


THAT, I confirm that the issues in respect of which the petition is made are not pending before any court of law, or constitutional or legal body.

HEREFORE your humble petitioners Pray that Senate—

- a. Constitute a parliamentary committee to investigate and recommend for a special audit on the public fund expenditure under Inua Jamii cash transfer program in the Ministry of Labour and Social Protection and also to investigate the Management of all the cash transfer programs under the Ministry of Labour and Social Protection.
- b. Recommend for and or take any other legal action deemed appropriate for securing the dignity and the rights of our old people and as well as for safeguarding and protecting public funds from theft, misappropriation of any kind and misuse.

And your PETITIONERS will ever pray.

That their petition heard and considered with a view of having it dealt with in accordance with the law and disposed off appropriately and expeditiously.

	Name of petitioner	Full Address	National ID	Signature
1.	TARATISIO IREH LAWE	Box 139-60103 RUYENJES	8660482	

PETITION TO THE SENATE TO ORDER FOR AN URGENT SPECIAL FORESIC AUDIT ON THE GOVERNMENT'S SOCIAL SECURITY FUND POPULARLY REFERED TO AS INUA JAMIA PROGRAM UNDER THE MINISTRY OF LABOUR AND SOCIAL PROTECTION