

THE CLERK OF THE SENATE
PARLIAMENT BUILDINGS
P.O. BOX 41842-00100,
NAIROBI.

EMAIL: csenate@parliament.go.ke

② Mr. Moger (DLPs)

ps process
17/2/21



① DLPs

Please deal.
100%
17/2/21

RE: PETITION TO THE SENATE ON DELAYED ADJUDICATION AND SETTLEMENT OF SQUARTERS ON MACHUNGWANI LAND IN TAITA TAVETA COUNTY AFTER EXPIRY OF LEASE.



We the undersigned;

Citizens of the republic of Kenya and representatives of Machungwani squatters, wish to present to the senate, this petition on delayed adjudication and settlement of squatters on Machungwani land situated at Mbogholi Ward in Taveta constituency of Taita Taveta County after expiry of lease in 2013.

We humbly draw the attention of the senate on the following:

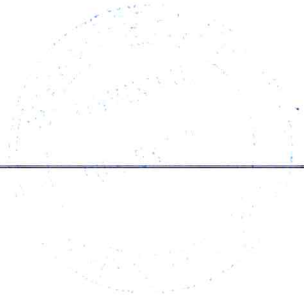
④ Ms. Kavua
Please review the
petition. Please
have the Senator
D. Chanzia
17/2/2021

1. THAT Machungwani area, which is land covering 2970 acres is among the ancestral land belonging to the people of Taveta given as a present to a British soldier, one Captain Morgan in 1914.
2. THAT the lease was later transferred to George Criticos who is the father of Bazil Criticos the current lease holder.
3. THAT the leasing out of Machungwani land which made the rightful owners of this land landless in their own county, was an injustice of the highest order.
4. THAT the land leased out was not fully developed as expected since only a small portion of it was planted with sisal.
5. THAT landless people evicted from this land started settling on the undeveloped portion of the land.
6. THAT the number of people settling at Machungani increased between 1992 and 1997 when Bazil Criticos invited the people to settle there in exchange for votes, which enabled him to become the Member of Parliament for Taveta constituency for two terms.
7. THAT in 2000, Bazil Criticos had abandoned the leased land completely and left the country to live at his home in Greece, but came back in 2003.
8. THAT the people who settled in the land have put the land into good economic use and are currently leading producers of bananas, coconut, oranges, avocados, tomatoes, maize and other vegetables and thus earning incomes for themselves and also employing others.

③ Mr. Chanzia

Please process

2M
17/2/21



PETITION TO THE SENATE ON DELAYED ADJUDICATION AND SETTLEMENT OF SQUARTERS ON MACHUNGWANI LAND IN TAITA TAVETA COUNTY AFTER EXPIRY OF LEASE.

9. THAT the lease of the land expired in January 2013 after the 2010 constitution reversed the 999 period leases to 99 years.

10. THAT since the expiry of the lease, the County and National government have been reluctant to adjudicate the land and to subsequently issue the citizens with title Deeds.

11. THAT the reluctance of the County and National government to adjudicate the land and to issue them with title deeds is:

a) Making the citizens of Machungwani to feel insecure after investing heavily on their land.

b) Making them to feel denied fair administrative action as anticipated by article 47 of the constitution of Kenya.

10. THAT efforts to resolve the matters raised in this petition with the relevant organs of government have proved futile.

11. THAT there is no case pending in court or any constitutional body on the matters raised herein.

HEREFORE your humble petitioners pray that the senate through its relevant committee:

1. Deals with this petition immediately in view of the urgency and seriousness of the matters raised herein.

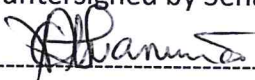
2. Makes a resolution that the land of Machungwani be adjudicated and the citizens be issued with title deeds after that without any further delays.

3. Takes any other appropriate action it deems fit .


And your Petitioners will ever pray.

Dated this 12th day of February of 2020.

Countersigned by Senator Johnes Mwaruma, Senator for Taita Taveta County



SIGNED:

| Name | Identity card number | Address | Mobile number | Signature |
|--------------------|----------------------|-------------------------|---------------|---|
| MWAKIO MASHAIKA | 9983867 | PO BOX 396 TAVETA | 0798230555 |  |



10

11

12

13





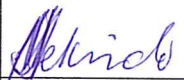





14

15



**PETITION TO THE SENATE ON DELAYED ADJUDICATION AND SETTLEMENT OF SQUARTERS
ON MACHUNGWANI LAND IN TAITA TAVETA COUNTY AFTER EXPIRY OF LEASE.**

SIGNED:

| Name | Identity card number | Address | Mobile number | Signature |
|---------------------------------|----------------------|--------------------------------|--------------------|---|
| MUKHEWU SANDI KIMWANI | 9982688 | P.O Box 144 50302 TAVETA | 072283 9780 |  |
| JOEL KIMVALU NTAMAI | 10798063 | 396 TAVETA | 07437904 98 |  |
| PAULINE NYAKARU | 22079221 | P.O BOX 144-80302 TAVETA | 0720 335337 |  |
| LEKWIENINA ELIJAH ARCHE | 9786671 | P.O BOX 396 TAVETA | 074659 8094 |  |
| JOHN S. LEDEMI | 0152815 | BOX 335 VI | 072166307 |  |
| KIDABHA NAMABUJI BARABARA | | P.O BOX 396 TAVETA | 074378 5362 |  |
| BEATRICE KATALINA MATHIKA | 21068991 | BOX 396 | 0727 345 337 |  |
| DONATUS KITANDO KORONGE | 0154719 | BOX 74 TAVETA | 072835 4138 |  |
| YASINU-SHUMA PATRICK | 20029367 | BOX 47 TAVETA | 072134 1895 |  |
| Mamadhani Shuma Abdallah | 28831726 | H7 TAVETA | 07691791 03 |  |

