

REPUBLIC OF KENYA

THE NATIONAL ASSEMBLY (FOURTH SESSION)

CONVEYANCE OF PUBLIC PETITION

(No. 46 of 2020)

REGARDING THE ACTIVITIES OF NZOIA QUARRY LIMITED

Honorable Members, pursuant to Standing Order 225(2)(b) requiring the Speaker to report to the House any Petition, other than those presented by a Member, I wish to report to the House that I have received a Petition from members of the Manyoni community in Lugari sub- county, Kakamega County.

Honorable Members, the petitioners are farmers who predominantly rely on subsistence farming and also keep domestic animals. In the year 2017, Nzoia Quarry Ltd acquired land for purposes of mining of stones. As a result of poor environmental impact assessment of the quarry, environmental pollution occasioned by operations of the factory has been disastrous. Deafening noise caused by the blasting machines operations has affected the learning environment in neighbouring schools and is detrimental to the health of children, the sick, expectant women and the elderly. In addition, dust emitted from the mining activities has caused air pollution which has resulted in respiratory problems, caused redundancy in the growth of crops and limited availability of clean water for domestic use.

Honorable Members, the petitioners further aver that the presence of trucks carrying heavy loads of quarry materials have resulted into rapid deterioration of infrastructure by weakening of bridges and rendering roads impassable during rainy season.


Honorable Members, the petitioners are concerned that Nzoia Quarry Limited has not made any attempts to integrate with the local

community through offering of opportunities nor through Corporate Social Responsibility activities.

Honourable Members, efforts by the petitioners to have the matter resolved by relevant stakeholders have been futile. The petitioners therefore pray that the National Assembly makes recommendations that it deems fit in addressing the circumstances raised in this Petition, including ensuring that Nzoia Quarry Limited compensates the affected persons and realigns its operations so as to exist harmoniously with the locals.

Honourable Members, pursuant to the provisions of Standing Order 227, this Petition stands committed to the Departmental Committee on Environment and Natural Resources for consideration. The Committee is required to consider the Petition and report its findings to the House and the Petitioners in accordance with Standing Order 227(2).

I thank you!


THE HON. JUSTIN B.N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

Date.....30/11/2020.....

PUBLIC PETITION

**PUBLIC PETITIONER: MANYONYI COMMUNITY LUGARI SUBCOUNTY,
KAKAMEGA COUNTY**

TO: THE NATIONAL ASSEMBLY,
P.O BOX 41842-00100,
NAIROBI.

PUBLIC PETITION

NEGATIVE SIDE EFFECTS OF NZOIA QUARRY TO THE COMMUNITY DATE:

We the undersigned on behalf of Manyoni community Lugari Sub-county, Kakamega county, we therefore the residents of the above wish to draw the attention of the House to the below grievances;

1. THAT, Nzoia Quarry acquired land for the purpose of extracting resources for the mining activities in 2017.
Since they started their Quarry services these has adversely affected the environment. Land degradation has rose to a high level covering a very large area with the following effects. Destruction of buildings for families and academic institutions which has demolished toilets.
2. THAT, Human settlement in this locality is not inclusive, safe, resilient and sustainable. Dust from their mining activities has affected the crops and water for human and domestic use is not safe.
3. THAT, during the mining process we have violent eruptions of the ground, affecting the sick, pregnant women and the elderly.
As a result some have to seek medical attention others pass away.
4. When schools re-open in January 2021 the buildings will not be safe for learning activities bearing in mind that walls have cracked and toilets have broken.
5. Infrastructure has been adversely affected due to their heavy loading, roads have become impassable and bridges have been weakened.
6. THAT, their heavy vehicles cause traffic jam as a result of the dust and during the rainy season other vehicles and motorcycle riders are incapacitated from using the roads.
7. THAT, During the eruptions they never notify the community and completely gets people unaware contravening united Nations sustainable development goal Number three; Ensure health lives and well being for all at all ages.
8. THAT, Quarry is of no benefit to the community for they do not have a social corporate responsibility that can assist the community yet they make a lot of money from the resources within the community and more so they have failed to offer employment to the majority especially the unemployed youth so to speak they they have failed to adhere to the united Nations sustainable development goal number eight which calls for promotion of sustainable inclusive and economic growth full and productive employment and decent work for all.



The first part of the report deals with the general situation of the country. It is a large country with a population of about 100 million. The climate is generally hot and humid, with a long rainy season. The terrain is mostly flat, with some low mountains in the north. The main cities are located in the coastal areas.

The second part of the report deals with the economic situation. The country has a long history of agriculture, which is still the main source of income for most people. However, the economy is slowly moving towards industrialization. There are some large factories and mines, but the infrastructure is still very poor. The government is trying to attract foreign investment to help develop the country.

The third part of the report deals with the social situation. The country has a high birth rate and a low life expectancy. There is a large number of people living in poverty. The education system is very weak, and most people are illiterate. The government is trying to improve the social services, but it is still a long way from reaching its goals.

In conclusion, the country is facing many challenges, but it has a bright future if it can continue to reform and develop. The government should focus on improving the infrastructure, attracting investment, and providing better social services.

PUBLIC PETITION

THEREFORE your humble petitioners pray that the National Assembly, through the departmental committee on land and any other concerned area:

1. Make enquiries if these activities are valid in that we desire to adhere to the UN sustainable goal Number 16 promote peaceful and inclusive societies for sustainable development, provide justice for all and provide effective accountable institutions at all levels. We therefore call for your intervention.
2. Make any other recommendation it deems appropriate in the circumstances of the petition

And your petitioners will ever pray

PRESENTED BY: Ma for Manyoni community residents
MANYONYI COMMUNITY RESIDENTS, LUGARI SUB-COUNTY, KAKAMEGA COUNTY.

DATE: 26th Nov - 2020 cell 0720617862

PUBLIC PETITION
REGARDING NEGATIVE SIDE EFFECTS OF NZOIA QUARRY TO
THE COMMUNITY OF MANYONYI IN LUGARI SUB COUNTY,
KAKAMEGA COUNTY.

S/No	NAME OF PETITIONER	ID NUMBER	CONTACT	SIGNATURE
1.	John M Kadungu	0843482	0720617862	
2.	Manase Simwa	2341263	0722224147	
3.	Edward O. Habiswa	6226181	0718809099	
4.	WALTER KUTWA	0925020	0799391364	
5.	DANIEL ONÇA	6514107	0707623372	
6.	ZAKAYO MABATI	1438596	0711722510	
7.	HUDSON MUSIEGA	9510083	0717466211	
8.	ELIJAH MABATI	6336171	0720801989	
9.	KHAMUS MUSIKO	6310438	0715441166	
10.	ELIZABETH OKUISA	1175969	072070978	
11.	Leonida Andeyo	4168047	0702023971	
12.	ERICK AMUKO	203675	072467946	
14.	JOYCE ABWALABA	21849737	0719801405	
15.	OKERTJA JULIUS	25954468	0707822407	
16.	Alexander-S. HOORS	5675564	0722458009	

MANYONYI COMMUNITY

Received 3/7/2020

QUARRY DAMAGES TABLE ONE

Date 28.08.2020

STATEMENT OF COMPLAIN

We the undersigned, being persons known as the community of Manyonyi in Lugari Sub Location and full members of Lugari Farmers Association, wish to register our greatest complain and or petition against the damages caused by quarry activities In the rocky area surrounded by homesteads being Manyonyi Village, Marakusi Village, Mautuma Village, Mlimani Village, Marula Village and any other in the vicinity affected directly and indirectly by the strong waves immernating from the blasting radiations by this quarry operations.

We direct this petitions to the relevant authorities including office of The President in the Jurisdiction of Deputy County Commissioner, Lugari Sub County, Ministry of Environment and Natural Resources (NEMA) and Department of Geology to take immediate action and stop the quarry operations to avoid further destruction and recommend instant compensation to the houses and human life arising from the illegal operations.

No	Name	ID	Phone	Signature
1.	Alexander S. Hoops	5675564	0722458009	[Signature]
2.	John M Kadima	0843482	0720617862	[Signature]
3.	Sarah Amisi Otieno	3430185	0795844353	SAMISI
4.	Jane chasia mbone	3456991		TJM
5.	shadrack Amasaka Otieno	10516868	0797802209	[Signature]
6.	MOSES Abuu Okwemba	32415472	0721626525	[Signature]
7.	Samson Atcibilwa	27973820	0728390676	[Signature]
8.	Elijah Mahati	6336171	0720801989	[Signature]
9.	BENSON JOSEPH	11580176	0742377681	[Signature]
10.	Wilson Olando	23331229	0711730151	[Signature]
11.	WALTER B. KUNYA	0925020	0799891864	[Signature]
12.	CHRISTOPHER OMBATI	0726031501	23188863	[Signature]
13.	HUDSON MUSIEGA	9510083	0717466211	Musiega
14.	Wycliff Omutoko	4842715	0720539873	[Signature]
15.	Baton Andaye	23774620	0703758634	[Signature]
16.	SIKAS KEYA	23186176	0708943110	[Signature]
17.	peter Asudi	5281997	0721980374	[Signature]
18.	Robert Olenja (Rev.)	6087932	0715159909	[Signature]
19.	Jethro Nasibala	7962676	0719838346	[Signature]
20.	JACKSON Dienja	35455700	0707822703	[Signature]
21.	JANET MMBONE	16906512	0702430000	[Signature]
22.	MORIS MUAUSA	20897899	0715802486	[Signature]
23.	Shem Kaiswa	1790339	0728814317	[Signature]
24.	VINCENT KANSHA	25909513	0729284603	VIN

I.D.

Phone

Sign

25.	Kenneth Mukabwa	5793715	0729080687	W
26.	WEYDEN Lukusi	21387494	0711624223	W
27.	JOSEPH LUNNER MBOYA	9730353	0722153916	JL
28.	STEPHEN LITETE	5281094	0790027517	STEPHE
29.	ADAMS KWENDO	0927900	0711516619	A
30.	LEONARD MUKHWANA	8078945	0729214811	L
31.	MAANAH KAAVORA	6881168	0790861018	M
32.	OLIVERA MUGERA	298979882	0701637204	O
33.	ELIZABETH OKWISA	1175969	0720709168	E
34.	Gladys Khakasa M-	24566493	0702628295	G
35.	Albert temba	7351185	0728845314	A
36.	Dafrick Musekhe emba	0926187	0710956700	D
37.	Jackson Okwemba	07117413698	6419827	J
38.	Japhlet Indulu	0106146	0735856272	J
39.	Erick Amoko		0722467946	E
40.	JULIUS Lijondo	32415617	0729304941	J
41.	Mary James	21798535	0704625164	M
42.	stephen kutwa	0514083	0714735875	S
43.	Joseph masira	10414647	0726660249	J
44.	Edwin changala	23144579	0700880183	E
45.	Henry obare		07028011758	H
46.	Jeridah Nyangweso	27869376	0717350242	J
47.	Zakayo Mabati	1438596	0711722510	Z
48.	Edward Atsibitwa	6336181	0718809099	E
49.	Daniel ongai omulando	6514007	0707623372	D
50.	Jonstone mabati	1506562	0721784273	J
51.	Manase simwa		0722224147	M
52.	Edith Afandi	10884416	070847286	E
53.	Francis I. SASIDA	29239586	0715747157	F
54.	Nicolas kutwa	2150107	0714698703	N
55.	Tiayna shimuli	7605045	0702150123	T
56.	Elizabeth minaj	22053636	0715800452	E
57.	Dan Amwayi		0713639656	D
58.	Habil Anyango	14658253	0700313684	H
59.	Alfred Asiiche	29848624	0716211877	A
60.	NAOMI NEKESA	26157912	0707264754	N
61.	NELSON BYOYI	0825527211	0716243504	N
62.	NELSON LOCHO	31296326	0704077274	N
63.	John Shava	28119439	0710401648	J
64.	Mark Wandabwa	25630698	0708563992	M
65.	Zebbedy mabati	33151819	0729545042	Z
66.	patrick mambiki	32384027	0707151823	P
67.	Noah asudi	24034070	0712441008	N
68.	Rose mabati	10918343	0718183793	R
69.	Leckia Lukase	9028931	0728390676	L
70.	Okombe Reuben	1950382	0727837604	O
71.	Etambiel Akenya	0926683		E

72.	Francis Nyongesa	0927616	0723081078	PD
73.	Leonard Wangha S.	0923975		Wangha
74.	James Rkole		0717095272	Rkole
75.	Rose Mamboleo	29092287	0715264947	Rose
76.	Kenneth Amiani	6231867	0723930415	Kenneth
77.	Kennedy A. Okwemba	9158602	0720890651	Okwemba
78.	Moses Mbari Sagara		0791003858	Moses
79.	Zablon Otiala Akela	23411264	0701101242	Zablon
80.	Marion Njoroge	24050471	0727467377	Marion
81.	Mehemiah Omukwero	14494969	0712095875	Mehemiah
82.	Miriam Midenyo		0727284082	Miriam
83.	Imelda Adema		0705674567	Imelda
84.	Rudah Masinde	11040136	072917633	Rudah
85.	Miriam Jelagat	13015388	0715873015	Miriam
86.	Khamusa Musika	8310438	0715441166	Khamusa
87.	Rubai Dmari		0728590887	Rubai
88.	Samueli Wasa		070246366	Samueli
89.	Antony Kibo		07256187328	Antony
90.	Felixos Simwa	122 9229	0710527064	Felixos
91.	Vigilance Wakeshe	22342997	0715 35377	Vigilance
92.	Ernest Shitaka		0793790733	Ernest
93.	Mony Lunani	12697634	0702299350	Mony
94.	Mweny Akosa		0727284080	Mweny
95.	Evelyn Muriubi	23535101	0727627384	Evelyn
96.	Margaret Imbenzi	7348245	0712656325	Margaret
97.	Tafaza Nyambura	23046497	0725813218	Tafaza
98.	Pamela Makenya		079988015	Pamela
99.	Mellab Ngasa		0703114886	Mellab
100.	Fred Sagala	7906977	0708276171	Fred
101.	Jane Ondoto		0724925908	Jane
102.	Paul Bugoro	5625444		Paul
103.	Nicodemus Asodi	10725660		Nicodemus
104.	Ronald Asanga		071017168468	Ronald
105.	Morris Mubosya		0715800484	Morris
106.	Hudson M Kadima	6981482	0714380385	Hudson
107.				
108.				
109.				
110.				

Cc: County Commissioner Kakamega County
Sub County Environment Office Lugari
County Department of Geology Kakamega
County Environment Office Kakamega

