



AJS WITHIN THE NLC CONTEXT

opportunities and challenges

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ABOUT NLC

MANDATE, SCOPE, POWERS, FUNCTIONS, LEGAL FRAMEWORK FOR AJS WITHIN NLC CONTEXT

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COMPARATIVE ANALYSIS

APPRECIATING THE MAGNITUDE OF THE AJS TASK

03

CASE STUDY FOR AJS WITHIN NLC

HIGHLIGHTING A FEW SUCCESS STORIES

04

OPPORTUNITIES AND CHALLENGES

CALL FOR COLLABORATION AND SUPPORT

NLC MANDATE

KEY PRIORITY COMPONENTS



CONTEMPORARY ISSUES AROUND OUR MANDATE

DYNAMISM

CONTEMPORARY ISSUES AROUND LAND

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Sources of conflict



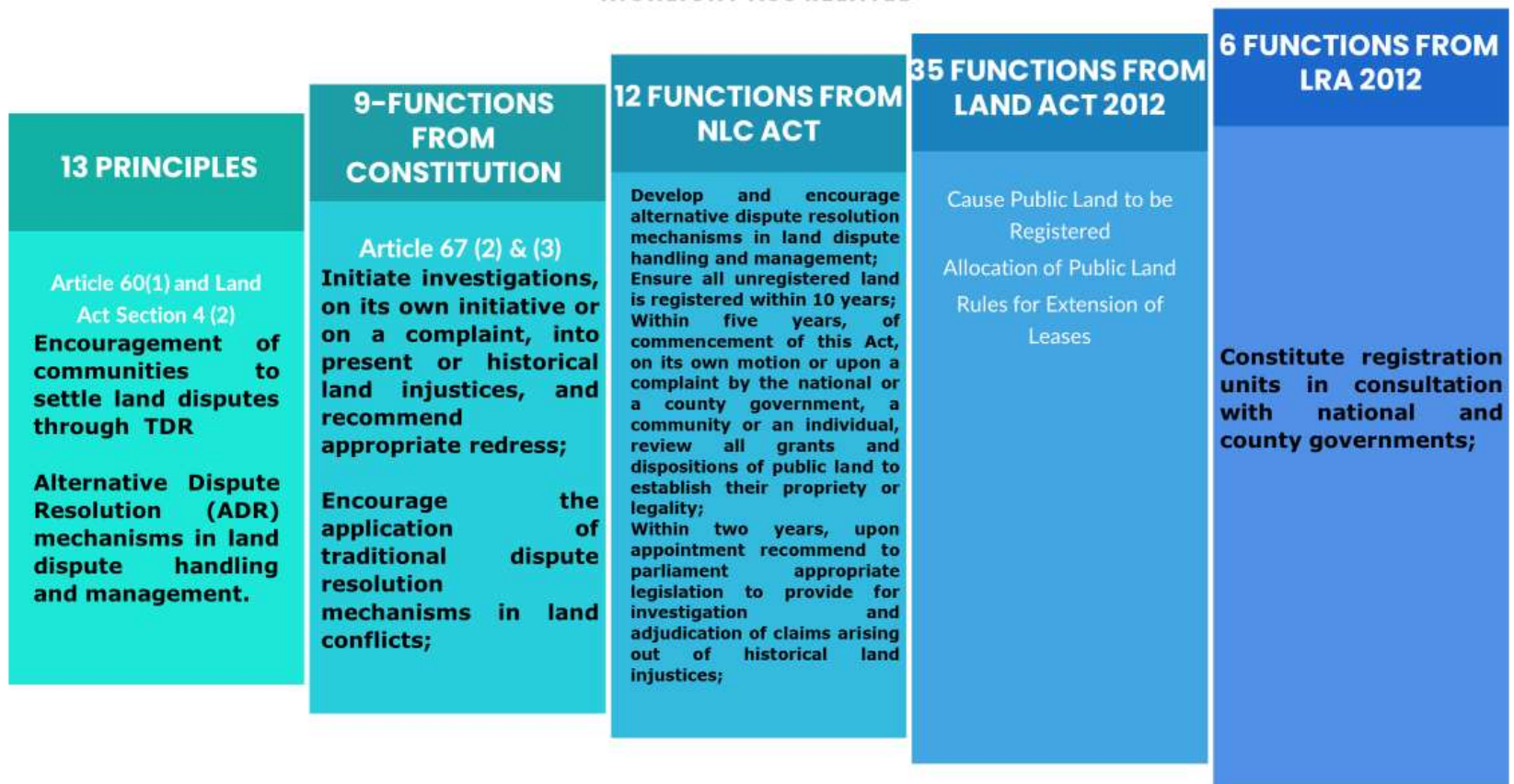
FUNCTIONS OF NLC

WORKING WITH LIMITED RESOURCES

OVER 75 FUNCTIONS—WITH LIMITED TIME—FRAMES

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HIGHLIGHT AJS RELATED



LEGAL FRAME WORK FOR AJS

VARIOUS
STATUTES

LEGAL FRAMEWORK FOR AJS

WITHIN THE NLC CONTEXT

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CONSTITUTION

LAND REGISTRATION ACT 2012

NLC ACT



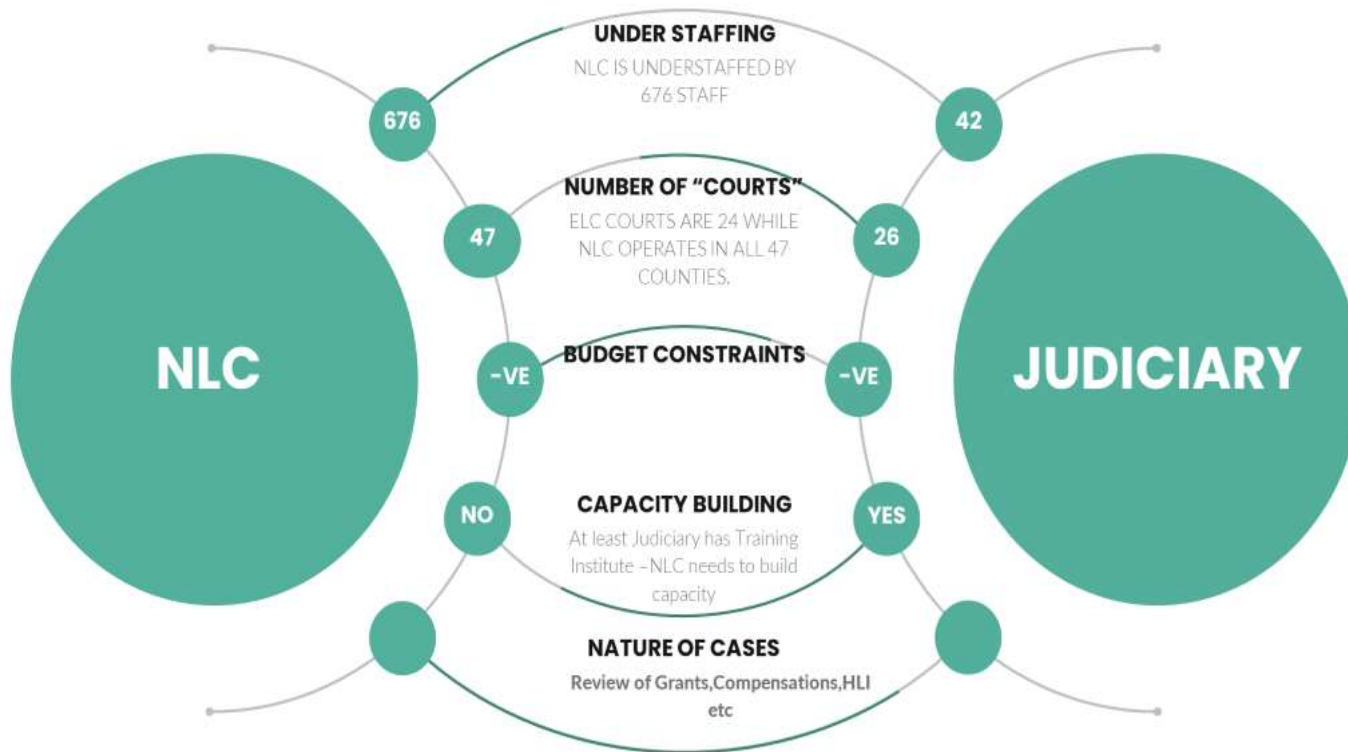


COMPARATIVE ANALYSIS

NLC VS JUDICIARY

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CONSTRAINTS OF DELIVERING JUSTICE-SIMILARITIES AND TRENDS





CASE STUDIES OF AJS USE WITHIN NLC

NATURE OF DISPUTES

**VERY DYNAMIC
FROM EVERY
CORNER**

NATURE OF DISPUTES

DIFFERENT SETTINGS

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	URBAN	PERI-URBAN	RURAL	GOVT
ROW 1	Informal land acquisition by squatters	Informal/Illegal land acquisition by squatters, often through organized group squatting	Illegal use of land for logging, mining, water rights	Budget Allocation
ROW 2	Evictions	Multiple sales of land	Land use conflicts among farmers and pastoralists	Mandate Tussles with MoLLP
ROW 3	Land use conflicts: not respecting building regulations	Illegal sale of public land by public officials	HLI	Parliament Grilling
ROW 4	Illegal subdivisions resulting in densification and slums	Expropriation without compensation by the Government of land which is perceived to be customary land	Green marketing is a practice whereby.	Passing Legislation
ROW 5	Illegal sale or lease of state land in prime locations/Land Grabbing	Land use conflicts: not respecting building regulations	Resettlement- hostility by local communities	Land Acquisition
ROW 6	Illegitimate expropriation by banks of the property of the poor	Land conflicts between investor and communities	Land Clashes and Violence/IDPs	
ROW 7	Development vs Community Land Rights		Indigenous land right violations- forest communities	

1. Conflict Resolution:

The Commission had continued to resolve several long standing land disputes in various parts of the Country, cases in point include

- Oljorai land dispute in Nakuru;
- Kiboko B Settlement Scheme in Makueni County;
- Chembe Kibabamshe Settlement Scheme in Kilifi County
- Kilifi Salt Works land;
- Recovered Kakamega Primary School land from a private developer;
- Resolved disputes between Wanjala Mining Company and the locals of Kishushe, Taita Taveta County;
- Resolved disputes in Mwea Settlement Scheme and facilitated issuance of titles among others.

2. RESOLVED CONFLICT AROUND INFRASTRUCTURE DEVELOPMENT:

- Include ownership disputes over properties located along the Standard Gauge Railway line. The Commission successfully addressed the concerns of the County Government of Mombasa and the landowners that paved the way for construction of the Mombasa section of the railway and similarly for the sections of Sultan Hamud, Emali and Nairobi that had been delayed due to disputes.

3. REVOCATION OF TITLES:

- For ranches covering over 500,000 acres or 32.2% of Lamu County, which covers 1,550,116.77 acre. This land was recovered and returned the properties to the County Government (the latter was necessitated by a Presidential directive);
- Revoked titles purporting to allocate land in which Changamwe Secondary School in Mombasa County is located. The land was recovered and returned to the school management.
- The Commission revoked titles that purported to allocate Outer-Ring Road in Nairobi; the land was recovered and handed over to Kenya Urban Roads Authority for the ongoing road expansion.

4. RECOVERY OF GOVERNMENT HOUSING QUARTERS:

- In Kisii and returned the properties to the Department of Housing;
- The Commission revoked titles for Eldoret Stadium, the land was recovered and returned to the County Government of Uasin Gishu,



CHALLENGES AND OPPORTUNITIES

OPPORTUNITIES & CHALLENGES

ACCESS TO JUSTICE TO ALL

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THANK YOU VERY MUCH!!!!!!