

PETITION TO THE LAIKIPIA COUNTY ASSEMBLY TO INITIATE  
IMPEACHMENT PROCEEDINGS AGAINST LAIKIPIA COUNTY GOVERNOR  
HON. NDIRITU MURIITHI ON GROUNDS OF ABUSE OF OFFICE & GROSS  
MISCONDUCT; PURSUANT TO ARTICLES 2, 3, 10, 73, 75, 181 & 232 OF THE  
CONSTITUTION OF KENYA 2010, THE PUBLIC OFFICER ETHICS ACT CAP 183,  
THE COUNTY GOVERNMENTS ACT AND PART XXII OF THE LAIKIPIA  
COUNTY ASSEMBLY STANDING ORDERS.

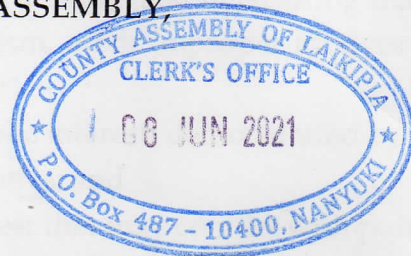
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TO THE CLERK OF THE LAIKIPIA COUNTY ASSEMBLY,

P.O BOX 487 - 10400,

NANYUKI

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I, the undersigned petitioner being a patriotic citizen of the republic of Kenya, pursuant to articles 2, 3, 10, 73, 75, 181 and 232 of the Constitution, The public officer ethics act CAP 183, The county governments act and part xxii of the Laikipia County Assembly standing orders:-

DRAW the attention of the Honourable House of the following;

1. **THAT** article 2(4) of the Kenyan constitution stipulates that any law, including customary law that is inconsistent with this constitution is void to the extent of the inconsistency, and any act or omission in contravention of the constitution is invalid.
2. **THAT** article 3(1) of the constitution provides that every person has an obligation to respect, uphold and defend this constitution.
3. **THAT** article 10(1b) of the constitution provides that natural values and principles of governance in this article binds all state organs, state officers, public officers and all persons whenever any of them enacts, applies or interprets any law.
4. **THAT** article 73 states that the authority assigned to a state officer is a public trust to be exercised in a manner that—
  - (i) is consistent with the purposes and objects of this Constitution;
  - (ii) demonstrates respect for the people;
  - (iii) brings honour to the nation and dignity to the office; and
  - (iv) promotes public confidence in the integrity of the office; and vests in the State officer the responsibility to serve the people, rather than the power to rule them and that the guiding principles of leadership and integrity include—
    - (a) selection on the basis of personal integrity, competence and suitability, or election in free and fair elections;

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- (b) objectivity and impartiality in decision making, and in ensuring that decisions are not influenced by nepotism, favouritism, other improper motives or corrupt practices;
  - (c) selfless service based solely on the public interest, demonstrated by –
    - (i) honesty in the execution of public duties; and
    - (ii) the declaration of any personal interest that may conflict with public duties;
  - (d) accountability to the public for decisions and actions; and
  - (e) discipline and commitment in service to the people.
5. **THAT** article 75 stipulates that a state officer shall behave, whether in public and official life, in private life, or in association with other persons, in a manner that avoids –
- (a) any conflict between personal interests and public or official duties;
  - (b) compromising any public or official interest in favour of a personal interest; or
  - (c) demeaning the office, the officer holds.
6. **THAT** article 152 provides that a County Governor may be removed from office on any of the following grounds: gross violation of this Constitution or any other law; where there are serious reasons for believing that the county governor has committed a crime under national or international law; abuse of office or gross misconduct; or physical or mental incapacity to perform the functions of office of county governor.
7. **THAT** article 232 of the constitution enshrines the values and principles of public service and they include;
- (a) high standards of professional ethics;
  - (b) efficient, effective and economic use of resources;
  - (c) responsive, prompt, effective, impartial and equitable provision of services;
  - (d) involvement of the people in the process of policy making;
  - (e) accountability for administrative acts;
  - (f) transparency and provision to the public of timely, accurate information.
8. **THAT** part III of the public officer ethics act Cap 183 states the general code of conduct and ethics for state and public officers and inter alia include; professionalism, conflict of interest, political neutrality and acting through others.

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9. **THAT** the county government failed to adhere to the ruling by public service commission to reinstate the 34 public medics and to equally pay them all their due since July 2019.
10. **THAT** KMPDU had moved to court on behalf of the sacked medics and specialists and through an agreement as an order of the employment and labour relations court in Nyeri, the matter was referred back to PSC for arbitration.
11. **THAT** there has been numerous cases of exorbitant spending of county coffers without proper accountability.
12. **THAT** crucial decisions are made without adequate public participation including but not limited to increase of taxes.
13. **THAT** the health sector which is a totally devolved unit is on the verge of collapse.
14. **THAT** many lives have been lost as a result of the poor state of affairs in the health sector where many other Laikipians are forced to travel to other counties for treatment.
15. **THAT** Covid-19 funds which were disbursed by the national government were not properly utilized in a report by the auditor general which shows that there was massive illegalities and irregularities.

<https://m.youtube.com/watch?v=mAGecvjbZR8> - Covid -19: Laikipia MCAs to approve funds, cautions Governor Ndiritu against embezzlement

<https://www.google.com/amp/s/citizentv.co.ke/news/counties-misused-ksh-13-8b-covid-19-funds-report-9907988/%3famp>

<https://www.pd.co.ke/news/shame-of-covid-19-funds-misuse-in-the-counties-49792/?amp=1>

<https://nation.africa/kenya/counties/12-governors-risk-charges-in-covid-19-funds-misuse-probe-3384708>

**THEREFORE, your humble petitioners pray;**

16. **THAT** pursuant to article 174 of the constitution which provides that the objects of the devolution of government are to promote democratic and accountable exercise of power; to give powers of self-governance to the people and enhance the participation of the people in the exercise of the powers of the State and in


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making decisions affecting them and to protect and promote the interests and rights of minorities and marginalised communities, the honourable house considers this petition.

17. **THAT** in accordance with Section 15 of the County Governments Act which encapsulates that every person has the right to petition the Honourable County Assembly to consider any matter within its authority, the Honourable house to invoke Article 181 of the Constitution and Section 33 of the County governments act and initiate impeachment proceedings against Laikipia County Governor Hon. Ndiritu Muriithi on grounds of abuse of office and gross misconduct.

Name of the 1<sup>st</sup> petitioner: Martin Kagwanja Ndirangu


Signature: ..  .....

Address: 20307, Igwamiti

ID Number: 35697157

Date: 8/June/2024 .....

Name of the 2<sup>nd</sup> petitioner: Anthony Murimi Wachira

Signature: ..  .....

Address: 233, Nanyuki

ID Number: 36819733

Date: 8/June/24 .....

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