



KITUO CHA SHERIA

LEGAL ADVICE CENTRE

we care for justice

REAL TALK



This can happen to anyone of us...





FDORFF BUS STOP.

PATRICIA IS A RETIRED TEACHER AND A REPRESENTATIVE FOR

SHE IS TRAVELLING TO NOMBASA FOR A MEETING OF

HALLO PATRICIA, THIS IS KADOGO, MY GRANDCHILD

PLEASE TAKE CARE OF HER IN NOMBASA



BYE, GRANDMA!



KADOGO HAS MANY QUESTIONS...

WILL THERE BE MANY IDPs AT THE MEETING?

WHERE ARE THEY COMING FROM?

BY THE WAY WHAT EXACTLY IS AN

IDP? I WILL EXPLAIN EVERYTHING TO YOU ABOUT DISPLACEMENT.



IDPs ARE PERSONS OR GROUPS OF PERSONS WHO HAVE BEEN FORCED OR OBLIGED TO FLEE OR TO LEAVE THEIR HOMES OR PLACES OF HABITUAL RESIDENCE.

THIS HAPPENS INTERNATIONALLY AS A RESULT OF, OR IN ORDER TO AVOID THE EFFECTS OF ARMED CONFLICT, SITUATIONS OF GENERALIZED VIOLENCE, VIOLATIONS OF HUMAN RIGHTS OR NATURAL OR HUMAN-MADE DISASTERS.

ALL IDPs IN KENYA ARE KINYANS.



WHAT ABOUT THOSE KINYANS WHO FLED TO UGANDA?

THOSE WHO CROSSED OVER TO UGANDA ARE REFUGEES. THEY ENJOY AN INTERNATIONALLY RECOGNIZED STATUS. OTHER LEVELS AND PROTECTION FRAMEWORKS APPLY TO THEM.

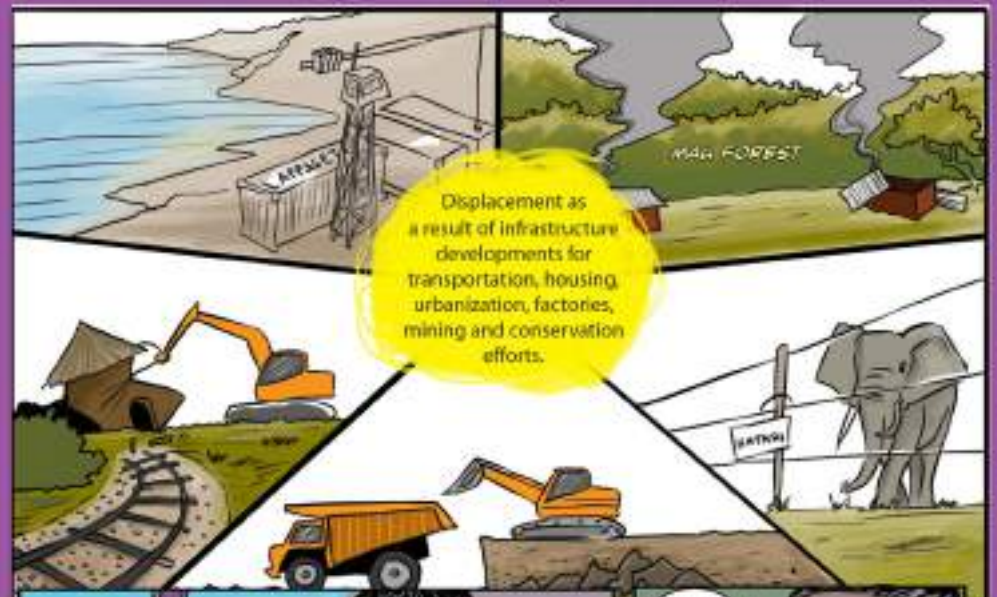
THERE ARE THREE TYPES OF DISPLACEMENTS.

1. Disaster Induced Displacement



Disasters include floods, landslides, fires and droughts. Droughts forced pastoralists to move in search of water and pasture. This often leads to tensions and violence.

3. Development/ Resource Induced Displacement



Displacement as a result of infrastructure developments for transportation, housing, urbanization, factories, mining and conservation efforts.

2. Conflict Induced Displacement



This form of displacement results from human interaction. Examples include war, civil war, or any other forced movement due to persecution, whether this is because of ethnicity, religion or political views. As a result of the 07/08 PEV, over 600,000 people were displaced.



THEY BURNT OUR HOUSE IN HIRUMA.

I LOST MY PARENTS AND MY SISTER DURING THE 2007/08 PEV.

I WAS LUCKY. MY GRANDMOTHER AND I STAYED AT THE SHOWGROUND IN ELDORET AND THEN WE WENT BACK TO HIRUMA.

IT HAS BEEN DIFFICULT BECAUSE WE HAVE LITTLE TO SLEEF ON - EVEN THOUGH WE GOT SOME MONEY FROM THE GOVERNMENT.



THE NEXT DAY...

PATRICIA, KADOGO, AZEE LODYANG' AND SWALEH ALL PARTICIPATE IN A WORKSHOP OF I.D.Ps FROM ALL OVER THE COUNTRY.

IT IS ORGANIZED BY KITUO CHA SHERIA IN COOPERATION WITH NCCC AND THE NATIONAL LAND COMMISSION (NLC).

TODAY WE'RE HERE TO TALK ABOUT PREVENTION OF DISPLACEMENT, ASSISTANCE AND PROTECTION FOR I.D.Ps AND DURABLE SOLUTIONS.

AT WHICH POINT, THE DISCUSSION BEGINS.....

YOU KNOW, WE HEAR ABOUT THE NATIONAL LANDS COMMISSION AND HOW THEY CAN HELP US SOLVE THE ISSUE OF LAND OWNERSHIP AND COMPENSATION.

OUR PROBLEM IS WATER SCARCITY.

WE NEED MORE WELLS FOR OUR CATTLE. WE NEED THE GOVERNMENT OR DONORS TO ASSIST US.

THERE IS ANOTHER THING:

COMPETITIVE MARKETS FOR OUR ANIMALS WILL ALLOW US TO SELL AS OPPOSED TO THEM DYING.

KARIBU SANAI!

KITUO CHA SHERIA IS HAPPY TO HOST THIS WORKSHOP ON INTERNAL DISPLACEMENT.

WE HAVE INVITED I.D.Ps FROM EVERY CORNER OF THE COUNTRY. INTERNAL DISPLACEMENT HAPPENS EVERYWHERE, AND CAN AFFECT ANYBODY.

FIRST, WE WANT TO GIVE YOU INFORMATION ABOUT THE LEGAL FRAMEWORK.

IT IS GREAT THAT THE PRESIDENT SIGNED THE I.D.P. ACT IN 2012.

SO THERE IS A LEGAL FRAMEWORK THAT ASSIGNS RESPONSIBILITIES TO THE NATIONAL AND COUNTY GOVERNMENTS.

ALSO, THE AMENDED LAND ACT HELPS.

DEFORESTATION CAN ALSO BE AVOIDED BY PEOPLE PLANTING TWO OR MORE TREES IN THE PLACE OF ONE. THIS WAY WE WILL HAVE ENOUGH RAINFALL AND PASTURE.

THE GOVERNMENT CAN ALSO DEPLOY MORE ANTI-STOCK-THEFT POLICE IN PASTORAL AREAS SO THAT OUR LIVESTOCK ARE SAFE AS WELL.

THE GOVERNMENT SHOULD GIVE MY NEIGHBOURS AND I AN ALTERNATIVE LAND.

WE ARE GLAD TO COOPERATE WITH NCCC AND THE NATIONAL LAND COMMISSION TO HELP I.D.Ps.

I WOULD LIKE TO INTRODUCE, IN ADDITION, A REPRESENTATIVE FROM THE COUNTY GOVERNMENT IN MOMBASA.

THE BIGGEST PROBLEM IS, WE DIDN'T HAVE TITLE DEEDS. THAT'S WHY THEY COULD EVICT US EASILY.

IN OUR CAMP, WE HAD MEDICAL SERVICES FROM THE RED CROSS. THAT SAVED MANY. BUT I KNOW THAT IN OTHER CAMPS IDPs GOT SERIOUSLY SICK AND DIED.



THE GOVERNMENT AND OTHER RELEVANT INSTITUTIONS SHOULD ENSURE THOSE WHO ARE DISPLACED ARE RECOGNIZED AND EQUALLY COMPENSATED.



AS AN I.D.P. IT IS IMPORTANT TO BE REGISTERED IN A DATA BASE THAT WILL ACT AS PART OF ACCOUNTABILITY WHEN LEGISLATION AND REPATRIATION TAKES PLACE.



I.D.P.s ARE CLASSIFIED AS INTEGRATED, THOSE WHO WENT BACK TO THEIR ANCESTRAL HOMES, LIVE WITH FRIENDS AND RELATIVES...

THE OTHER GROUP ARE THE SO-CALLED CAMP-IDPS. MANY OF THOSE WERE RESETTLED BY THE GOVERNMENT.



THE NATIONAL LAND COMMISSION DEALS WITH A LOT OF ISSUES.

IMPORTANT FOR YOU TO KNOW IS THAT WE ISSUE TITLE DEEDS TO THE RIGHTFUL LAND OWNER.

N.L.C. ISSUES THE EVICTION NOTICE FOR EVICTIONS OF PUBLIC LAND.

N.L.C. DEALS WITH COMPENSATION AND RESETTLEMENT IN CASES OF COMPULSORY ACQUISITION OF LAND.

THANK YOU ALL FOR YOUR VERY USEFUL CONTRIBUTIONS.

NOW WE START THE CREATIVE PART!



LET'S ALL WRITE DOWN OUR SOLUTIONS AND MESSAGES ...

...AND AS WE WRITE THEM, WE'LL JOIN THEM ALL INTO A MAP THAT WE'LL USE TO SPREAD THE MESSAGES AT A BARAZA!

HELLO, EVERYONE!

PLEASE READ OUR COMIC BOOKS!



WHAT A FRUITFUL AND EXHALTING DAY OF WORK THAT WAS!

Yaaay!

NOW WE CAN UNWIND!



YOU KNOW, AS MUCH AS EVERYTHING WE DISCUSSED TODAY IS STILL A WORK IN PROGRESS, I DO FEEL OPTIMISTIC ABOUT THE FUTURE!

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