

KENYA INFORMAL SETTLEMENT UPGRADING PROJECT (KISIP)

PLANNING AND SURVEYING OF SELECTED INFORMAL SETTLEMENTS IN KIAMBU COUNTY.

Minutes of the Public Participation Meeting on the Proposed upgrading of Kibagare informal Settlement, Karuri Municipality Draft LPDP Held on 26th of October 2023 at Kibagare Informal Settlement Grounds from 10:00 am.

Agenda

- 1. Call to order and Meeting Opening**
- 2. General Introduction of all attendants**
- 3. Opening Remarks**
- 4. Comments and Remarks from Participants**
- 5. Consultant's Remarks**
- 6. Closing Remarks and Adjournment**

MIN 01/UMJ/26/10/2023: Call to Order and Meeting opening

The meeting was called to order at 10:00am by the KISIP County Coordinator who then requested for an opening prayer from one of the members.

MIN 02/ UMJ/26/10/2023: General Introduction of all attendants

As directed by the chair, all teams present introduced themselves. The various teams included; Kiambu County Government Team, and members from the general public.

MIN 03/ UMJ/26/10/2023: Opening Remarks

The KISIP County Coordinator

After welcoming members to the meeting, he stated that two projects are being undertaken in Kibagare Settlement

- i. The KISIP Project (planning and surveying)- The project is a carry-over from 2013 and is in its final stages
- ii. Proposed 30m bypass road by KURA which affects nearly half of the settlement (54 PAPs are generated)

The dilemma is on responsibility for the huge number of PAPs generated by the proposed 30m KURA road since they will not be considered as PAPs under the KISIP project.

KISIP Head Component 2

The KISIP Head started with a brief background of KISIP project which was initiated in March 2011 and was intended to be a 5-year programme financed by AFD, Sida and World Bank donors. He stated that for purposes of this project in Kibagare, it is being done under component 2-enhancing tenure security through Planning and Survey where the Consultant (E&G Spatial Consultants) is expected to undertake the assignment in consultation with all the relevant stakeholders including the local community and the county Government.

With that clear, he highlighted the following,

- ✓ During the course of undertaking the assignment, the consultant had experienced challenges towards the end of the project – The proposed 30m bypass road by KURA affects a huge chunk of the settlement (54 PAPs are generated)
- ✓ Kiambu County had written an official letter to KISIP requesting them to respect the KURA road thus prompting KISIP to redefine its boundary. However, the County needs to state the project boundary
- ✓ In the letter, the county Government stated the PAPs will be taken care of by both the County Government and KURA
- ✓ Residents in Kibagare settlement are not encroachers as they were allocated public land by the defunct Thika Municipal council. The land is also un-surveyed

Closing his remarks, he posed the following questions;

1. Has the social team from the County Government engaged the 54 PAPs? If so, what is their feeling about the road?
2. What will happen to the PAPs since most of their structures are permanent? Who will bear the responsibility?
3. Has the county identified alternative land to resettle the 54 PAPs? If so where?

MIN 04/ UMJ/26/10/2023: Comments and Remarks from Participants

KISIP COUNTY COORDINATOR

He retorted that Kiambu County Government engaged KURA through an official letter which categorically stated that;

- The entire Kibagare settlement land is un-surveyed hence residents are not encroachers-KURA will have to facilitate them to remove their structures upon construction of the road
- KURA can consider reducing the size of the 30m road to 15m to minimize impacts

He noted that since both projects are beneficial to the general community and are Government projects, he proposed the following;

- KURA can limit its construction to 15m as the county government seeks alternative land for resettlement
- KISIP can redefine its boundary to exclude the proposed 30m road and intervene on the remaining portion
- KURA should consider the 54 PAPs for facilitation

Closing his remarks, he notified that KURA is yet to respond to the county's letter

KARURI SUB COUNTY ADMINISTRATOR

The administrator informed that some residents (those affected by the road) had raised concerns that they were not consulted by KURA

He highlighted that since the settlement is informal, KURA needs to facilitate all the resultant PAPs. The PAPs also need to be resettled elsewhere – The County Government needs to identify alternative land for resettlements. Incorporation of the PAPs within the settlement is impossible even though it was one of the resolutions made during a community participatory forum by KURA

KISIP HEAD

In support of the Sub County Admin's remarks, he reiterated that accommodating the 54 PAPs into the settlement will be an uphill task hence the only solution will be relocation of all the PAPs to an alternative parcel identified by the County Government since it is not within KISIP's mandate to allocate land.

He highlighted the following;

- That the 54 PAPs along the 30m road reserve will not be PAPs under the KISIP project
- KISIP will only facilitate PAPs inside its project boundary
- It will not be feasible for KURA to reduce the road size however, it can restrict itself to 15m as the county capitalizes on that to seek alternative land for resettlement of the PAPs
- He cautioned that the County Government must identify the alternative land for resettlement within the project timeline
- KURA must engage all the PAPs to agree on facilitation to move their structures
- He called for a transparent and fruitful stakeholder engagement by KURA including the residents who form the primary stakeholders

Response- KISIP County Coordinator

He replied that despite the fact that KURA understands they bear responsibility of all the PAPs on the proposed 30m road, they have not shown any commitment so far. He advised KISIP to intervene on the remaining portion since residents are eager to get their title deeds. He promised that the county government will follow up with KURA and ensure that the PAPs are facilitated fully

Question- Area MP Rep.

Was KURA invited to this meeting?

Response- KISIP County Coordinator

KURA was only invited to the community meeting by the consultant

Concern- KISIP Head

He raised concerns that the project in the settlement is lagging behind and called for prompt decision making. He cautioned that KISIP can as well exit from the settlement

Question- Area MP Rep.

Has the County Government engaged Kibagare residents with regards to the proposed 30m road?

Response- KISIP County Coordinator

The County government has only engaged residents in matters related with the KISIP project only since the project inception in 2015

Concern- KISIP Head

He stated that there's need for retrieval of the minutes of the public participation meeting between KURA and Community to act as evidence for community engagement –The area MP P.A promised to follow up on the matter. He also pointed out that there's need for proper public participation by both KURA and County Government on the impacts of the proposed 30m road.

He requested that since the day's activity was strictly related to KISIP, KURA should not be invited to the meeting (a clear distinction should be made between the KISIP project and the KURA road project)

Response –KISIP County Coordinator

A public consultative meeting will be organized between the County Government, KURA, Local administration and the Kibagare Community to agree on the proposed 30m road and its impacts on the settlement

The County Coordinator welcomed the consultant to give a brief overview of the KISIP project progress

MIN 05/ UMJ/26/10/2023: Consultant's Remarks

Team Leader

The professor appreciated the support shown by all the teams so far in the project. Before inviting the Project Coordinator, he highlighted the following;

- That it will be important to define the KISIP project boundary in this meeting since the residents will have a keen interest in it
- How will the county come in to communicate to the KURA PAPs of their fate in the community engagement meeting? A proper strategy needs to be laid before engaging the residents

The Project Coordinator

Madam Planner informed that the progress is towards completion stage where the community will adopt the plan. She stated the following;

- ✓ That during socio economic survey, it was established that the settlement had 165 structure owners. However, since 54 structures are within the 30m KURA road, the number has reduced to 111

- ✓ The KISIP project has faced numerous challenges since inception derailing the project progress
- ✓ A meeting has been organized later in the day where the community will adopt the plan and the PAPs on the proposed 30m road by KURA engaged
- ✓ Since the resultant parcels are small, block titling was proposed to ensure tenure security is achieved (45 blocks were generated). However, different share ownership will prevail given the fact that residents have distinct boundaries with different plot sizes.

Question- County Planner

Can the minimum plot size be adjusted upwards to 0.045 ha (450m²) instead of 200m² proposed by the plan?

Response- Project Coordinator

It will be difficult to merge parcels considering the existing footpaths within the settlement. However, the consultant can still explore the option

Response- KISIP Head

He responded that given the fact that the parcels are connected to utility line infrastructure i.e. sewer line, 200m² is adequate for titling purposes.

In support of the block titling, he noted that it is the best option for the settlement

Response- Project Coordinator

The project coordinator noted that during the community participatory planning forum, residents preferred individual titling hence block titling will not be most desirable. She however stated that both the preferred plan and tenure option will be presented to the community for adoption

Response- The KISIP Head


He retorted in agreement that adoption of both the plan and proposed tenure option by the community will be a big step towards processing of the titles before the end of the year.

MIN 06/UMJ/26/10/2023: Closing Remarks and Adjournment

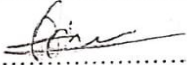
The KISIP County Coordinator appreciated all members for the positive contribution in the meeting. He requested members to proceed to Kibagare settlement for the community meeting.

There being no other business, the meeting was adjourned at 1430hrs following a closing prayer from a member.

Minutes Prepared by:

Name..... Jane MuliMaki Designation..... Office Administrator.
Signature.....  Date..... 27/10/2023.

Confirmed by:

Name..... PETER KARANGA Designation..... KISIP CPCT
Signature.....  Date..... 27th Oct, 2023