

# PARLIAMENT OF KENYA

## THE SENATE

### THE HANSARD

**Tuesday, 2<sup>nd</sup> April, 2019**

*The House met at the Senate Chamber,  
Parliament Buildings, at 2.30 p.m.*

*[The Speaker (Hon. Lusaka) in the Chair]*

#### PRAYER

#### PAPERS LAID

**Sen. Olekina:** Mr. Deputy Speaker, Sir, from the onset, I join you and Sen. Sakaja in welcoming the students to the Senate. This gives them an opportunity to see what we debate.

I rise to support this Motion on the approval of the nominee to serve as the IG of the Republic of Kenya. I am quite happy that I followed the Senate Majority Leader who spoke about issues of confidence and how, as Kenyans, we can criticize any public office and support them when they do what is right.

Today, a judge in Nyeri County dropped 11 charges which were brought against a businessman called Mr. Jimi Wanjigi. The judge clearly stated that the IG acted in abuse of court process and in bad faith and was motivated by extraneous factors in the decision made to charge and summon Jimi Wanjigi.

Mr. Deputy Speaker, Sir, I am one of those people who believe that for a person to serve in a particular office, they must be appointed and be prepared to go beyond political interest. In the period immediately after the elections, I brought a Bill to this House on the retirement of the Deputy President and other designated state officers. One of the reasons was because the current Inspector General of Police had abused his office and used his power to deny people justice.

Mr. Deputy Speaker, Sir, as I support this Motion, I hope that the nominee, Mr. Hillary Mutyambai, will realise that at any given time, when you are appointed and approved by Parliament, you have to know that Parliament comes and goes. There is always something we call the rise of a political party and the fall of it. You should always, as a servant of this country, be ready to stand firm and not be swayed even by the appointing authority. The moment you take the oath to serve diligently and defend the Constitution of Kenya, you must do so.

During the recess period, most of us felt that the Inspector General of Police was being partisan. I am sure the parents of Baby Pendo – may the Lord rest her soul in eternity – felt that the Inspector General of Police was being partisan because the person

who was appointed to defend and ensure *Utumishi Kwa Wote*, which is the Police motto, did not observe the same.

Mr. Deputy Speaker, Sir, I am happy to note that the nominee has risen within the ranks because of his merit. He had a degree when he joined the Kenya Police when it was a force before it was converted to a service. That allowed him to progress to a point where he has been nominated as the Inspector General of Police. I hope that the experience he has gained in the intelligence world will help him bring discipline into this country because what we lack in Kenya is discipline.

Recently, I travelled to Rwanda. Getting into a police station, I wondered whether I was in a two or three-star hotel because it was clean and there was order. I hope that once he is approved by this House – I hope this House will approve him – he will bring discipline in police stations in this country.

We must also protect and support the policemen and women in this country. For you to become a good police officer, you must love Science, Mathematics and English because you have to carry out investigations and write. I heard the current Cabinet Secretary for Interior and Coordination of National Government saying that all police stations must have computers. If we have policemen and women who are not trained to write reports, how will they carry out investigations?

While performing his duties, God willing when he is appointed, he should begin with the basics. He should do a serious audit of all the police stations in this country and ensure that they meet the requirements. The police stations should also support the good traits that a policeman or woman should have.

I hope that the current nominee is a team player. Having worked in the National Intelligence Service (NIS), his work was hopefully to collect intelligence information and pass it over to the Inspector General of Police for further action. For him to serve in his new position well, he must be a team player and a quick problem solver.

We do not want a situation where a judge would say that allowing evidence by the Director of Public Prosecutions (DPP) would be abetting corruption. The Constitution is very clear that the DPP should instruct the Inspector General of Police to carry out investigations through the Directorate of Criminal Investigations (DCI). When that process is clear, it will be wrong for a judge to rule that the Inspector General of Police and the DCI violated the law. We must respect the rule of law and we must respect every Kenyan who lives in this country.

On the issues of cattle rustling and protection of the environment, I hope that the new Inspector General of Police will stand firm because we are here for a very short time. Right now, all our rivers are dry because of illegal activities taking place. I remember there is a truck which I personally arrested in Narok carrying a lot of cedar trees. It was taken to the police station and after about three or four days, it was released with all the cedar trees from the Mau Forest. So, I hope that the new Inspector General of Police will bring discipline and give priority to the police welfare.

Everyone is looking at the neighbouring country of Rwanda, which is a very small country the size of Kajiado County as the Singapore of Africa. The discipline there is what is making that country move forward. That discipline can only be brought about by a disciplined police service.

Mr. Deputy Speaker, Sir, with those few remarks, I beg to support.