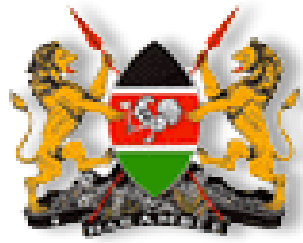


Republic of Kenya



Ministry of Lands

THE NATIONAL SPATIAL PLAN (NSP)

LAUNCH AND CONFERENCE REPORT

KENYA SCHOOL OF MONETARY STUDIES
DEPARTMENT OF PHYSICAL PLANNING
16 JUNE 2010

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INTRODUCTION

The three day conference held between 16th to 18th June, 2010 at Kenya School of Monetary Studies was organized by the Department of Physical Planning, which is under the Ministry of Lands.

The Deputy Prime Minister and Minister for Local Government, Hon. Musalia Mudavadi opened the conference. Hon. James Orengo Minister for Lands and PS Ministry of Lands, Ms. Dorothy Angote addressed the conference that was also attended by PS Ministry of Nairobi Metropolitan, Arch. Philip Sika.

The conference brought together participants from line Government ministries, State corporations, civil society, Local Authorities, Regional Development Authorities, Research Institutions, Development partners and the Universities.

The main purpose of the National Conference was to launch the preparation of National Spatial Plan. During the conference, the Department presented the concept paper which provides the roadmap for preparation of NSP, which was ultimately adopted by the stakeholders.

Presentations were made by both local and international resource persons, on NSP preparation and issues related to it. A team of planners from Malaysia shared with the stakeholders their experiences in the preparation and implementation of Malaysia National Physical Plan.

Other presentations touching on environment, poverty, rangelands, agriculture, Vision 2030 were made. These provided invaluable insights towards preparation of NSP. Stakeholders shared their experiences, probed, made contributions and eventually adopted the NSP concept paper with ammendments.

TENTATIVE PROGRAMME – STAKEHOLDERS CONFERENCE ON DRAFT CONCEPT PAPER ON THE

NATIONAL SPATIAL PLAN
HELD AT THE KENYA SCHOOL OF MONETARY STUDIES
ON 16th to 18th June 2010

Day 1, Wednesday, 16th June 2010

TIME	ACTIVITY	FACILITATOR	DISCUSSANTS
08.00-08.30am	-Arrival and Registration	R. Mbutia, C. Atieno & R. Muthami Supervisors; Lucy Mwangi, Lilian Kieni & Rose Mugita	
08.30-09.00am	-Entertainments-Choir	Ms. Mary Ombara	
O f f i c i a l O p e n i n g			
S e s s i o n C h a i r - Ms. Dorothy Angote, P.S Ministry of Lands			
09.00-10.30am	Remarks by: Permanent Secretary Ministry of Lands, Ms. Dorothy Angote Minister of Lands HON. JAMES ORENGO, MP, EGH Chief Guest-RT. HON. PRIME MINISTER, RAILA AMOLO ODINGA, MP, EGH		
10.30-11.00	T E A B R E A K		
P r e s e n t a t i o n s			
S e s s i o n C h a i r - Mr. Zablon Mabea, Commissioner of Lands			
11.00-11.10am	i. Highlights of Vision 2030	NESC	Prof. E. Ndegwa Prof. P. Ngau Mr. Leonard Kimani
11.10-11.20 am	ii. National Land Policy-focus on Land Management Aspects	Mr. R. Murugu-Head, LRTU	
11.20-11.40 pm	iii. National Spatial Plan Concept Paper	Mr. Augustine Masinde-Director of Physical Planning	
12.30-01.00 pm	P l e n a r y S e s s i o n		
01.00-02.00pm	L U N C H B R E A K		
S e s s i o n C h a i r - Mr. Mugo Kebati-Director General, Vision Delivery Secretariat (VDS).			
P r e s e n t a t i o n s			
02.00-02.30pm	iv. Experience on the Preparation & Implementation of Malaysian Spatial Plan	Mr. Kamalruddin Bin Shamsudin-Deputy Director General (Planning) & Ms. Rohani Binti MD Hashim-Asst. Director of National Physical Planning Dept.	Dr. S. Obiero Dr. E. Aligula Mr. R. Mbwagwa
02.30-03.00pm	v. Preparation & Implementation of Singapore Spatial Plan	Singapore	
03.30-05.00pm	P l e n a r y S e s s i o n		
05.00-05.20pm	T E A B R E A K		

Day 2, Thursday, 17th June 2010

TIME	ACTIVITY	FACILITATOR	DISCUSSANT
S e s s i o n C h a i r - Mr. Peter Kibinda Director (Metropolitan and Environmental Planning),			
08.30-08.50 am	-Recap		
08.50-09.20am	§ Scope and Substantive aspects of Malaysian Spatial Plan	Mr. Kamalruddin Bin Shamsudin & Ms. Rohani Binti MD Hashim	-Dr. Mary Kimani -Mr. Patrick Adolwa
09.20-09.50am	§ Presentation on Singapore spatial planning experience By Singapore Representative		
10.00-10.30 am	T E A B R E A K		
P r e s e n t a t i o n s			
S e s s i o n C h a i r - Mr. Tom Odongo, (Director of City Planning,CCN.)			
10.30-11.00am	i. Poverty in Spatial Perspective	Dr A. Kilele	-Prof. Johnstone Kiamba -Mr. Kamalruddin Bin Shamsudin -Dr. George Waga
11.00-11.30am	ii. State of The Environment	Dr. Kennedy Ondimu	
11.30-12.00am	iii. Rangelands	Dr. Kassim Farah	
12.00-01.00pm	P l e n a r y S e s s i o n		
01.00- 02.00 pm	L U N C H B R E A K		
S e s s i o n C h a i r - Prof. Peter Ngau, University of Nairobi			
02.00- 02.30 pm	iv. ASCU and its role in the realization of National Spatial Plan- ASCU Coordinator	Mr. Stephen Laititi	-Mr. E. Mairura - Dr. Kassim Farah - Ms. Rohani Binti Hashim
02.30-03.00pm	v. Global Perspective of Spatial Planning	Dr. Eric Aligula	
03.00-04.00pm	P l e n a r y S e s s i o n		
04.00- 04.30pm	T E A B R E A K		

Day 3, Friday, 18th June 2010

TIME	ACTIVITY	FACILITATOR	DISCUSANT
S e s s i o n C h a i r - Mr. Augustine Masinde - Director of Physical Planning			
08.30-08.40am	-Recap		
08.40-10.00am	- Formation of Thematic/Technical Working Groups for NSP preparation		
10.00-10.30am	T E A B R E A K		
10.30-11.30pm	Way Forward		
11.30-01.00pm	Official Closing	Hon. James Orengo	
01.00-02.00pm	L U N C H B R E A K		
02.00-03.0pm	D e p a r t u r e		

Master of Ceremony
Conference Coordinator

MR. E. W. BARAZA, (Senior Deputy Secretary, MOL)
MRS. PERIS MANG'IRA (Deputy Director of Physical Planning)

DAY ONE: 16TH JUNE 2010

SESSION ONE: OFFICIAL OPENING

The session was chaired by: Permanent Secretary Ministry of Lands, Ms. Dorothy Angote

Welcome address by The Director of Physical Planning - Mr Augustine Masinde



Mr. Augustine Masinde, the Director of Physical Planning welcomed the participants and informed them that the preparation of the National Spatial Plan (NSP) is historical since it would radically change Planning and management of the land resource in the country. He also noted that the wide spectrum of stakeholders that were invited to the conference would provide meaningful and diverse information that would inform the preparation of NSP.

Further to this, he said that the NSP would usher in a new era of professionalism in spatial planning and ensure sustainable utilization of resources for the betterment of the citizens in this country.

Welcome address by Permanent Secretary- Ms. Dorothy Angote



Ms. Dorothy Angote, Permanent Secretary, Ministry of Lands (MoL) also welcomed the participants to the conference. She noted that for over a century there has been confusion and contradiction in the land sector due to lack of a governance framework. She cited examples dating back to as early as 1907; that demonstrated the problems experienced with regard to alienation of land.

The adoption of the Sessional Paper No. 3 of 2009, she noted, was a key landmark in providing a framework for addressing critical issues in land administration, management and land use planning.

She said that the occasion therefore was exciting and important to address some of these critical land issues.

The PS also cited the provisions of the Medium Term Plan 2008-2012 in Vision 2030 which prioritize preparation NSP as a guide to the development of the country for the next 50 yrs. She also noted that preparation of NSP will also upscale spatial planning to the national level and provide a reference point for regional and local lower level planning.

She noted that NSP is a long-term framework designed to achieve among others balanced socio-economic development, integration, coordination to shape future development plans and investment plans. And that the plan will open up all areas in the country for investment.

She said that the NSP preparation process will be participatory, consultative and responsive to change. She concluded by saying that the conference was indicative that the consultative process had commenced.

Official Welcoming Address by Minister for Lands-Hon. James Orengo.EGH



Hon. James Orengo, Minister for Lands welcomed and thanked participants for attending the conference. He also welcomed the Deputy Prime Minister, Hon. Musalia Mudavadi and thanked him for accepting to preside over the official opening of the conference at short notice.

The Minister noted that his Ministry is expected to facilitate achievement of Vision 2030 through preparation of NSP which will ensure that all land is put into appropriate uses, in a sustainable manner.

He noted that at policy level, there are parallel frameworks guiding planning; economic and physical which has led to lack of coordination and linkage across sectors. This further complicated by the existence of over fifty statutes that govern land use.

He noted that in response to the above problem, his Ministry formulated Sessional Paper No. 3 of 2009 on National Land Policy which recognizes the need to harmonize all land laws in addition to addressing historical injustices.

In further addressing the above problems, he informed the participants that his Ministry has initiated the preparation of NSP. However, in view of the broad multi-sectoral and multi-disciplinary nature of the task; various stakeholders will play a key role in the entire process.

While appreciating that NSP preparation is a mammoth task, the Minister noted that substantial resources will be required and will have to be mobilized by both private and public sectors.

Opening Address by Deputy Prime Minister and Minister for Local Government (DPM)- Hon Musalia Mudavadi



The Deputy Prime Minister and Minister for Local Government (DPM & MoLG), Hon. Musalia Mudavadi conveyed the Prime Minister's apology and informed the conference that the Prime Minister had other pressing engagements.

He acknowledged the role played by MoL under the leadership of Hon. James Orenge in the formulation of the National Land Policy and reiterated the importance of land as a critical factor of production in any economy alongside labour and capital.

He noted that Local Authorities have not kept pace with rapid urbanization and hence the need for building capacity for implementation and enforcement of plans. The Deputy Prime Minister and Minister for Local Government also said that due to public awareness, Physical planners have become more visible and should therefore self evaluate and improve performance in order to reflect a more positive image to the public.

Citing the case of Lamu, the DPM & MoLG noted that had Planners acted earlier, speculative tendencies arising from impending investment in a new port would have been mitigated. He further noted that NSP will provide a coordinating framework in planning and therefore avoid earlier practices where different government agencies undertook planning separately. He gave an example of pilot planning projects being undertaken by his Ministry in Mtwapa, Bungoma, Othaya, Garissa, & Eldoret which he hoped would feed into NSP and bridge the disconnect in the planning process.

In reference to the Finance Minister Budget speech which flagged out the worrying number of regulatory and enforcement agencies that are more revenue –oriented as opposed to discharging their core mandate, the DPM & MoLG challenged the planning team to focus on creation of a national enforcement agency.

He commended the MoL for benchmarking itself against successful countries which have achieved commendable standards such as Malaysia, so as to share experiences ideas and best practices.

The DPM & MoLG then declared the National Spatial Planning Conference officially opened and wished the participants fruitful deliberations.

SESSION TWO: PRESENTATIONS

PRESENTATION ONE

National Land Policy-focus on Land Management Aspects

Presenter: Reuben Murugu, Coordinator, LRTU



Mr. R. Murugu presentation highlighted the following key aspects on the Sessional Paper No. 3 of 2009 and the National Land Policy:

- Definition and objectives of the land policy
- Land Problems in Kenya
- Land Use Principles
- Land Management and Administration Issues
- Land Use Plan
- Land reforms
- Implementation principles

PRESENTATION TWO

National Spatial Plan Concept paper

Presenter: A. K. Masinde (Director of Physical Planning)



Mr. A. K. Masinde, Director of Physical Planning, presented the NSP concept paper which highlighted the following areas:

- Definition of Spatial Planning
- Relationship between Spatial Planning and Physical/Land Use Planning.
- The policy and legal context for NSP
- The Vision, Theme and Objectives of NSP
- Scope and Methodology
- Expected outcomes.

PLENARY ONE

DISCUSSANTS

DISCUSSANT ONE: PROF: ELIJAH NDEGWA



Prof. Elijah Ndegwa posed rhetoric questions:

What is the significance of the NSP?

What Kenya do we want to live in?

How shall we integrate many Kenyans into one Kenya?

“There are many Kenya’s as there are many Kenyans”.

Prof. Ndegwa said that NSP is an instrument to make Kenya take advantage of its geo-political position and become more economically competitive globally. He noted that Kenya is strategically positioned and should therefore exploit opportunities presented by its position particularly within the region.

Referring to the concentration of development along the Kenya-Uganda railway, the discussant pointed that the NSP should be able to create opportunities for Kenyans wherever they live without being drawn to the centre.

Regarding the use of National space, the discussant pointed out that the main challenge of NSP would how to use the 20% arable land which is classified as medium and high potential while bringing on board the 80% that is classified as low potential. He also said that NSP should be able to tap on the synergy between and within the two district parts in the country.

He finally pointed out the need to put structures of governance in place so that planning is not seen as oppressive.

DISCUSSANT TWO -PROF JOHNSTONE KIAMBA



Prof. J. Kiamba wondered what role NSP would play in Kenya's development.

He noted the positive role played by urbanization in this country and that NSP must endeavor to give people livable spaces by creating regional spatial economies.

Comments from Participants

Key Issues Raised by Participants were:

- NSP should play a key role in national development by informing micro-economic investment policies.(Tom Odongo - Director, City Council of Nairobi)
- Define timeframe for completion of NSP-(Stephen Laititi-Deputy Coordinator,ASCU)
- Integration of spatial and economic planning as a basis for resource allocation.
- Deconstruct mindsets and embrace planning as an instrument for order other than for oppression.
- Formulate mechanisms for implementation and coordination of NSP in the long run.(Ms. Dorothy Angote,PS Ministry of Lands)
- The need to perceive water as part of territorial space and exploit its potential since it constitute 20% of Kenya's land mass.
- Develop a flexible NSP framework that anticipates changes. Develop mechanisms to ensure implementation of NSP in areas where the land tenure systems is not well defined e.g. areas not yet adjudicated-(Director, Min of Nairobi Metropolitan: Peter Kibinda)
- NSP will provide a solution to housing challenges.
- We need to address dichotomy in the plan so that there is something for everybody.
- NSP is a departure from preoccupation with economic planning other than spatial planning.
- Embracing social issues e.g. equity and develop guiding values in the NSP preparation
- Change in perception of land to focus on use other than ownership and interaction between space and technology.

- Take cognizance of existing realities i.e. some institutions that are ahead of NSP. (Rep. from Min of Housing: Stephen Chune)
- NSP will provide a framework for improved regional interaction within East Africa. (Dr. Alexander Kaimenyi).
- Emphasis should be on implementation and stakeholder participation other than processes. NSP preparation process should focus on linkages between institutions to avoid conflicts. (Okoto Okoto-LBDA)
- There is widespread use of outdated plans for development; the NSP should be implemented immediately to bridge the gap-(Arch. Steve Oundo-Chair, AAK)

SESSION 3

PRESENTATION THREE

Malaysian National Physical Plan

Presenter: Kamalrudin Shamsudin



Mr. Kamalrudin Shamsudin Deputy Director General National Physical planning council of Malaysian presented his country's National Physical Plan.

He said that National Physical Plan is a framework to achieve integrated and sustainable land use in the country and is prepared under town and country planning Act 172. The plan is a written statement giving strategic policies which are accompanied by indicative plans detailing specific action areas such as: coastline area, conservation areas, transportation etc.

The plan covers a period of 20 years which is in line with the country's vision 2020. Other plans that guided the preparation of NPP include: Outline Perspective Plans (OPP), 5-Year Malaysia Plan and other sector policies and action plans such as:

1. Industrial Master Plans
2. National Agricultural Policy
3. National Environmental Policy
4. National Physical Plan

The plan preparation process is highly participatory and consultative. He also presented the organization structure of planning in Malaysia which has National Physical Planning Council at the helm and reports to the Prime Minister. The council is in turn linked to the National development planning committee, national physical planning committee, state planning committee, technical working group, state town and country planning committee and at the base is a study team.

He indicated that the National Physical plan consist of 8 themes, 36 policies and 194 measures that clarify the policies. The eight themes that constitute Malaysian plan are:

1. Setting a national spatial framework

2. Enhancing National economic competitiveness
3. Modernizing agriculture
4. Strengthening tourism development
5. Managing changing human settlements
6. Conserving natural resources and the environment
7. Integrating the National transportation network
8. Providing appropriate infrastructure

Among the measures proposed in the plan include the following:

1. Optimal utilization of resources and avoidance of duplication of infrastructure investment while integrating National transport networks
2. Delineation of prime agricultural and creation central forest spine.
3. Concentration of urban growth in the conurbations which should be anticipated and accommodated.
4. Conservation of environmentally fragile areas and coastal ecosystems which should be protected and used in a sustainable manner.

He outlined mechanisms that have been put in place for implementation of the plan where the various activities are linked to specific actors. Finally the presenter noted that the National Physical Plan is subjected to review after five years.

PRESENTATION FOUR

STATE OF THE ENVIRONMENT

Presenter: GEOFFREY MWANGI



Mr. Geoffrey Mwangi a representative from NEMA gave a presentation on the process of preparation of state of environment report. This presentation touched the following key areas:

- Environmental indicators
- NEMAs statutory mandate
- Methodology
- Global benchmarks
- National process
- Challenges

PRESENTATION FIVE: VISION 2030

Presenter: Director, Vision Delivery Secretariat -Mr. Mugo Kebati



Mr. Mugo Kebati noted that NSP is critical and key to the implementation of the vision 2030 since every pillar of the vision is anchored on Land. He cited examples of flagship projects in the three pillars of vision 2030 where provision of land will be a key determinant to the delivery of the projects.

For instance, under economic pillar where seventy-five per cent of jobs created are from agriculture, the NSP should be bold and comprehensive to recommend consolidation of land in order to facilitate mechanization. Development of Resort Cities, special economic zones will require land to be zoned and profiled.

Under the Social-pillar, educational, health and housing projects will also require appropriate provision of land. He observed that the wealth of the nation is stored in housing. He wondered where land for public housing will be obtained in future.

Under the political pillar Mr. Kebati observed that land is the main subject in the constitutional debate. He pointed out that there is need to develop a consensus on an agreed framework on land use and ownership analytically, objectively and dispassionately.

Finally he said that flagship projects may not kick off unless the land issues are solved.

PLENARY TWO

DISCUSSANTS: Dr. Mary Kimani & Mr. Patrick Adolwa

DISCUSSANT ONE: Dr. Mary Kimani



Dr. Mary Kimani gave a comparative analysis of the Malaysian experience and Kenyan approach to preparation of the national spatial plan. She indicated that there was need to focus on scope in terms of space but also on themes and policies.

Additionally she observed that NSP needs to identify strategic centers to drive development, focus on modernizing agriculture by adopting technology, and delineate areas that are strategic for agriculture and urban growth boundaries.

She emphasized the need to conserve natural resources and environment. She gave an example of Malaysia where 44% is under forest cover given their small land size as compared to Kenya which is bigger in area but has only 1.7% of forest cover. She added that NSP should be able to delineate these conservation areas.

Finally she added that there is need to come up with strategies to deal with transportation and delineate transport corridors which are functional.

DISCUSSANT TWO: Mr. Patrick Adolwa



Mr. Adolwa noted that there is need to think of the town as part of the country and appreciate the continuum there is between the town and region. This is clearly depicted in the Malaysian experience where there is no disconnect between town and the country. He noted that in preparing NSP we need to think of the constitutional dispensation since NSP will provide a pillar on which national development will take place.

He observed that the NPP provides a framework for lower level plans which is in contrast to Kenya where many activities are taking place which are not in tandem with NSP. He added that there was need for concentration of activities to create synergy and take advantage of economies of scale.

Comments from Participants

Key Issues Raised by Participants were:

- How did Malaysians plan for phenomena such as Tsunami which are unpredictable and strike with unprecedented viciousness?- (Joseph –Civil Society)
- Do we have planning systems that runs through national to local level? There may be need for new system or framework to carry the process of NSP.
- Phase 2 of Malaysia’s National Physical Plan is premised strongly on Phase one. There may therefore be need to review Kenya’s Human Settlement Strategy of 1978 as a step to towards preparation of NSP.
- Inclusion of environmental concerns into NSP.
- The capacity to deliver NSP in 11 months is greatly hinged on the capacity of Physical Planning Department. This therefore calls for enhancement of the planning capacity in the department in terms of human and financial resources. – (Titus Musungu-Ministry of Lands)
- In Kenya there are Overlaps of policies in various sectors e.g. agriculture and land policy. Are they experienced in Malaysia?
- NSP will show us how to use land efficiently. Are we therefore going to review past decisions that are in conflict with NSP recommendations?
- There is paralysis in completion of national projects. How will we ensure that NSP is completed? (Mwacharo-CDA)
- Since all land in Malaysia belongs to the state. How does government organize its use? – (Stephen Laititi-ASCU)
- 40 years ago, Kenya and Malaysia were at the same level of economic development. When did it start raining of us? It very important to know how Malaysia did well. If Malaysia surged ahead they must have done something differently. Kenyans should ask themselves hard questions as we benchmark.

- Observing that Kenya and Malaysia have a similar planning system, there seems to be a missing link in the Kenyan system since spatial planning operates at a lower level than economic plans. In Malaysia the NPP is integrated with the national economic plan. Both draw from the country's vision 2020 and are reviewed every 5 years.- Dr. S.Obiero-(UON-DURP)
- The state of environment report (SOE) should provide information and data that will be needed for NSP formulation process.(Geoffrey Mwangi –NEMA)
- There are several Commonalities between Kenya and Malaysia e.g. the number of local authorities, hierarchy of centre's, transportation corridors, and functionality of towns.
- Malaysia completed their NPP in 11 months. Similarly Kenya should strive to complete NSP within such a timeframe.
- Do we plan to make Kenya a successful nation or to leverage our ethnic enclaves?
- What happened to the growth and service centre strategy?
- The state of the environment seems not to have had the desired impact both in planning and in the lives of ordinary Kenyans. The attitude of entitlement overrides environment.- (Prof. Johnstone Kiamba)

RESPONSES TO ISSUES RAISED

- In response to the question on unpredictable phenomenon Mr. Kamalrudin Shamsudin pointed out that Malaysia has prepared National Disaster Management plans for disaster prone coastal areas. In addition Malaysia has developed indicators on vulnerable land and constant monitoring help mitigate such occurrences.
- On the question of policy overlap Malaysian government facilitate discussions amongst various agencies affected by policies. It also helps that ICT is a cross cutting component in national plan formulation and so information is readily available.

SESSION FOUR

Recap

Titus Musungu presented highlights of the previous day's presentations and issues that emerged from the plenary.

PRESENTATION SIX

Title: Scope of National Physical Plan (NPP) by- Ms. Rohani Binti

MD Hashim



Ms. Rohani Presented a paper on the scope of the Malaysian National Physical Plan. The presentation was divided four parts:

The legal framework (Town & Country Planning Act 1976 (Act 172), Plan Area (Confined to Peninsular Malaysia), Plan Period (Until 2020) and the Preparation Process (By the Director-General in consultation with every State Authority & other authorities/ bodies).

Ms. Rohani explained that NPP is a written statement formulating strategic policies for the purpose of determining the general directions and trends of the physical development of the nation. It is accompanied by indicative plans as may be required to clarify the strategic policies. And contain other matters as may be prescribed or specified by the National Physical Planning Council.

She outlined the NPP as consisting of 8 Themes, 36 policies and 194 measures that clarify the policies. The eight themes were:

- Setting a National Framework to achieve integration and sustainable land use.
- Enhancing competitiveness by Planning of urban based activities e.g. selective concentration, land and natural resources productivity, planning for industrial sector.

- Modernizing Agriculture by taking cognizance of threats and opportunities of urbanization, conserve strategic granary areas, support vibrant and sustainable agriculture development, improving food Security and maximizing rural incomes.
- Strengthen Tourism Development by classifying different tourism development zones that concentrate on different packages of tourist products to maximize their resources and location advantages.
- Managing Changing human settlements by :
 - Anticipating and accommodating concentration of urban growth in the conurbation
 - Supporting the growth of four main conurbations of Kuala Lumpur, George Town, Johor Bahru and Kuantan.
 - Planning and developing conurbations as integrated regions
 - Maintaining the individuality and physical separation of the cities, towns and villages within the conurbations
 - Identifying towns with special features and the developing of projects to exploit their special features and supporting them with the appropriate infrastructure;
 - Developing of small and intermediate towns in accordance with their localized economic potentials;
 - Reinforcing the development of Rural Growth Centre's (RGCs) to rationalize the servicing of the rural population.
 - Designing Planning standards to meet the requirements of developed country;
 - Charging a designated central authority with the responsibility to publish on regular basis information and land use development.
 - Conserving Natural resources and environment by:
 - Integrating Environmentally Sensitive Areas (ESA) in the planning and management of land use and natural resources to ensure sustainable development;
 - Establishing a Central Forest Spine to form the backbone of the Environmentally Sensitive Area Network;
 - Protecting sensitive coastal ecosystems to be used in a sustainable manner
 - Integrating National Transportation System by;
 - Establishing an integrated national transportation network In recognition of the inter-relationship between land use and transport
 - Establishing a nationally integrated high-speed rail system

- Extending a national road network for regional travel and local access.
- Providing appropriate infrastructure by;
- Providing a spatial framework for the efficient delivery of an integrated infrastructure services at the national and regional level and to the main conurbations;
- Planning of water resources to be guided by supply and projected demand for the water by quantity and location.
- Identifying and protecting ground water resources and recharge areas from activities that cause pollution and reduce yield;
- Servicing all urban settlements by a centralized sewerage treatment system;
- Servicing all urban settlements with an integrated network of solid-waste disposal and / or recovery facilities;
- Designating land utilized for the main drains, streams and rivers as drainage or river reserves;
- Locating as strategic assets, electricity generations plants and distribution mains to provide a reliable and efficient supply of power to consumers;
- Providing appropriate ICT technology as a priority to all settlements.

COMMENTS BY PARTICIPANTS

- In Malaysia, NPP Council is chaired by the Prime Minister, an indication that planning is taken seriously while in Kenya the political class is not committed and don't attend to planning events. There is a disconnect between professionals and the political class and ideas of professionals are not taken seriously. NSP requires political support and an organ should be established at the national level to take responsibility for NSP. (Plan. R.O.Mareri)
- What challenges did the Malaysian people face in NPP preparation? There is need to embrace advocacy in planning.(Prof.Johnstone Kiamba)
- How shall we get the attention of the Political class to the level of the Prime Minister like is the case in Malaysia? What informed the Themes in the Malaysian NPP preparation? Was it opportunities or challenges faced? What informed the scope in terms of timeframe? (Plan. Herbert Musoga)
- The conceptual framework of 8 themes, 36 policies and 194 measures are critical to ensure that the Plan is implemented. What challenges have the Malaysians faced in implementation of NPP?

- What kind of budget line do they have at the National level for the implementation of NPP? (Plan. Titus Musungu)
- What is the Malaysian organizational structure to capture participation at the National and Local levels? (Plan. Jabu Salim)
- What challenges did the Malaysians face in provision and improvement of transport E.g. the Rapid Rail Transit?
- NSP should come up with an integrated transport policies.(Okoto Okoto)

Responses: Kamalrudin Shamsudin

Implementation of NPP is measured by use of indicators which are drawn from each of the themes. Review of the NPP is done every five years.

Political goodwill was achieved through formation of planning boards and planning council which are integral to the Federal Government.

Challenges are being faced in improving public transport which is at 40% but efforts are still being made to raise it to 50-60%.

PRESENTATION SEVEN

TITLE: The National Spatial Distribution of Poverty- by Mr. Saitoti Torome



Mr. Saitoti Torome presented a paper on the National Spatial Distribution of Poverty. The presentation highlighted the following:

- n Definition of Poverty
- n Poverty over - time
- n Poverty Maps
- n Challenges

The presentation revealed that overall poverty percentages in Kenya ranged between 40.3% in 1994, 52.3% in 1997 to 45.9% in 2005/6. It also showed regional disparities in the distribution of poverty in the country. For instance, during the same period, poverty levels in central province ranged between 31.9 % in 1994, 31.4 % in 1997 to 30.4% in 2005/6 while in Coast, the poverty level ranged between 55.6% in 1994, 62.1% in 1997 to 69.7% in 2005/6.

With regard to urban and rural poverty, the urban levels were generally lower than the rural average percentages. For instance, urban poverty levels ranged between 29.2% in 1994, 49.2% in 1997 to 33.7% in 2005/6 while in the same period, rural poverty levels were 46.8% in 1994, 52.9% in 1997 to 49.2% in 2005/6.

PRESENTATION EIGHT (8)

TITLE: Rangelands and Sustainable Development in Kenya by
Kassim O. Farah, Ph.D



Prof. Kassim Farah presented a paper on Rangelands and sustainable development in Kenya. His presentation revealed that rangelands comprise 80% of the country's land mass, support 70 percent of the national livestock and 90 percent of the nation's wildlife game species that support tourism. He noted that the sustainable use of resources in the rangelands, particularly Pastoralism as a production system will be greatly enhanced by the formulation of NSP.

He also emphasized that rangelands require special attention in if Kenya is to achieve sustainable development.

PLENARY FIVE

Discussants: Dr. George Waga, Prof. Johnstone Kiamba,
Kamalrudin Shamsudin



Dr. George Waga commended the presenters and cited past attempts by the government to reduce poverty e.g. the Sessional Paper No. 10 of 1965. He observed that the use of Poverty maps in the presentation rightly depicted intra and inter-regional imbalances.

Mr. Kamalrudin Shamsudin said that rangelands case in Kenya can be compared with Malaysia's environmentally sensitive areas.

Prof. Johnstone Kiamba commended Mr Saitoti Torome for his presentation, but said that the poverty Maps do not depict the human face on the phenomenon.

He wondered why certain areas are poorer than others and challenged planners to focus particularly on the poorer areas during the NSP formulation.

With regard to rangelands, he urged that these areas should not be viewed negatively and cited examples such as Israel where dry areas are used productively.

Finally, he said that government policies regarding rangelands need to be consistent and integrated.

COMMENTS BY PARTICIPANTS

- Why are there high poverty levels in Western Kenya and yet it's a high potential area, with sugarcane as a cash crop?
- There are certain areas in the Rangelands can be put into farming e.g. Ukambani. Given 20% of Kenya is arable and includes forests and reserves, the arable land we are left with is not enough. (Plan. Patrick Waweru)
- How does KNBS collect and collate data? Does the KNBS take cognizance of the number of animals in North Turkana, and its monetary value to determine poverty instead of the per capita income? (Plan. Ewoi Ewesit)
- NSP should cater for social justice. The issue of social justice lacks in macroeconomic policy in which we operate in today.
- High potential areas might be poor due to regulation of the market by the government. (Plan. Tom Odongo)

Responses by Presenters

Mr. Saitoti Torome

There is high fertility rate in Western, thus high population growth which leads to poverty. Other areas e.g. Bundalangi has high poverty levels because of natural calamities. Thus every area has its own reason for poverty index.

The attributes shown in Nyeri and Bondo depends on the number of clusters.

KNBS uses internationally accepted methods of data collection. To capture poverty, the expenditure index is preferable, but owing to the dynamics of poverty, asset ownership such the number of animals can also be used.

Dr. Kassim Farah

While agreeing with the comments raised, Dr. Farah accepted that certain areas in the Rangelands can be put into farming. He noted every area has its own potential and that Rangelands are also dynamic. He further said that there has been exclusion of the whole production system in rangelands. He also noted that planning for technological advancement will improve productivity in the rangelands.

He clarified that rangelands refer to soils characteristics; while ASALS refers to climatic conditions and that pastoralism has been wrongly perceived as negative practice.

PRESENTATION NINE (9)

TITLE: The Role of ASCU in the National Spatial Planning –By Mr. Stephen Laititi



The presenter gave a background to the formation of the Agriculture Sector Coordination Unit (ASCU). The unit is composed of ten (10) Agriculture sector Ministries, collaborating Ministries, and Development Partners. His presentation focused on:

- Importance of the agricultural sector in Economy
- Need for Coordination and operational mechanism
- Role & Duties of ASCU, ASCU Organs
- Sector planning, Policies & Strategies
- Achievements

- Role of ASCU in NSP

PRESENTATION TEN (10)

Title: Global Perspectives of Spatial Planning–By Mr.Nahashon Odour

Mr Nahashon gave a presentation titled “Global Perspectives of Spatial Planning” on behalf of Dr Eric Aligula. He highlighted the following issues:

- Demographics
- Equity
- Competitiveness
- Connectivity
- Climate Change Adaptation
- Evidence base

The presenter cited examples of themes for National spatial planning from Denmark, Netherlands, Ireland, and Malaysia amongst others from which we could benchmark.

Finally, he posed the following questions that are relevant to the preparation of NSP:

- What will be the vision of the national spatial plan?
- How will it be implemented?
- Will it be big picture or targeted?

DISCUSSANTS: PLAN. TOM ODONGO, PLAN. MAIRURA OMWENGA AND DR. ERIC ALIGULA

TOM ODONGO



In his discussion Plan. Tom Odongo reiterated the need to integrate socio-economic and physical planning. He also emphasized that NSP will require a strong institutional framework and clear budget line for its preparation and implementation.

He also said that Kenya should emulate the developed countries where spatial plans influence investment in infrastructure.

Noting that competition occurs within space Tom Odongo observed the need for a framework for location and organization of activities.

Finally he posed the following questions:

- How does the globalization impact to spatial planning?
- How much do external dynamics affect land prices in Nairobi?

Plan. Mairura Omwenga commented that the presentation by Mr. Stephen Laititi on ASCU was very informative and NSP process may emulate its organizational structure.

He observed that Planners can't be absolved from serious damage to agricultural production that is occasioned by subdivision of rich agricultural land into uneconomical units.

He said that it is important to look at rural areas vis-a vis the built areas/urban areas and observed NSP preparation should be guided by both Agriculture Act and PPA Act.

Mr. Nahashon said that planning has to take cognizance of demographic characteristics of people. He observed that disparities among regions can only be solved through spatial planning. Finally, he cited the examples from the Dutch who have tamed the natural environment to provide space for human settlements; the Swiss whose economy is based on precision and cottage industries; and South East tigers with whom we were at par and are now ahead of us.

PLENARY SIX

- For the NSP to work, we need to control the human demographics as a policy within the government. (Dr. Alex Kamenyi)
- Urbanization is an ongoing process; the proportion of urban population will continue to rise. Along Nairobi-Kiambu corridor, highrise apartments are quickly displacing coffee farms. Expectation arising from the proposed ICT Village in Malili, is influencing interaction between Nairobi City and Malili town. NSP should predetermine interaction between urban spaces within the metropolitan areas. (Plan. Peter Kibinda)
- So much information is available but it is not influencing decision making. Without NSP framework, ASCU maybe coordinating different Ministries but not the activities that such ministries undertake.
- Though MoL is a partner in ASCU, there is less emphasis on land. We cannot have Agrarian reforms without land reforms. (Plan. T. A. Musungu)
- The project will be completed before 2012 if the Department of Physical Planning is facilitated. There is a misnomer on how the sectoral issues are handled. It time we start prioritizing sectoral activities. (Plan. Augustine .K. Masinde)
- What is it that makes regions poor, inspite of the resource endowment? Is it because of political economy? Did we in way contribute to this?
- What do we need to do, to lift the capacity of the priority sectors?
- How much do we want NSP to influence agriculture? (Nahashon-KIPPR)
- The Cultural and communal mind-sets may hamper NSP process. There is lack of master plans of the urban centres, which will hamper efficient preparation of NSP.
- Urban centres have slum settlements, poor roads and public land grabbed. (Ondiek – Town Clerk, Eldoret)

RESPONSES

Mr Stephen Laititi

ASCU doesn't carry out implementation. Its mandate is only coordination of the Ministries which carry out the implementation.

Youth have lost interest in agriculture as an economic activity. There should be policy to improve returns from agriculture in order to attract the youth from the rural areas.

ASCU is neutral and not part of Ministry of Agriculture. It has no control over the agriculture sector resources which are apportioned with respect to activities among the ministries in that sector.

Urbanization is encroaching on agricultural land leaving people hungry, ASCU will therefore support the NSP preparation process in order to address this problem.

Nahashon-Kippra

Education will contribute to stabilization of population. In a factor driven economy, agriculture is very important. We endeavor to transform into an efficiency driven economy and eventually into an innovation driven economy

Dr. Mary Kimani

We need agriculture at all cost, even if we are urbanizing. We must contain various areas for agriculture. We cannot substitute agriculture with high-rise flats.

SESSION FIVE

PLENARY SEVEN (7)

DISCUSSIONS ON CONCEPT PAPER- By Prof. JOHNSTONE KIAMBA

Prof. J. Kiamba the session chairman invited participants to make comments on the draft concept paper on NSP.

General Comments from Participants on the Concept Paper

- Methodology 7.1.0: There is a need to remove the conceptual framework from the Methodology
- Harmonization of on-going reforms in other sectors with NSP process.
- NSP needs to be simplified to facilitate implementation. Its application should be understood at the low level by all Kenyans to participate
- Integrity is important to enable us achieve reforms that will be proposed by NSP.
- Pg.18-8.0 Core Values and Principles – There is need to expound the core values and principles.
- Acknowledge Regional Development Authorities as key stakeholders in the National Spatial Plan.
- Certain thematic areas have not been well articulated particularly tourism, agriculture and water and coastal areas.
- Incorporate a feedback mechanism in the Concept paper.
- We need to clearly identify stakeholders by undertaking a stakeholder analysis and define their roles in NSP formulation process.
- Regional Development Authorities have prepared regional master plans which should feed into NSP under the participatory and consultative approach.
- Incorporate agriculture and rangelands as thematic area(s).
- The following should not be included as part of thematic areas but be analyzed as underlying issues:
 - ~ Population and Demographic dynamics
 - ~ Poverty
 - ~ Governance

- Focus on a strategic approach at the level of themes by aligning them with Vision 2030 and the MDGs.
- Themes are too many and should be reduced.
- Transportation network/system, and research and development should be included as themes.
- Under Acts and Policies add Water Act of 2000, Draft National Irrigation Policy, Irrigation Act cap 347, Draft Northern Kenya and Other Arid Lands Policy.
- Confirm the chapters (CAP) of the statutes.
- Reorganize the References.
- Have a strategic approach which details what we want to achieve and address.
- Isolate cross cutting issues e.g. population informs Human Settlements while Governance is a sub-theme to all themes.
- Combine Water bodies with river basins.
- Under Vision 2030, Economic pillar is too wide. For NSP, there is need to isolate the key elements e.g. industrialization. The implementation of projects is hampered by lack of land.
- Where will heritage, religious issues and culture be captured?
- The themes should be more specific and clear like those of Malaysia.
- Prioritize problems and draw themes from them.
- Benchmark NSP against other countries e.g. Malaysia and compare themes other developing countries which have formulated their National Spatial Plan.
- Resource allocation has been skewed and has not helped unlock resource potential in all regions in the country. NSP should provide a framework for resource allocation to unlock this potential.
- Themes should be informed by current development platform. Can they be phased within the 50 year period?
- Themes to inform Stakeholders mapping and selection. Need to be Strategic in selecting various Stakeholders and experts.
- Proposed Thematic areas
 - ~ Tourism, national heritage and culture
 - ~ Agriculture and rangelands
 - ~ Urban and rural human settlements
 - ~ Environment and natural resources
 - ~ Social and physical infrastructure

- ~ Water bodies and maritime resources
- ~ Economic development
- Retain 50 years timeframe as proposed in Vision 2030 and 5 years review in line with the Medium Term Plan.

Comments from Malaysian Resource Persons

- The report must simple in language, easy to read by all.
- Involve Corporate and private sector as they are drivers of investment.
- Public participation is key to the success of NSP.
- Compliance will be influenced by dynamics of change e.g. change of government, hence the need for flexibility.
- The NSP focus should be in line with policies from other ministries.

POSSIBLE SOURCE OF FUNDING

- GOK to allocate adequate funds being a National agenda.
- Line Ministries to consider having budget line for NSP within their budget.
- Development Partners.
- Research Institutions
- University to provide human capital
- ASCU

INSTITUTIONAL FRAMEWORK

- Ministry of Lands to form an independent inter-ministerial/inter-agency coordinating secretariat.
- Local authorities should be part of the institutional framework both at the preparation and implementation.
- Form a steering committee comprising of PS's from Key Ministries.
- The cabinet to be at the apex of the Institutional framework for policy and political support.
- All thematic groups to have representation from MoL. They should also consult both horizontally and vertically.

ADOPTION OF THE CONCEPT PAPER

Prof. Johnstone Kiamba moved the motion to adopt the Draft Concept Paper. His proposal was seconded by Dr. Mary Kimani and Dr. Kasim Farah.

THE DRAFT CONCEPT PAPER WAS UNANIMOUSLY ADOPTED BY THE PARTICIPANTS, WITH AMENDMENTS.

WAY FORWARD by the Director of Physical Planning

Mr. Augustine Masinde presented the Way Forward for NSP Preparation. He highlighted the following steps:

- Finalization and dissemination of concept paper within two weeks.
- Commencement of outreach and publicity on NSP formulation process.
- Operationalize thematic working groups
- Establish institutional structures
 - ~ Steering committee
 - ~ Technical coordinating unit
 - ~ Development of TOR for consultancy
 - ~ Organize thematic groups meetings
 - ~ Develop thematic groups work plans
- Organizing joint Thematic groups working session
- Organizing National and Regional stakeholders forums

He also expressed gratitude to participants and requested them to be good ambassadors of the NSP. He informed participant of two upcoming planning events i.e. The East African Regional Conference organized by Kenya Institute of Planners to be held in Mombasa in July 2010 and ISOCARP Congress to be held in Nairobi in September 2010.

He called upon Plan. Mairura Omwenga and Prof. Johnstone Kiamba to elaborate on the two events.

OFFICIAL CLOSING

Vote of Thanks - Plan. Timothy Mwangi



Plan. Timothy Mwangi thanked all the participants for attendance, active participation and constructive comments which has made the conference a success.

He particularly thanked the chief guest Deputy Prime Minister and Minister for Local Government Hon. Musalia Mudavadi, Minister for Lands Hon. James Orengo, Permanent Secretary Ministry of Lands Ms. Dorothy Angote and Permanent Secretary Ministry of Nairobi Metropolitan Development Arch. Philip Sika. He also thanked international and local resource persons for their valuable and informative Presentations and contributions.

Finally, he pointed out that adoption of NSP concept paper heralds the departure from the traditional land use planning to spatial planning in Kenya. This will contribute significantly to the realization of the country's development aspirations.

Remarks by Plan. Peter Kibinda - Director, Nairobi Metropolitan Planning and Environment.



Noting that partnership and collaboration is important, Plan. Peter Kibinda commended the Department of Physical Planning for involving stakeholders in the NSP process.

He also pointed out that the Local Authorities play a central role in planning and their involvement in NSP process is cardinal.

Dr. S.V. Obiero-Chairman DURP-University of Nairobi.



Speaking on behalf of the University of Nairobi, Dr. S.V. Obiero said that the universities are responding to the increasing demand for planners by providing more training opportunities. He said that in the next one year, the Universities will produce approximately 100 planners. He urged the Local Authorities to create planning departments.

OFFICIAL CLOSING SPEECH BY THE MINISTER FOR LANDS

HON. JAMES ORENKO



Mr. Zablon Mabea, the Commissioner of Lands read the closing speech on behalf of the Minister for Lands. Before reading the speech, he gave the Minister's apologies.

The Official Closing Speech

The Minister appreciated the work that was done during the last three day conference. He noted that a total of ten papers on topical issues were presented and discussed during deliberations from where several issues critical to preparation and eventual implementation of NSP were identified.

He said that for the process to be successful there would be need for; total commitment from the Government by availing resources, establishment of an enabling institutional framework at National level and a common vision on which citizenry can rally and work towards.

He committed hi Ministry to successful delivery of NSP by: establishment of an appropriate institutional mechanism to deliver the plan and networking with other Government Agencies and development partners.

He encouraged all participants to register and participate in the forth coming 46th ISOCARP congress to be held on 18th -23rd September of 2010 in Nairobi whose theme is relevant to National Spatial Plan.

Finally, he appreciated the support received from the Government of Malaysia which responded at short notice to the request to send resource persons the conference. He specifically thanked two officers from Malaysia Mr. Kamalrudin Shamsudin and Ms. Rohan Binti Mohamed Hashim for their participation and selfless contribution towards the success of the conference.

He also expressed profound gratitude to facilitators and discussants for ably guiding the conference discussions and acknowledged the support received from government ministries, state corporations, local authorities, universities, professional associations and civil society organizations.

Lastly, he commended officers from his Ministry for successfully organizing the conference.

He then declared the conference officially closed.

The conference was ended with a Word of Prayer.

LIST OF ATTENDANCE

NO.	NAME	ORGANIZATION	EMAIL	TELEPHONE
1	Kassim O. Farah	Ministry of Development Northern Kenya	Kofarah @yahoo.com	0737738820
2	Miriam Wambugu	Ministry of Lands Thika	Miriam wambugu @ yahoo. com	0721643254
3	Andrew Obadha	KPLC (Stima Plaza)	Aobadha@kplc.co.ke	0721680326
4	Elijah O. Bukachi	Kenya Meteorological Department	Bukachi @meteo.go.ke	0722239562
5	Jabu S. M.	Ministry of Lands – Physical Planning Department	Jabusolim@yahoo.com	0710300879
6	Anthony M. Omariba	Kenya Land Alliance	Amokaya@kenyaland alliance.or.ke	0710172698
7	Timothy W. Mwangi	Ministry of Lands – Physical Planning Department	waiyatim@yahocom	0722424213
8	Dr. Asfaw Kumsy	UNCRD	Akumssa93@hotmail	0722204414
9	Rose Mugita	MOL-PPD	Midewa@yahoo.com	0722896947
10	Peter J. Kamwara	Kenya Forest Service	Pjkamwara@yahoo.com	0713309412
11	Odima Otieno	Ministry of Lands	odimaotieno@yahoo.com	0722865512
12	P. G. Waweru	Ministry of Lands	Wawerupatrick@gmail.com	0722804316
13	Dr. I.K. Mwangi	UNCRD Africa Office	Isaac.mwangi.uncrdoudopongmwaangiik@mail.com	0722204644
14	Lilian Kieni	MOD-LPP	lilianndubai@yahoo.com	0722733224
15	Maryanne Gikunda	MOD-LPP	maryannemwamki@yahoo.com	0722843004
16	Stephen Ngari	MOL-PPD	ngaristephen@yahoo.com	0725117541
17	David Matole	Kenya Airports Authority	david.matole@kenyaairports.co.ke	0720831333
18	Mcharo Mwalugha	Coast Development Authority	mismcharoa@yahoo.com	0721403919

19	Barasa E. Wohonjo	MOL	bwohonjo@yahoo.com	0722292043
20	Dr. Samuel Obiero	University of Nairobi	durbuonbi@com.ke	0722697861
21	Dr. G.G. Wagah	Maseno University	ggwagah@yahoo.com	0733622705
22	George Ndichu	MOL	gkshalon@yahoo.com	071`5722799
23	A.K. Masinde	MOL	austinemasinde@yahoo.com	0722691843
24	A.O. Eshitera	MOL	ealtrod2000@yahoo.com.uk	0721728654
25..	A.S. Abdullah	Nakuru Municipal Council	sheikhclerk@fah.com	0723408202
26	Ali O. Apidi	Municipal Council of Kakamega	mckakamega@yahoo.com	0722866099
27	Arch Stevens Ounyo	AAK	aak@aak.or.ke	0722737260
28	Naomi A. Mogoria	MOL -PPD	namogoria@yahoo.com	0725645288
29	Rose C. Kitur	MOL-PPD	rosekitur@yahoo.com	0722742353
30	Reuben Murugu	Ministry of Lands LRTU	Murugu@yahoo.com	0722664646
31	Reuben Ngeti	MOL-PPD	dankalaghe@yahoo.com	0728174270
32..	Peris Mangira	MOL-PPD	Chiriperis@yahoo.com	0723392807
33	Nyatwongi K. B.	MOL-PPD	kenyat@gmail.com	0729203675
34	Stephen Laititi	ASCU	Slaititi@ascu.go.ke	0722905125
35	Mutua Mutisya	Ministry of Lands Physical Planning	ppdmutisya@yahoo.com	0721365577
36	Daudi Sumba	African Wildlife Foundation	dsumba@awke.org	0720074037
37	A. K. Mwasserah	Ministry of Housing	Amwasserrah@housing.go.ke	0722776158
38	Mareri R. O.	Ministry of Lands	rmareri@gmail.com	07232384706
39	Kamalruddin Shamsudin	Federal Department Town & Country Planning	rudinkdin@yahoo.com	
40	Julius Mwangi	Ministry of Lands	D.macharia@yahoo.com	072793098
41	William K. Cheruiyot	Ministry of Lands	cheruiyotwilly@gmail.com	0722336396

42	Bowers N. Owino	Ministry of Lands	bnowino@yahoo.com	0720765981
43	Peter M. Gota	Ministry of Lands	Gotapm@yahoo.com	0721912186
44	H. Musoga	Ministry of Lands		0722905024
45	Z. A. Mabea	Ministry of Lands		0722746907
46	Jacob K. Njabih	Ministry of Higher Education Science and Technology	njabih@scienceandtechnologygo.ke	0721281207
47	Stanislas Ondimu	Eldoret Municipal Council P O Box 40 Eldoret	stanondimu@yahoo.com	0721953333
48	Mary Ombara	Ministry of Lands	tatumary@yahoo.com	0722770700
49	A. RA. Abdulla	Council of Mandera P.O.Box Mandera	aaabdullalo@yahoo.mail.com	0770774755
50	Julius Okara	KEPSA	okarajullva@yahoo	0721984443
51	Peter Nyongesa	Ministry of Fisheries Dev.	penyongesa@yahoo.co.ke	0714939266
52	Duncan Kuria	MOL-PPD	kuriaduncanw@yahoo.com	0721949183
53	Dr. Mary Kimani	AAK/UON	Mkaimani65@uon	0722418867
54	Rohani G.Md. Hahim	Dpet of twon & Country Planning Malaysia	rohani@townplan.orgmy	60178886866
55	Esther N. Ogega	MOL	ensiam2001@yahoo.com	0724155161
56	E.M. Murage	MOL	dirtsok@ardho.go.ke	0722878617
57	Wilson Mwita Maroa	Municipal council of Mavoko	wimwima@yahoo.com	0722121877
58	Elijah Ndegwa	University of Nairobi	elinden2000@yahoo.com	0722946663
59	Benjamin Kumunga	KISM-MOLS	bkumunga@yahoo.com	0722616279
60	Stephen S. Chuna	Min. of Housing	schune@Arusing.go.ke	07227864707
61	Ibrahm M. Jicao	County Council of Moyale P.O. Box 23 Moyale	amoyale@localgovernment.go.ke	0720782351
62	Joseph Tanui	World agroforestry Centre	jtanui@agiar.org	07224387

63	Joseph Marwa	Baraka fFM	marwasma2004@yah.com	0723780450
64	Lucas Barasa	Nation	barasalucas@yahoo.com	0722797574
65	James Njuguna	Nation		0723934184
66	Chris Kitonga	MOL	Christkitonga@yahoo.com	0733844400
67	Berita Choka	MOL	beritachoka@gmail.com	072133240
68	Mark Ewoi	MOL	markewesit@yahoo.com	0715034509
69	Arthur K. Mbatia	MOL	arthurmbatia@gmail.com	0721727193
70	Julius K. Marete	KPLC	imarete@kplc.co.ke	722803072
71	Hon. James Orengo	Minister for Lands	ministerlands@ardhi.go.ke	2718050
72	Dan K. Kiara	MOL	dankiarak@yahoo.com	0725402120
73	Samuel M. Kibaara	c. Council of Embu P.O. Box 140 EMBU	kibaarasamuel@yahoo.com	0721666687
74	John Obwocha	Kenya Industrial Research \$ Dev. Institute KIRDI Box 30650 Nairobi	jobwochamp@yahoo.com	0722971299
75	Khalif M. Ali	County Council of Garissa		0720266070
76	Prof. Johnstone Kiamba	Kenya Institute of Planners P.O. Box2851-00200 Nairobi	kiambajoh@yuhoo.co.ke	0721637491
77	Juliana Mutua	Provincial Coordinator PPD Box 82876 Mombasa	kamanthe2@yahoo.com	0720311638
78	Miriam Kebuka	Asst Dir. PPD Box 45025 NRB	wanjirukebuka@yahoo.com	0726144608
79	Peter Maina Karuhi	MOH Box 30119-0100 NRB	pmkaruhi@yahoo.com	0711878788
80	Frankline Sunday	Nation Media Group	fsunday@ke.nationedia.com	0720350380
81	Odongo P.T.	C. Council of Nairobi	richodongo@yahoo.com	072213653
82	Judy W. Gitau	C. Council of Nairobi	Wambs1981@yahoo.com	0721720073
83	Lewis M. Suke	Treasury (BSD) Nairobi	Sukelm@Hotmail.com	0722978164

84	H.O. Farah	RCMRD Box 632-00618 NRB	farah@rcmrd.org	0722872659
85	Young Muthoni	Feba radio	yong@febaradio.kenya-org	0720847064
86	Simiyu Lucy	MOL – P.O. BOX 45025 Nairobi	simiyul@yahoo.com	0720274146
87	Josphat K. Wanjogu	Mines & Geology	Josphat Wanjogu @ yahoo. Com	0720900845
88	King'ori Z.I.	MOT	kingori@rocketmail.com	0722825533
89	Eng. S.k. Mburu	City council of Nairobi	smburu@nairobi-city.go.ke.	0722366193
90	Lucy Mwangi	MOL	mawajis@yahoo.com.uk0722403564	
91	Maina Mutuaruhiu	KNCHR	Mutuaruhiu@knchr.org	072089687
92	Sammy Muthama	City Council of Nairobi	sammymuthama@ymail.com	0722340854
93	Isaac Keen Parashina	City Council of Olkejuado	keenpar@yahoo.com	0720904649
94	Charles Owamba	Lands	Charl.yahoo.com	0721873037
95	Dr. Kaimenyi	KIP	Epc. consultatants@yahoo.Com.	0722333224
96	Simon Macharia	MOFD, P.O. Box 58187 NRB	machariasin@yahoo.com.	0733922707
97	Joseph Okotto-Okotto	LBDA, Box 1516 KISUMU	jokotto@hotmail.com	0713925989
98	Moses Michira	Business Daily	mmchiraeKe. Naho.mail.com.	0727402959
99	P. M. Kibinda	Nairobi Metro Ministry	pkibinda@yahoo.com .	0722788044
100	Karanja K.N.	MOL	karanjakn@gmail.com	0720932371
101	Pricilla Nyaga	MOL	nyagapw@yahoo.com.uk	0722805280
102	Anderson Njenga	City council of Nairobi	andersonmuthondu@yahoo.co.uk .	0722781433
103	Joseph Lwannia	Magharibi Land Initiatives	jlwannia@yahoo.com	
104	Christopher Ogoti	MOL	ogotichirstopher@yahoo.com	0728735698
105	Ruth Waruguru	CCN	rwaruguru@yahoo.com	0722875995
106	Peter N. Muringi	County Council of Marsabit		0720545722
107	Bernard ildamteere	GBS T.V.	benteere@gsb.kenya.com .	0720873176
108	Terry Njoroge	Githero Radio	Macotani @ gmail.com	0722381460

109	Ronald Monah	GBS	rmonah@yahoo.com	0721846354
110	Evans Majau	GBS T.V.	Snave2020@yahoo.com	0720573176
111	Mcindyo Kimanthi	Hope F.M.	Aaonde-msoish@yahoo.com	0723887539
112	Martin Sikolia	County Council of Bungoma	Sikolia.marte@yahoo.com	0721412547
113	Ngari Fridah	Ministry of Lands		0723484321
114	J. Nduma	Lands		0721370123
115	K. Maciesi	Lands		0720811185
116	David Gatimu	City council of Nairobi	kiyatimu@yahoo.com	0723732882
117	Rose Mbuthia	MOL		0720771885
118	Tabitha Gilbert	MOL(Physical Planning)	watabs@yahoo.com	0723732852
119	Mariam Wambugu	MOL Box 2258 Thika	miriamwambugu@yahoo.com	0721643254
120	E. Kegode Aluda	KFS-30513-00100 NRB	kegaluda@yahoo.com	0721209631
121	John M. Mutie	C.C. of Masaku – 149 Machakos	jmutie@yahoo.com	0722279344
122	Eric L. Namwalo	MPND & Vision 2030	enamwalo@planning.go.ke.	0735270510
123	Amos Nyaberi	C.W.S. Box 3594-4200 MSA	Nyabenosdyahoo.com	0725569311
124	J. Anunda Musungu	MOL-NRB	Anundaos@yahoo.com	0721630046
125	Saitoti Torome	KNBS	Tsaitoti@knbs.co.ke	0722228905
126	Everlyne Otieno	Municipal Council of Kisumu	nyarosi@yahoo.com	0721659641
127	P.S. Adolwa	Min. of Local Government	patadolwa@yahoo.com	0722830920
128	Naomi Mogoria	MOL	namogoria@yahoo.com	0725645288
129	C.T. Muturi	SOK Box 30046-00100 NRB.	TATUA.MUTURU@GMAIL	0722896890
130	William K. Cheruiyot	MOL	cheruiyotwilly@gmail.com	0722336396
131	Julius Marete	KPLC	jmarete@KPLC.co.ke	0722803072
132	Masaaka H.N.	Municipal Council	masakanh@yahoo	0722219220
133	Juma Wew	MOL		071083038

131	Patrick Achoki	MOL		0722713096
132	Mugo Raceal Njeri	MOL	mugorael@gmail.com	0725717792
133	Joseph M. Maturu	sok		0721590918
134	T. W. Mwangi	MOL - PPD	waiyatin@yahoo.com	0722424213
135	Rose Mbuthia	MOL – PPD		0720771585
136	Miriam Wambugu	MOL – PPD - Thika		0721643251
137	Odima Otieno	MOL - Lands	odimaotieno@yahoo.com	0722865512
138	Musungu T. Anunda	MOL – PPD	Anunda 09@yahoo.	0721630046
139	George Ndichu	MOL – Embu	gkshalon@yahoo.co.uk	0715722799
140	Lilian K. Kieni	MOL – Nairobi	Liliandubai @yahoo. com	0722733224
141	A.O. Eshitera	MOL – Lamu	Ektred2000@yahoo.co.uk	9721728654
142	Eric L. Namwalo	MPND & Vision 2030	enamwalo@planning .go.ke	0735270510
143	Elijah O.Bukachi	KMD Box 30259 00100 NRB	bukachi@meteo.go.ke	0722239502
144	John M. Mutie	E.C of Masaku Box 149 Machakos	jmutie@yahoo.co.	0722279344
145	I. M, Jilao	CC of Moyale Box 23 MYL	Ccmoyale@local government. Go.ke	
146	H. Musoga	MOL – Box 45025 NRB	Herbertmusoga @yahoo.com	0722908294
147	Mutua Mutsya	MOL- Kakamega	Ppdmutsya@yahoo.com	0721365572
148	R. Ngeti	MOL – Headquarters	dankalagha@yahoo.com	0728174270
149	William Cheruiyot	MOL – Nyandarua	cheruyoitwilly@gmail.com	0722336396
150	Maryanne Gikunda	MOL – Machakos	Maryannemwaniki @yahoo.com	0722843004
151	Mugo Racheal Njeri	MOL	Mugoracl@gmail.com	0725717792
152	Joseph Lwanna	Magharibi Land Initiatives	J/wannia @yahoo.com	0728028951
153	Charles Mwangi	SOK – Lands	Charleskimari@yahoo.co.m	0722638405
154	Peter N. Muringi	County Council of Marsabit		0720545722
155	Christopher Ogoti	HEM	Ogotichristopher @ yohoo.com	0728738698
156	Prof. Johnstone Kiamba	KIP	kiambajin@yahoo.co.uk	0721637491
157	Muta J. K.	Provincial Coordinator , Box 82876 – 80100 Mombasa	Kamanthe2@yahoo.com	0720311638
158	Mareri R. O.	MOL -	rmareru@gmail. com	0722384706

159	Ali Onamu Apidi	Municipal Council of Kakamega	MCKakamega@yahoo.com	0722866099
160	Stanislau Ondimu	Eldoret MC	stanondimu@yahoo.com	0721953333
161	Mark E. Ewoi	MOL		0715034509
162	Chris Kitonga	MOL	chriskitonga@yahoo.com	0733844400
163	Jacob K. Njagih	MOHEST	njahih@sckinoandtechnology.go.ke	0721281207
164	Priscilla Nyaga	MOL	Nyagapw2@yahoo.co.uk	0722805280
165	Simiyu Lucy	MOL	simiyul@yahoo.com	0720274146
166	Yucabeth Ogega	MOL	yuogega@yahoo.com	0721415871
167	Ruth Waruguru	CCN	rwaruguru@yahoo.com	0722875995
168	Saitoti Torome	KNBS	tsaitoti@knbs.or.ke	
167	Julius Marete	KPLC	jmarete@kplc.co.ke	0722803072
168	Dan Kiara	MOL	dankiarak@yahoo.com	0725402120
169	Jabu S.M.	MOL	jabusalim@yahoo.com	0710300827
170	Stephen Laititi	ASCU	skutiti@asan.go.ke	0722905125
171	Rose C. Kitur	MOL	rosekitur@yahoo.com	
172	Amos Nyaberi	C.W.S.	nyabernos@yahoo.com	0725569311
173	Anthony Mokaya	Kenya Land Alliance	amokaya@kenyalandalliance.or.ke	0710172698
174	Stephen Chune	Ministry of Housing	stephenchune@yahoo.com	0725569311
175	Dr. Mary Kimani	AAK/UON	mkimani65@uonbi.ac.ke	0722418867
176	Muturi C.T	SOK	tatua.muturi@gmail.com	0722896890
177	Naomi A. Mogoria	MOL	namogoria@yahoo.com	0725645288
178	Boniface Nthai	Maseno University durp	Nthaikim7@gmail.com	0720535309
179	Naftali Wambugu	MORDA.	naftallyn@yahoo.com	0722724733
180	Josphat K. Wanjogu	Mines of Geology	Josphat.wanjogu@yahoo.com	0720900645
181	Arthur K. Mbatia	MOL	arthurmbatia@gmail.com	0721727193
182	Peter Nyongesa	Fisheries	penyongesa@yahoo.co.uk	0714939260
183	Joseph M. Maturua	SOK		0721590918
184	Hudson F. Jumba	MOL		0722357918
185	Gibson M. Kiragu	MOW&Irrigation, 49720-00100 NRB	gikiragu@yahoo.com	0722421755

186	Rachel Kimungui	MOL		0711233233
187	Benjamin Kumunga	KISM – MOLs	bkumunga@yahoo.com	0722616279
188	Rose Kirui	MOLs	Roszier297@yahoo.com	0726221399
189	Elijah Ndegwa	University of Nairobi	elindenzoo@yahoo.com	0722946663
190	Keen Parshina	County Council of Olkejuado	keenpar@yahoo.com	0720904649
191	Masaka. N. H.	Mombasa M. C.	Masakanh@yahoo.com	0722219776
192	Zablon A. Mabea	MOL	Comlands@ardhi.go.ke	0722746907
193	Wilson Muhita Maroa	Town Clerk , Mun. Council of Movoko	wimuhma@yahoo.com	0722121877
194	Khalif M. AL	Garissa County Council		0720266070
195	Dr. Samuel Obiero	University y of Nairobi		0722697861
196	Miriam Kebuka	MOL	wayoikebuka@yahoo.com	0726144628
197	Samuel Riche	MOLG	oksiose@yahoo.com	0722496628
198	Andrew Obadha	KPLC	Aobadha@KPLC.co.ke	0721680326
199	Dr. Kamenyi	KIP	epec.consultants@yahoo.com	0722333224
200	Shivo Edwin	MOL	emshivo@yahoo.co.uk	0725604065
201	Benjamin Wafula	MOL	bengabU6@yahoo.com	0726983623
202	P.M. Kibinda	Nairobi Metropolitan Ministry	pkibinda@yahoo.com	0722788044
203	Mairura Omwenga	AAK	mairura@yahoo.com	0721345611
204	Jonathan Chivatsi	MOL – Survey of Kenya	jnchivatsi@yahoo.com	0710562177
205	Okotio – Okotto 5	LBDA, Box 1516, KSM	sokotto@hotmail.com	0713925989
206	Samwel. M. Kibaara	City County of Embu , Box 140 Embu	kibaaraSamuel@yahoo.com	0721666681
207	Duncan Kuria	MOL	kuriaduncan@yahoo.com	0721949183
208	Augustine K. Masinde	MOL	augustinemasinde@yahoo.com	0722691843
209	Jonston N. Kentont	OOP – Ministry of State for Prov. Administration & Internal Security	Jonounkinaun@yahoo.com	0723440394
210	Kirui Rose	MOL	rozzie2977@yahoo.com	0726221399
211	Osman Mohamed	Maseno University -DURP student P.O. Private Bag Maseno	osmanmohamed89@gmail.com	0727431554

212	Rose Muthami	MOL	rosemuthami@yahoo.com	0723937928
213	Jacob K Njagih	Min. of Higher Education	njagih@scienceandtechnologygo.ke	0721281207
214	Henry M. Ngomo	MOL -30046	ngomohn@gmail.com	0715168133
215	E.N. Mandi	MOL-Survey of Kenya 30046 NRB	Mandi11437@alumni.itc.nc	0720850279
216	Danson M. Kivindu	Survey of Kenya MOL	kivindudanson@yahoo	0723751080
217	Victor K. Wahome	Kenya Railways	vwahome@KRC.co.ke	0723601699
218	Wawen Kinyua W	Kenya Roads Board	njiru98egmast.com	0720313311
219	Kaimenyi	KEPSA	epa,consultants@yahoo.com	0722333226
220	Nicholas Wikitua	MOL	nicholas kitua@yahoo.com	0722468722
221	Boniface M. Mwangangi	MOL 30450 NRB		0721498741

