PROTECTING THE EYES AND THE EARS OF JUSTICE

Also Inside:

- How Kenyan Lawyers Charge Legal Fees.
- Court Injunctions and a Rogue Parliament; Thoughts on the Conflict.
- Corporate Governance in Kenya; a Need for Review.
To the Kenyan Legal Team; that includes you the audience, the contributors and the editorial; I never shall have second thoughts on you commitment to see that we move forward, in Legal knowledge and information, for Knowledge is power and an informed nation is strong even on its knees, I wish to thank you for your continued support; Much appreciated. They say you never know what you got till its all gone; but we know we got you, and we appreciate your audience. Welcoming you to the fifth issue of The Kenyan Legal Magazine, hoping this finds you well. I mean it has been a great year so far, that’s if you look on the positive side, so it’s only logical that at every chance we thank the almighty this far.

Kenya is a much trying Nation, that much we must agree. Its what should constitute our pride, our diversity, our heritage; and even as we may want to dwell on the wrongs around, I subscribe to Murphy’s Law that “Whatever was supposed to go wrong, definitely shall go wrong”, and that wouldn’t change much as to who holds the reigns of the government. Let’s accept pride ourselves in our successes, as well as our flaws, join hands and build this nation; not lying in wait to ‘paint’ it once ‘others’ are done.

In this issue we get the privilege of one on one with the Witness Protection Agency-Kenya, who so far has been on a steady rise with a mission "To promote the rule of Law by providing an effective and efficient Witness Protection Programme in Kenya" and a greater mission "To be the leading Protection agency in the world". So what exactly does the Witness Protection Agency-Kenya do to achieve its mandate, its structure and achievements so far? Do find out in this issue in the main feature.

Also introducing in this issue the "Scholar Section”. Find out what it’s all about.

I finish up by quoting one Johann G. Von Herder who stated:

'Without inspiration, the best Powers of the mind remain dormant; they are a fuel in us that needs to be ignited with sparks.'


REGARDS,

Michael

Michael Opondo O.
Managing Editor,
KENYAN LEGAL
CONTRIBUTORS

- Prof. Morris Kiwinda Mbondenyi, Dean; African Nazarene School of Law.
- Mr. Bryan Yusuf, Advocate of the High Court of Kenya: Legal Scholar.
- Dr. Lois M. Musikali, Senior Lecturer; African Nazarene School of Law.
- Mr. Alphonce Barrack, Riara School of Law
- Mr. Samuel Onyango, Riara School of Law
- Ms. Brenda Randiga, Strathmore University Alumni.
- Mr. Otieno Arnold O., K.U.S.O.L
- Mr. Michael Opondo O., K.U.S.O.L

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WHY UHURURUTO’S GOVERNMENT MAY FAIL

A number may question my dictums and term me as being negatively prejudiced in matters pertaining the current government regime. However this is not the case. Every human being has a way of thought and viewing things. This is based depending on the aestheticism surrounding an individual. The current government has been faced by a number of challenges some fermented by the government’s own deeds while others charged by the citizens themselves.

When the UHURUTO government won the elections in March, a great populace of Kenyans had culminate belief that the government would be the best Kenyans ever had as they showcased the required zeal, hope and plan to make Kenya a better place. The fact that they were young ensured a faster developing nation as to the fact that it is presumed that the youth or rather young leaders in comparison to the old forgeries as doctor stockman would put it are more focused in ensuring infrastructural development.

Personally I thought it would be tough as to the fact that they needed guidance to ensure success in their tenure.

Firstly it to my thought that the so awaited leadership of the young will fail is due to the fact that just recently it was in the newspaper that uhuru was planning on how he will clinch his second term in office. Normally I would term this as callow. This is because to my way of thinking this is still the first year in office and the major focus should be nothing much than ensuring that the augurs given to Kenyans through their manifestos. Kenyans believe to re-elect leaders who showcase their potential and normally in Kenya the first year of ones tenure determines how he/she is gauged. For instance Kibaki’s government in the first year ensured a number of Kenyans had employment and the rate of unemployment is bated. This was the main focus of Kenyans and most intimated that “Kibaki amefanya kazi kweli kweli”.

Secondly the coalition between Uhuru and Ruto can be termed as a joinder of conjunctures. These two parties have never been on the same side of the coin if one is keen in the Kenyan politics. In fact at an epoch these two were great enemies as both were eyeing to chair KANU. Both jealousy and hate was brought forth amidst these individuals. This shows that the fact that they were made to sail on the same boat by the ICC cases was also the beginning of the ironical love story of these love birds as some of us see in the current Kenya. Auxiliary I once was told that the Kalenjin and Kikuyu are more antagonistic groups in comparison to the Kikuyu and Luo. This was ventilated during the 2007/2008 post election
violence. This was through the fact that kikuyus in rift valley were literally sent out from the region and others slaughtered. This was the case then. From the recent weeks it goes without a qualm that hon. Uhuru Kenyatta has no question to answer to before the ICC whereas the case against Ruto is not going as well. This I feel will ensure a drift between the great politicians and thus splitting the current strong JUBILEE coalition. If this happens, trust me this will weaken the government and ensure poor performance of it. This was seen after the 2005 referendum when the great rainbow coalition split and thus ensuring a poorly performed government in comparison to the great rainbow working government.

Thirdly it is elucidate that the current Kenya is facing the greatest pickle of economic downfall. The current Kenya has a very high economic rate and the living standard is quiet pathetic. This is what the people of Kenya use to rank a government. Whenever this is on the negative the belief of the people to the government. this thus is when the crumbling of a government and nation starts. Kenyans want nothing but a better living condition and thus anything that ensures this is not achieved-the government riots and boycotts recently was the one at nyayo stadium. Riots as viewed from ancient times has been a mode to weaken the government and this will not be an exception for the Kenyan government. The riots will ensure deriving the focus of the government to focus on development into focusing on security of citizens and peace of the country.

From the above manifestations it goes without a qualm that the current government is on its way to fiasco. However there still is time and also a volition for the president to change its current advicers who have clearly slept on their job. UHURUTO government has a chance to redeem itself from the webs that hold them towards failing. Some of these reasons may be resolved while others are a cabalism of them being resolved.

Otieno Arnold is an LL.B. candidate, 2016 Kenyatta University and Communications Director of Kenyan Legal Magazine.

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“Real Kenya, Real Issues”
THE PUBLICATION TEAM

The secretariat:

- **Michael O. Opondo**: Managing Editor.
- **Sheila Mokaya**: Assistant Editor.
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- **Dennis Gicheru**: Director Partnerships
- **Anthony Mwangi**: Co-Director Partnerships.
- **Arnold Odiembo**: Director Communications.
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Kenyan Legal Branch Directorate:

- **Kenneth Kimathi**: Kenyatta University (School of Law)
- **Gabriel Pelu**: J.K.U.A.T (School of Law)
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- **Victor Kaula**: Moi University (School of Law)

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kenyanlegal@gmail.com or
mail@kenyanlegal.com

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