

AL-SHERMAN LIMITED
ENVIRONMENTAL IMPACT ASSESSMENT STUDY FOR THE
PROPOSED SALT WORKS
MINUTES OF THE SECOND PUBLIC BARAZA HELD AT MUYU WA
KAE ON THE 27TH MARCH 2018

Agenda

1. Stakeholders (community) consultation to gather views, concerns and suggestions regarding the proposed Al-Sherman Limited Salt Works.

2. A.O.B**List of attendees**

Name	Designation/Contact	ID No
1. Francis Kazungu Ngala	Senior Chief, Fundi-Issa Location	4965841
2. Seif Athman	Al-Sherman Limited Representative	22340318
3. Hon. Stanley Karisa Kenga	MCA-Adu Ward and Kilifi County Assembly Deputy Speaker	21903745
4. Samson Zia Kahindi	Adu Ward Liaison Officer- Magarini Constituency MPs Office	24928155
5. Vincent Yeri Chengo	Ward Administrator-Adu Ward	22184491
6. Mwamuye C. Yawa	Senior Assistant Chief Marereni Sub-Location	10092800
7. Festus Gunga Baya	Assistant Chief Fundisa Sub-Location	11494315
8. Philip Manyi Omenge	EIA/EA Lead Expert	12530095
9. Jonnathan Katana Yeri	EIA/EA Associate Expert	27922743
10. Wanyama Christopher	EIA/EA Research Assistant	22823582
11. Shadrack Magambo		2129137
12. Charles C. Kahama	0720539225	0171591

13.	Alex Kaviha	0729202226	9878113
14.	Kenga Ngumba	0722828478	5037960
15.	Kahindi Changa		5007723
16.	Stephen Kitsao Dzeru		9477316
17.	Festus Kalu Kithi	0729811864	25014639
18.	Jabu Muramba	0725733645	2125764
19.	Daniel Ngolo	0740816419	13853702
20.	Jeremiah K. Ngumbao	0702803510	13734792
21.	Samuel M. Lewa	0724174517	21152226
22.	Nickson K. Charo	0714501993	2132616
23.	Anderson N. Chisiwa	0728644063	9474476
24.	Wilson Tabu	0728516367	11568515
25.	Ronald K. Kithi	0711412001	13853956
26.	Bata Ziro	0717323921	5037977
27.	Karisa M. Mbovu		
28.	Bonface Kazungu	0716372061	20778598
29.	Katana Radhi		
30.	Charo Kenga	0774118372	
31.	Lughanje Katana	0722-135612	
32.	Emmanuel Fondo	0718169321	
33.	Joseph Ruwa	0743698659	
34.	Said Emmanuel Kayaah	0773571844	
35.	Kazungu Msanzu		

36.	Katana Kaviha	0719860922	
37.	Jonathan Chengo	0705829157	
38.	Mwinga Msanzu	0713596275	
39.	Kahindi Ngolo		
40.	Ngolo Kiringi		35271136
41.	Andrew Mwangandi	0742642220	
42.	Alex Charo Kombe	0725047399	6703825
43.	Changawa Masha	0703441148	277442548
44.	Karisa Charo Karisa	0719132112	21572069
45.	Julius Thuva Nzovu		
46.	Peterson Kalu Thinga		29716055
47.	Peter Madaba		34490243
48.	Charo Karisa	0705829818	
49.	Gilbert Garama	0710588928	
50.	Lucas Batodo		
51.	Dominic Saitoti	0742161425	29362830
52.	David Y. Yaa	0729457851	8657492
53.	Samuel Baraka	0796176398	33306621
54.	Jefwa Charo	0712667873	32061126
55.	Omari Saidi		
56.	Kache Kitsao Jefa		
57.	Beatrice Chilumo	0710677741	0687934
58.	Kanze Masha Baya		

59.	Hajila Barisa		
60.	Mwenda Mae		9205534
61.	George Nzai	0707640085	34527323
62.	Saidi Kashuru	07155844001	26129282
63.	Charles J. Sulubu		
64.	Justine Kitsao		
65.	Rehema Kahindi	0716276121	
66.	Agnes Masha		
67.	Dama Kaingu		
68.	Sera Nyanje		
69.	Rehema Mwango		
70.	Nyevu Stephen		
71.	Sanita Ngumbao	0715639207	23247603
72.	Lilian Neema	0729478328	24037044
73.	Janet Swaleh	0725061020	26818536
74.	Loice Sanita		28233575
75.	Mapenzi Lorence	0715164267	20769317
76.	Eunice Ndaa	0707034133	30037132
77.	Mary Lughanje Masha	0792175508	
78.	Kache Charo Kazungu		14689632
79.	Elvis Kazungu Kitsao	0728249324	21815764
80.	David Mangi		27743628
81.	Samuel Katana	07298430456	34437394

82.	Kingi Kitsao		
83.	Justine Ngumbao	0726551181	12841510
84.	Tisho Jefa Kalu		4580295
85.	Reckson Katana	0720748883	22427699
86.	Vincent S. Makupe		
87.	Kahindi Shauri	0795334393	
88.	Shauri Sheti	0708246516	24363299
89.	Katana Shida	0723327519	26125826
90.	Zablon G. Kaingu	0710662202	26127982
91.	Zawadi K. Mlewa	0792647500	25505299
92.	Juliet Dama Ziro	0790495295	29797761
93.	Karisa Charo Karisa	0719132112	21572069
94.	Elizabeth Baya Ngolo	0743625181	
95.	Charo Ngumbao Tsofa	0714510993	5020004
96.	Saidi Kayaa	0773785420	33890555
97.	Makoso Nzai		
98.	Kahindi Shiti		34163592
99.	Baraka Karisa	0723540371	22337428
100.	Safari Samini	0718168436	28665605
101.	Edson Kahindi Nzai	0721741667	25486826
102.	Garama C. Thoya	0729300295	13484169
103.	Kahindi Safari	0799679836	25293614
104.	Daniel Ngolo	0740816419	13853702

105.	Christine Mwaruwa		
106.	Mariam Masha		
107.	Selina Safari	0790500629	
108.	Lilian Sidi Mlewa		34489854
109.	Jackson Wanje	0729033264	11568392
110.	Francis Masha	0725206773	21677742
111.	William Gona	0714530302	23585498
112.	Victor Kahindi	0715434441	25429026
113.	Musa Katana	0796176323	30882093
114.	Katana Thuva	0706313548	28947704
115.	James Thoya	0714109802	11726278
116.	Jackson Mwangandi	0743095277	72678110
117.	Shauri Kenga Unda	0700787163	10093322
118.	Nasri Shariff	0792970986	
119.	Karisa Baya	0713601285	34521066
120.	Jumwa Kalama		
121.	Kabunda Nyanje		
122.	Charo Popo Gona	0736716461	11374314
123.	Justus Kithi Tsofa	0723357232	29342351
124.	Peter Komora	0719736421	29342351
125.	Florence K. Jackson	0792872878	20323538
126.	Sanita Karisa Masha		28196306
127.	Zawadi Charo Jefwa		9962912

128.	Kalume Katana		20704022
129.	Gladys H. Ngombo	0792873397	21086991
130.	Sidi Kenga Karisa	0710940144	4569822
131.	Emmanuel Karisa	0770656653	8402185
132.	Sidi Masha	0706319898	34055031
133.	Thabu Kazungu Kabae		26127215
134.	Zawadi Gongo		31670201
135.	Zawadi Charo Kitsao		26188758
136.	Emmanuel Gona Karisa	0790503217	33343631
137.	Maurice Karisa Wanje	0795665806	29673451
138.	Halima Katana Baya		
139.	Florence Mramba	0716561129	30910405
140.	Kadzo Mngela Gona		
141.	Jumwa Kenga Mure		
142.	Bendera Kahaso		
143.	Dama Kitunga		
144.	Kadzo Mitsanze		
145.	Kache Karisa Kiraga		
146.	Dama Charo Magogo		
147.	Dama Mkare		
148.	Sidi Katana Thoya		
149.	Karemba Mwaringa		
150.	Dama Katana		

151.	Shitiko James		
152.	Katana Kenga Ngoro	0712283253	25049094
153.	Dominic Saitoti	0742161425	29362830
154.	Phostine Jabiri	0708203840	29071172
155.	Samson Barawa		23225600
156.	Sidi Karisa		
157.	Josphine Karisa		
158.	Lucy Mlanda	0713387513	
159.	Esther Haluwa	0708767318	27997515
160.	Rehema Naftal		
161.	Grace Wanje	0715019239	30708215
162.	Safari Ngumbao		38966663
163.	Johnson Kahindi		3919022
164.	Kazungu Yaa		31824573
165.	Martin Kombe		9391275
166.	Ngumbao Hinzao		9205638
167.	Nyale Kitsao		
168.	Charles Gohu		0749253
169.	Denson Tatizo		28881342
170.	Joyce Luganje		
171.	Mourine Charo	0701263072	
172.	Hariet Charo		
173.	Agnes Mwagandi		

174.	Mauyesa Katana		
175.	Janet Kadenge		
176.	Zawadi Kazungu		
177.	Fedis Masha		
178.	Mary Katana		
179.	Constus Kabibi		30686950
180.	Kache Nguwa	0746843397	27333952
181.	Karembo Masha		
182.	Zosi Kaingu	0714122329	
183.	Peris Mwarandu		
184.	Kadzo Kalenga		
185.	Bahati Katana		
186.	Nazi Kiringi		
187.	Mwenda Mwagandi		
188.	Mary Masha		
189.	Zawadi Nyale		
190.	Meryline Wanje		
191.	Sidi Mwagandi		
192.	Eunice Kazungu		
193.	Nzai Kazungu		
194.	Esther Kithi		
195.	Saro Fednand Zulia	0796112765	
196.	Tabu Mwagandi		9961277

197. Dama Ngumbao

92841395

ABSENT WITH APOLOGY

1. Hon. Michael Kingi-Member of Parliament Magarini Constituency

MIN 01/03/2018: OPENING PRAYERS

The meeting was called to order by the Senior Chief Fundisa Location Mr Francis Kazungu Ngala at 1211 hours. He called upon Pastor Lewa to offer opening prayers. A self-introduction then followed, where those who were seated at the high table introduced each other by name while the rest of the attendees were identified by the villages they came from. Villages represented included; *Muyu wa Kae A, Muyu wa Kae B, Muyu wa Kae C, Muyu wa Kae D, Msumarini A, Msumarini B, Msumarini C, Msumarini D, Kadzuyuni A, Kadzuyuni B, Kadzuyuni C, Kadzuyuni D and Dhololo-Bula.*

MIN/02/03/2018: REMARKS FROM THE CHAIRMAN OF THE BARAZA

In his opening remarks, the chairman, the Senior Chief-Fundisa Location; Mr. Francis Kazungu Ngala began by acknowledging those present including the Adu Ward Member of County Assembly who also doubles up as the deputy speaker of the Kilifi County Assembly, the Adu Ward Liaison Officer at the Office of the Magarini Constituency Member of Parliament, the Adu Ward Administrator, the Assistant Senior Chief-Marereni Sub-Location, the Assistant Chief-Fundisa Sub-Location, Village Elders representing various villages, the EIA Expert and his team and the rest of the attendants. He welcomed all present and informed the residents that they have guests who are; representatives of Alsherman Limited, and the Environmental Impact Assessment Expert and his team. He then went further to tell the people such barazas are always very informative and that it is important they develop and keep up a culture of attending barazas whenever they are convened. The chairman then welcomed the Environmental Impact Assessment Expert to explain the agenda of the day to the attendants.

MIN 03/3/2018: PRESENTATION BY THE LEAD EXPERT, MR. PHILIP MANYI OMENGE

The Lead Expert began by acknowledging those present including the Adu Ward Member of County Assembly who is also the Deputy Speaker of the Kilifi County Assembly, the Adu Ward Liaison Officer at the Office of the Magarini Constituency Member of Parliament, the

Adu Ward Administrator, the Senior Chief Fundisa Location, the Assistant Senior Chief-Marereni Sub-Location, the Assistant Chief-Fundisa Sub-Location, Village Elders representing various villages, and the rest of the attendants. The Lead Expert said that the Environmental Management and Coordination Act (EMCA) No. 8 of 1999 (Amended) 2015 requires that planned projects that fall under the second schedule as outlined in legal notice number 150 of 2016 are required to undertake an Environmental Impact Assessment (EIA) before implementation. He went on to say that the proposed salt works by Al-Sherman Limited falls under the second schedule as outlined in legal notice number 150 of 2016 and thus the reason why the company is undertaking the environmental impact assessment study for the proposed salt works. The Expert said the National Environment Management Authority (NEMA) has registered and licensed Environmental Impact Assessment/Environmental Audit experts to carry out EIAs, he said he is one of the licensed EIA experts. The expert went on to say that Al-Sherman Limited has contracted him and his team to carry out the EIA for the proposed salt works activities in partil fulfilment of the requirements of EMCA 1999 (amended) 2015 and its subsidiaries EIA/EA legislation, 2003 and legal notice number 150 of 2016. He went on to say that the Environmental (Impact Assessment and Audit) Regulation of 2003 outline the procedure to be followed in undertaking EIA. He said that regulation 17 of legal notice number 101 of 2003 provides for public participation during the EIA process. The expert went on to say that the baraza was an important forum for community participation in the EIA process. He urged all present to participate fully by airing their issues, concerns and suggestions. He said that this was the second of three public barazas to be held for the proposed salt works. The expert said that a detailed questionnaire survey would be carried out within the project area after the public barazas are concluded. The expert said that other baseline studies would then follow within the proposed project area. He said once data collection is completed, his team will compile an environmental impact assessment study report which will be submitted to the National Environment Management Authority. He said that the authority will call for comments on the report from the public and he urged the residents once they read the notices on the Kenya Gazette and the local daily papers to access the report, read it and present their comments to the Authority. He requested all the people present to participate fully in the baraza by presenting their views, suggestions and concerns regarding the proposed salt works by Al-Sherman Limited.

**MIN 04/03/2018: REMARKS FROM AL-SHERMAN LIMITED REPRESENTATIVE,
MR SEIF ATHMAN**

Mr. Seif Athman began by first recognising those present including the Adu Ward Member of County Assembly who also doubles up as the deputy speaker of the Kilifi County Assembly, the Adu Ward Liaison Officer at the Office of the Magarini Constituency Member of Parliament, the Adu Ward Administrator, the Senior Chief Fundisa Location, the Assistant Senior Chief-Marereni Sub-Location, the Assistant Chief-Fundisa Sub-Location, Village Elders representing various villages, the Environmental Consultants and the rest of attendants. Presenting the agenda of the meeting Mr. Seif said, Al-Sherman Limited proposes to put up a salt works at Msumarini area within Fundisa-Marereni Location within Magarini Sub-County, Kilifi County. He acknowledged that a part of their land has squatters and that the proposed development will begin with the section of the land that is without squatters pending resolution of the squatter issues in the other sections by the National Lands Commission. He went on to say that as per the requirement of the environmental laws Al-Sherman Limited is carrying out an environmental impact assessment study for the proposed salt works. He said that is why the baraza was convened to consult the community on the salt works. He encouraged all present to actively participate and present the views and concerns during the plenary session.

**MIN/05/03/2018: REMARKS FROM THE AREA SENIOR CHIEF FUNDISA-
LOCATION MR. FRANCIS KAZUNGU NGALA.**

In his opening remarks, the senior chief welcomed all present including the representative of Al-Sherman Limited, the Environmental Impact Assessment Expert and his team and the residents. He reiterated the agenda of the day. He said that this was the second of three barazas. He mentioned that before the process of the barazas commenced, local leadership comprising of village elders, the area senior chief and the CSR committee were taken to the proposed project site by the developer and were shown its boundaries and they resolved that the due process should be followed. He said the parcels of the developer's land occupied by squatters are in the hands of the National Lands Commission, mentioning that the NLC chair recently visited the area and that the process of resolution is underway. He registered his displeasure at what he termed as incitement of the people of Muyu wa Kae on the squatter issue after the previous baraza. He reminded the attendants that they have had similar barazas before with a neighbouring developer. He emphasized the importance of active participation

to the agenda of the day by the residents. He urged those present to ask whatever questions they may have and put forward their suggestions on the proposed project, exercising tolerance while doing so.

MIN 06/03/2018: OPEN PLENARY

Mwinga Msanzu Kalulu (From Muyu wa Kae Village): Mr. Mwinga Msanzu Kalulu sought clarification whether proposed project also covers the parcels of land they occupy as squatters or not. The Senior Chief interjected and offered a clarification that as it stands now, the proposed project touches only on the area without squatters. Mr. Mwinga Msanzu Kalulu then went ahead to say that he supports the implementation of the proposed project as it will create employment for the people in the area.

William Charo Mwagandi Ngonyo (From Muyu wa Kae B Village): He said that he has worked for Malindi Salt Limited (a sister company to Alsherman Limited). He said he supports the implementation of the proposed project noting that it will create more employment opportunities of the people and as a result help the rate of petty crimes in the area go down. He called for co-operation between the developer and the local community.

Moses Katana: Mr. Moses Katana said that it shall be more prudent to wait for the conclusion of the resolution of the squatter issues within the developer's parcels of land before any proposed project activity takes off including the EIA process.

Justus Kithi Tsofa: He enquired whether a project report has been done for this proposed project.

William Gona: Mr William Gona said that there was an agreement before between the developer and the community that the developer was to allocate the parcels of land occupied by squatters to them. That agreement, he noted, has not been obeyed by the developer saying the person who entered into an agreement with the community was just but an employee. Mr. William therefore said that any process geared towards realising the implementation of the proposed project should stop, until the squatter issues are resolved by the National Lands Commission.

Mwalimu Salome: Ms Salome Said that she proposed that any process geared towards implementation of the proposed project should stop until the National Lands Commission resolves the squatter issues in the area. She then read a written submission by a resident of the Muyu wa Kae area (Mr. Sholo Benjamin Kambi) who was not present at the baraza.

Benjamin Kahindi: He registered his gratitude to the developer for consulting then on the matter. He said that the squatter issues should be resolved first before any process on the implementation of the proposed project commences.

Wilson Tabu: Mr. Wilson Tabu said that the proposed project was not welcome in the area, that the land should be used solely for farming.

Ziro Jackson: Mr Ziro Jackson said that he has worked with the developer for 23 years and that he supports the proposed project as it will create more employment opportunities. He said that he was present at a previous meeting held at the proposed site that brought together local leaders, the developer and the NLC chair Dr. Swazuri. He noted that at that meeting, the developer offered 350 acres to the squatters but the local leadership, especially the area MCA declined the offer asking for allocation of the areas the squatters occupy. He noted that the NLC chair then promised to bring surveyors to ascertain the boundaries of the land and then he would make a decision. He said that he was sceptical if the issue of squatters is left on the National Lands Commission only, the commission may rule against the wish of the squatters. He therefore called on the local leadership to have a sit down with the developer, come up with a written agreement on the squatters issue and then present the same to the NLC.

MIN 07/03/2018: PRESENTATION BY REPRESENTATIVES OF LOCAL NGOS, CBOs AND OTHER ORGANISED COMMUNITY GROUPS

Malindi Rights Forum (MRF). Mr. Peter Komora of the MRF in his contribution raised the following points.

- i. That on the issues of land and squatters, MRF has taken complaints and proposals to the NLC before regarding the same. He said that any process on the proposed project should wait until a decision is made by the NLC on the squatters' issues.
- ii. On the environment, he noted that the proposed project requires massive clearing of vegetation and that this encourages the encroachment of arid conditions in the area.
- iii. He said the proposed project boundaries should be clearly defined.
- iv. That beach access routes should not be interfered with.
- v. He said on the conclusion of the EIA process and a license being granted, the developer should strictly adhere to the license conditions.
- vi. The water wells in the areas may be negatively affected and appropriate measures should be put in place to mitigate this.

- vii. He said that the ownership of the proposed project site is not clear as three different names keep on cropping up, namely Alsherman Limited, Solar Salt and Malindi Salt Limited. He therefore sought clarification of the same.
- viii. He said that even though salt firms offer employment opportunities, such opportunities do not offer the best returns and that working conditions are poor. He therefore noted that the proposed project site is better in its current state.

CSR Committee Salt Sub-Sector. Mr. Samuel Lewa of the CSR Committee said that the participants should stick to the agenda of the day and present their views. He noted that the proposed project site land is a bit controversial and that local leadership should take up the matter and help resolve it.

VDFCC: Mr. Jeremiah Ngumbao Tsofa the VDFCC chairperson called on local leaders to work together and speak in one voice in tackling issues affecting the community. He said that the proposed project site is where the graves housing the remains of a number of his late relatives including his late dad are. He said that the land with squatters is being handled by the National Lands commission and called for calm among the people. He said that he supports the proposed project as it create employment opportunities and help reduce petty crimes and mangrove destruction.

Beach Management Unit (BMU): The BMU chair who also doubles up as the vice chair VDFCC Mr. Nickson Charo noted that there is a very high level of environmental destruction by developers within the larger Magarini Sub-County. He therefore called on the developer to be environmental conscious as he executes the proposed project. He called on the EIA/EA Expert involved in the proposed project to make sure that he holds a meeting with the local environmental committees before the EIA process is concluded. On the effects of the salt firms, Mr. Nickson said that houses with iron sheets roofing around the salt firms tend to rust at a faster rate as compared to those further away. He also said that some salt firms tend to direct their bitten to the ocean. This affects, he said, marine life including fish hence lower returns for fishermen. He also said that water pumped into the salt pans from the sea comes with it some fish, he therefore said that fishermen should be allowed to fish in the salt pans.

MMKADO: Mr. Harrison Kingi Kalama, speaking on behalf of MMKADO-a local community based organisation-began by acknowledging the presence of those present. He noted that there has been a series of meetings in the past between the developer and members of the local community geared towards solving the squatter issues and paving way for the

development of the salt works. Such meetings he noted resulted into some form of agreement that the squatters would not be evicted and that the salt works will only be developed on the parcel without squatters. He however noted those agreements have been disowned by the top management of the company saying that the person who entered into an agreement with them was just an employee and could not therefore make such decisions. He said that proper measures should be put in place not to negatively affect the two streams flowing through the Al-Sherman land, the community water wells and the mangrove areas. On the land question, he said that in an earlier meeting, the developer had offered to allocate 350 acres to the squatters and that as a CBO, they have also submitted their proposals on the same to the NLC. He said that their thinking is that the portion of land without squatters is sufficient for salt production and that the land with squatters should be allocated to them.

Natural Justice:

Community Forest Association (CFA). Mr. Richard Gambo, the chair Marereni Community Forest Association (CFA) said there has been a series of meetings before geared towards charting a way on the implementation of the proposed project which has been pending for over three decades. He said that in the latest meeting held, it was agreed that the due process should be followed and the project implemented. He noted that it was agreed that mangrove areas will not be negatively affected by the proposed project. He called for co-operation and tolerance between the developer and the local community. He said that a written agreement should be put in place between the developers and the community addressing the squatters' plight.

Pastors' Association. Pastor Justine Ngumbao of the Msumarini Baptist church said that there should be a written agreement first between the developer and the local community on the land with squatters before proceeding with the proposed project.

MIN. 8/03/2018. CONTRIBUTIONS FROM VILLAGE ELDERS

Muyu wa Kae D. Mr. Saidi Kayaa, the Muyu wa Kae D village elder said that the area occupied by the squatters gives them an assurance of a convenient and dignified life because it is fertile and with sufficient sources of drinking water. He therefore requested that it be allocated to the squatters.

Muyu wa Kae C. Mr. Alex Kaviha, the Muyu wa Kae C called for co-operation between the developer and the local community and agree on the land issues so that the project can be implemented and create employment opportunities.

Nyumba Kumi. The Nyumba Kumi representative, Mr. Stephen Kitsao Dzeru said that he supports the implementation of the proposed project as it will create employment but said there should be a written agreement first between the developer and the community on the parcel of land with squatters before the project is implemented.

MIN. 09/03/2018. CONTRIBUTIONS FROM LOCAL ADMINISTRATION

Senior Assistant Chief Marereni Sub-Location: Mr. Mwamuye C. Yawa thanked the people for participation fully and said that he had attended the baraza to witness the proceedings. He called for tolerance among the members of the community and the developer.

Assistant Chief Fundisa Sub-Location: Mr. Festus Gunga Baya said that development can only be realized if all parties co-operate, stating the equation; $P+A+C=D$. Where P stands for the Political Leader, A the administration, C the community and D is for development. He therefore called for co-operation at all levels.

MIN. 10/03/2018: PRESENTATION BY LOCAL LEADERSHIP

Adu Ward Administrator. The Adu Ward administrator Mr. Vincent Yeri began by acknowledging the presence of the attendees including the Adu Ward Member of County Assembly and also the deputy speaker of the Kilifi County Assembly, the Adu Ward Liaison Officer at the Office of the Magarini Constituency Member of Parliament, the Senior Chief-Fundisa Location, the Senior Assistant Chief Marereni Sub-Location, the Assistant Chief Fundisa Sub-Location, the EIA Expert and his team and the rest of the attendants. He thanked the people for their patience and for participating fully. He said he hoped that all the views have been taken on board. He said that they will make efforts for review the findings of the report once it has been submitted to the authority and put in their comments as a community before the authority makes a decision. He said that where as the County government wants its people to get employment opportunities, it is also in its best interests to ensure that its people have places they call home and that they stay comfortably. He therefore called for a continued dialogue of all parties within the law and co-existence.

Adu Liaison Officer for the Magarini Constituency Member of Parliament. Mr. Samson Zia Kahindi, the Adu Ward Liaison Officer in the office of the Magarini Constituency Member of parliament, began by acknowledging the presence of the attendees including the Adu Ward Member of County Assembly and also the deputy speaker of the Kilifi County Assembly, the Ward Administrator Adu Ward, the Senior Chief-Fundisa Location, the Senior Assistant Chief Marereni Sub-Location, the Assistant Chief Fundisa Sub-Location, the EIA Expert and his team and the rest of the attendants. He told the participants that he had attended the first baraza and that he has observed that the issues raised at the baraza are similar to the previous one-both have to do with the squatter issues. He said as the local leadership, they are pursuing the issues of the land and squatters within the law and he called for co-operation on the same at all levels. He noted that the invitation letter he had received had no name of the signatory or an official stamp and questioned its authenticity. He requested that a similar forum be convened to review the findings of the EIA report once the report is compiled. He said that the area Member of Parliament had the issues of settlement of the residents at heart.

Adu Ward Member of County Assembly and Kilifi County Assembly Deputy Speaker. Mr. Stanley Karisa Kenga the Adu Ward Member of County Assembly and Kilifi County Assembly Deputy Speaker, began by acknowledging the Almighty God for the gist of life and having made the convening of the baraza possible on this particular day. He then acknowledged the presence of those attending including the Adu Ward Liaison Officer at the Office of the Magarini Constituency Member of Parliament, the Adu Ward Administrator, the Senior Chief-Fundisa Location, the Senior Assistant Chief Marereni Sub-Location, the Assistant Chief Fundisa Sub-Location, the EIA Expert and his team and the rest of the attendants. He thanked the people for participating fully and presenting their views. He reiterated the agenda of the day as being a stakeholders (community) consultation to gather views, concerns and suggestions as part of an environmental impact assessment study for a proposed salt works to be set up by Alsherman Limited. He noted that one Mr. Ngumbao wa Tinga had been moved by the developer from his previous home which is the current proposed project site and settled at a new location on agreement that he won't be moved further as the project will not extend to where he is currently, but he noted that, that agreement has since been negated. He said that that agreement happened in the year 2008 where there were a series of meetings between the developer and members of the local community geared towards solving the squatter issues and paving way for the development of

the salt works. Such meetings he noted resulted into some form of agreement that the squatters would not be evicted and that the salt works will only be developed on the parcel without squatters. He said that the agreement has since been disowned by the developer on grounds that the person who entered into an agreement with the community-one Mr Mohammed Awadh was just but an employee and therefore had no powers to enter into such agreements. He therefore said that as a community, they need an assurance on the land issues in form of a written agreement first before any project activity commences, pausing and the members of the community backing him that "*Makao Kwanza, Kazi Baadae*". He said claims that Kensalt Limited-a local investor in the area had forcefully evicted people were indeed correct and that he feared such may repeat itself here. He faulted the local administration that they are forcing members of the community into buying their thinking, alleging that it is compromised and said that he is going to investigate the local administration into their seemingly compromised thinking. He said whereas the salt firms offer employment opportunities for the people, such opportunities are for only a few people and are normally not very rewarding. He said it has been demonstrated by other developers in the past they are not following recommendations of the EIA report and the license conditions. He said beach access routes should be left intact during the course of implementation of the proposed project. He also raised concern on the non-clarity on the name of the developer noted that three names are always fronted, namely Alsherman Limited, Solar Salt and Malindi Salt Limited. He then revisited the land issue, saying that the NLC report should come out first before the project proceed, again pausing "*Makao Kwanza, Kazi Baadae*".

MIN. 11/03/2018. REMARKS AND RESPONSES TO SOME OF THE QUESTIONS

Remarks/Responses by Mr. Seif Athman Representative Al-Sherman Limited

Mr. Seif said that, as the appointed person who represents the developer on the ground, he assures the people of his fully co-operation until an amicable solution is reached. He assured the people that their sentiments will get to the higher office.

Remarks/Responses by the Lead Expert

On whether a project report has been prepared for the proposed project, the Lead Expert said that the proposed project is listed under the second schedule of the Environmental Management and Coordination Act 1999 (amended) 2015, Legal Notice Number 150 of 2016, the second schedule lists salt works as one of the projects required to submit an Environmental Impact Assessment Study Report.

Remarks by the Senior Chief Fundisa Location

The Senior Chief Fundisa Location Mr. Francis Kazungu Ngala thanked all participants for actively participating and making the baraza a success. He told the attendants that there is still one more baraza and he urged them to come in their numbers and present their views.

MIN 12/03/2018: AOB

Pit latrines in Muyu wa Kae area. The Senior Assistant Chief Marereni Sub-location told the people that they should implement the directive of digging and building pit latrines or else they will face dire consequences, noting that it was already past the deadline.

Flooding in Chakama. The Adu Ward Liaison Officer at the office of the Magarini Constituency Member of Parliament, told the people that they should put the people of Chakama in their prayers as they are being overwhelmed by flooding in the area.

Birth Certificates. The Adu Ward Member of County Assembly called on the local administration to assist members of the community acquire birth certificates for their children.

MIN 13/03/2018: ADJOURNMENT

There being no any other business, the baraza adjourned at 1649 hours by a word of prayer from Pastor Benjamin Kahindi.

MINUTES CONFIRMATION

These minutes are confirmed to be the correct entries of the proceedings of a Baraza held at Muyu wa Kae Village, Marereni Sub-Location on the 27th March 2018.

Chairman: Francis Ngala Kazungu, Senior Chief Fundisa Location

Signature

Date

Official Stamp

Secretary: Philip Manyi Omenge - Registered and Licensed EIA/EA Lead Expert

Signature

Date