MINUTES

Proposed Lokichar to Lamu Crude Oil Pipeline Project: Baseline Consultation

Meru County Meeting: 30 October 2018 - Alba Hotel

Submitted to:
Pipeline Project Management Team

Submitted by:
Golder Associates (UK) Ltd
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30 October 2018
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PURPOSE OF THIS DOCUMENT

This document represents the minutes taken during a public meeting convened as part of the Environmental and Social Impact Assessment (ESIA) for the proposed Lokichar to Lamu Crude Oil Pipeline (LLCOP) project in Kenya. The document presents a summary of the issues, concerns, questions, and suggestions raised by the stakeholders who attended the meeting. The meeting was held on Tuesday, 30 October 2018 at the Alba Hotel, Meru County.

The objective of the meeting was to provide stakeholders with more information about the proposed LLCOP project and associated mitigation measures. The meeting also provided stakeholders with an opportunity to contribute comments, suggestions and raise issues of concern. Issues and questions raised during the meeting were captured in the Comment and Response Report. This report will form part of the final ESIA report to be submitted to the relevant authority for a decision.

Your comments are important!

Stakeholders who attended the meeting are invited to review the draft minutes and ensure that the questions, concerns and comments have been captured correctly. Please send any comments and changes that you would like to make within 14 days of receipt to the public participation office.

Address for Comments:
Mr James Kambo
Stakeholder in-country lead (ESF Consultants)

Telephone
(+254) 736 100205

Email
james.kambo@esfconsultants.org/ppoffice@golder.co.za

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Woodlands Office Park,
1C Suite 1st Floor
Woodlands Road, off Lenana Road
PO Box 7745-00100
Nairobi, Kenya
1.0 WELCOME AND INTRODUCTION

The meeting was brought to order by Mr James Kambo at 10h30. He welcomed and thanked the guests for attending the meeting. Mr Kambo gave a briefing on the scoping phase, which was conducted in June 2018 and stated that the scoping report together with the Terms of Reference (ToR) had been submitted to the National Environmental Management Authority (NEMA) and was approved. He stated that the purpose of the meeting was to inform the county government about the stakeholder engagement process which is set to run for the next two weeks at grassroots level in Meru County. The purpose of this process is to obtain an understanding of the social context and structure of the people of Meru County.

2.0 PROJECT TEAM

Mr James Kambo introduced the project teams and explained the role each team member plays in the LLCOP project as follows:

- The government of Kenya – sets the strategy;
- LAPSSET Corridor Development Authority (LCDA) – the authority responsible for the development of the LAPSSET corridor;
- Pipeline Project Management Team (PPMT) – the partnership between government (Ministry of Mining and Petroleum – MoMP) and oil companies to develop the pipeline project; and
- Golder and ESF Consultants – the independent consultants, appointed to undertake the ESIA.

3.0 ATTENDEES

39 attendees signed the attendance register. The list of attendees who signed the register and participated in the proceedings is attached in APPENDIX A.

4.0 AGENDA

The following agenda was presented to, and accepted by the participants:

1) Introduction
2) Attendance
3) Agenda
4) Purpose of meeting
5) Project team
6) Project progress
7) Summary of scoping consultation
8) Community barazas (public meetings)
9) Community consultation approach
10) Social baseline
11) ESIA focus
12) Stakeholder engagement focus
13) Discussions
14) Way forward

15) Closure

5.0 PURPOSE OF THE MEETING

Mr James Kambo explained the purpose of the meeting was to:

- Present progress on the planning activities for LLCOP project and delivery teams.
- Provide an update of the ESIA scoping phase findings, issues, comments and responses regarding the proposed project and associated approach.
- Discuss the proposed community stakeholder consultation approach.
- Discuss the social baseline development process.
- Receive any comments on the above findings and proposed approach to community engagements.
- Indicate how stakeholders can participate in the future.

6.0 PROJECT BACKGROUND

An overview and background of the proposed project were presented to attendees. All development projects are subject to an ESIA process in terms of the Environment Management and Coordination Act (2015). This is the first permitting study undertaken for the proposed LLCOP project. Several related studies have been undertaken and include a Strategic Environmental Assessment for the LAPSSET corridor project and an ESIA study for the Kenya Upstream Oil Development project.

Golder Associates, in partnership with ESF Consultants, Kenya, have been appointed to undertake the ESIA study.

7.0 PROJECT DESCRIPTION

7.1 Overview

The LLCOP project is a development initiative under a joint partnership between the Kenya Government and the consortium consisting of Tullow Oil Kenya B.V., Africa Oil Turkana Ltd and Total Oil (formally Maersk Oil). The proposed LLCOP project is an onshore pipeline that will provide transportation of crude oil from the production fields in South Lokichar to the marine export facility at the Port of Lamu. There it will be stored and onward exported to international markets. The project will link the upstream oil fields (being permitted separately) with international markets.

7.2 Route

The LLCOP project will commence at a flange point in Turkana County, south-east of the Lokichar oil fields, and end at the Port of Lamu. The LLCOP route is within the LAPSSET corridor and will cut across Turkana, Samburu, Isiolo, Meru, Garissa and Lamu counties. The crude oil pipeline will be approximately 820 kilometres long. Areas of land where the proposed pipeline will pass will be acquired by the government and leased to the project.

7.3 Technical Aspects

The proposed project will be executed in a phased manner. The construction time will be approximately two to three years.

The construction of the pipeline will entail excavation of a trench, two metre in depth, along the proposed pipeline route. A conventional trench and backfill construction methodology will be followed. The pipeline will be buried throughout its length with a minimum of one metre of soil cover. The pipe itself will be 18 or 20 inches in diameter.
The proposed pipeline will need a 30 metre width for construction and a six metre width for operations. Due to the heavy and waxy consistency of the crude oil, the pipeline will be heated and insulated to keep the crude oil at the optimum viscosity for pumping. The heating will be done through a longline trace system.

There will be approximately 16 intermediate above ground installations (either co-located or standalone), which include pump stations, pressure reduction stations, and electrical generators.

A marine terminal will be constructed at the Port of Lamu. The terminal will comprise storage facilities (1.5 million barrels capacity), a loading line and a marine platform with breasting and mooring structures. The Lamu terminal options under evaluation are an onshore storage and offloading jetty, or a floating storage and offloading vessel. The onward exportation of the crude oil to international markets will take place by ship.

8.0 ESIA PROCESS

This ESIA is being undertaken to acquire the necessary permits to implement the proposed project. The Environmental Management and Coordination Act of 2015 provides detailed guidelines on conducting Environmental Impact Assessments (EIAs) in Kenya. The Act states that all new projects that are likely to affect the environment in any way must undertake an ESIA, and the ESIA report should then be submitted to NEMA for review and approval.

The objective of this ESIA study is to investigate and identify the positive and negative impacts of the pipeline construction and operations. The study will then generate feasible mitigation measures for adverse impacts through an Environmental and Social Management Plan. These studies and recommendations will be done through field investigations, document review, professional analysis, and stakeholder engagements.

The ESIA process entails the following elements:

Scoping Study – An initial field and baseline data reviews as well as early stakeholder engagement to define the scope of the ESIA.

Terms of Reference (ToR) – During this phase, the framework and proposed methodology for the assessment of environmental and social impacts are developed. The ToR phase includes a presentation of the project, proposed ESIA update process and the public consultation process.

Environmental Impact Study (EIS) – This phase entails an impact assessment and will address the issues raised during the ToR phase. A Draft EIS report will be developed and presented to the public for review and discussion. The EIS is then finalised and submitted to NEMA for approval (the decision-making phase).

The ESIA permitting study should be completed by March 2019.

9.0 CONSULTATION PROCESS

The stakeholder engagement process is a requirement of the Kenya Environmental Impact Assessment guidelines and is being undertaken to provide the opportunity for communities, potentially affected and interested people to participate by raising issues, concerns, asking questions and contributing local knowledge.

Stakeholder participation in the process will help to identify and address their concerns early in the project design phase. Stakeholder contributions collected during this process will be recorded and made publicly available in a Comment and Response Report for people to verify that their contributions have been recorded correctly. Special efforts will be made to engage with potentially directly affected people, including women, the youth, as well as local, regional, and national educational and religious organisations, research institutions, non-governmental organisations, and other key organisations. Public meetings and workshops will be held to record comments and suggestions from the public.
This ESIA process commenced in March 2018 and will be completed in March 2019. Availability of reports, times, and location of public meetings will be advertised in the local media and via site notices. The final EIS update will be made available in public places, for review.

Stakeholders will be informed throughout the stakeholder engagement process of this ESIA. Any queries and concerns can be raised at any time through the contacts provided.

10.0 IDENTIFICATION OF ISSUES

All questions, issues, comments and associated responses raised during the discussion session are captured in Table 1.
### Date of meeting: 30 October 2018  
### Venue: Alba Hotel, Meru town, Meru County

#### Table 1: Identified issues, questions, comments and responses

<table>
<thead>
<tr>
<th>Meeting</th>
<th>Issue/Question/Comments</th>
<th>Commentator</th>
<th>Response</th>
</tr>
</thead>
</table>
| 1       | **Meru County Meeting (30/10/2018) Alba Hotel**  
According to the presentation you have indicated that you will visit areas in Tigania East and Tigania West but have not included areas in Igembe Central, yet it’s found in between these two areas, and one must pass through Igembe Central to get to these towns. Failure to engage with people from Igembe Central might result in conflict so consider this town. | Romano Mwito – Member of County Assembly, Kangeta                                                 | Thank you for that information, we will go through that issue with the project team, kindly remain behind so that we can go through that matter and see a way forward.                                         |
| 2       | **Meru County Meeting (30/10/2018) Alba Hotel**  
We have our officers working in Nyambere Conservancy as rangers protecting that area. We want to know whether you will engage with them during the studies. We also know that after the ESIA process, there will be a corporate social responsibility (CSR) programme, therefore, what initiatives would you adopt for our rangers in this conservancy because we are happy with their work? | Isaiah Baituti - Administrator, Tourism Department Nyambere Conservancy | During the baseline studies, we will inform the expert team to engage with the rangers. Concerning CSR, we have captured your concern and will forward it to the project management team who will look into it.                                      |
| 3       | **Meru County Meeting (30/10/2018) Alba Hotel**  
How long will this project take?  
How far has the geotechnical team covered and how for long will they be conducting their studies?  
In scenarios where the geotechnical team finds valuable resources such as mineral ores, how will they relay the information to the communities so that conflicts do not arise? | Samuel Muturo – Member of County Assembly, Naathu                                                 | The project is expected to last between two to three years.  
There are laws in Kenya that govern these processes and the project studies that are being conducted currently. The geotechnical team are already on the ground conducting studies and digging trial pits about 15 metres deep, and they are collecting soil and rock samples to |
<table>
<thead>
<tr>
<th>Meeting</th>
<th>Issue/Question/Comments</th>
<th>Commentator</th>
<th>Response</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meru County</td>
<td>After the commencement of this project, how will the fuel price change in Kenya?</td>
<td>Wallace Muriithi - Youth</td>
<td>There will be no refinery at the Port in Lamu instead all crude oil will be exported to the international market.</td>
</tr>
<tr>
<td>Meeting (30/10/2018) Alba Hotel</td>
<td>Which market will this crude oil feed into? We already have a ready market in Kenya.</td>
<td>Youth Arts Programme Kenya</td>
<td>Financial studies are being undertaken to estimate the economic value of the project in terms of the income and revenue that will result once the project is implemented.</td>
</tr>
<tr>
<td></td>
<td>What is the difference between processing the crude oil in Lamu instead of Lokichar rather than conveying it to over 820 kilometres?</td>
<td></td>
<td>The EIA is an opportunity to feed information to people for them to understand the project and its dynamics.</td>
</tr>
<tr>
<td></td>
<td>Will I as a youth benefit from this project 20 years from now?</td>
<td></td>
<td>Regarding the oil price, the crude oil will be sent to international markets where it will be refined and sold back to Kenya; this will determine the fuel price.</td>
</tr>
<tr>
<td></td>
<td>In five years from now, how will the project help me in refuelling my car?</td>
<td></td>
<td>Mark Barrah - to clarify, the cost of the pipeline project is 1.4 billion United States dollars, which will be financed through several international institutions. The benefits that arise from having a refinery in a country are often minimal with no</td>
</tr>
</tbody>
</table>
more than a 2% profit. Hence there are only nine refineries in the world. The Kenyan government, therefore, concluded that selling the crude oil makes more economic sense and provides more benefit, and more so, given the experience with the collapse of the Mombasa refinery. The price of fuel will be determined by the international market that will sell the refined product to Kenya.
11.0 FUTURE INTENTIONS
Mr James Kambo indicated that the information sourced during this meeting would be captured in formal minutes and a comments and responses register. He added that several meetings had been arranged in different towns within Meru County, where the pipeline will pass, so that the communities could be involved during the process and also provide information to the ESIA team to promote an understanding of the local context. The meetings are also intended to enable the communities to highlight their issues and concerns that need to be considered during the project. Mr James Kambo stated that the consultation process is set to begin immediately over the next two weeks and all the comments and issues raised will be captured for reporting. The consultation process will continue to engage with stakeholders and communities at the county and grassroots level, where relevant.

12.0 CLOSURE
All participants were thanked for their attendance, comments and input. The issues would be captured and the meeting minutes distributed in due course. The meeting was closed by Mr James Kambo.
Signature Page

Golder Associates (UK) Ltd

James Kambo  
Stakeholder in-country lead (ESF Consultants)

Tim Flower  
Project Manager

JK/SA

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APPENDIX A

List of Attendees
Table 2: Meeting attendees that signed the register and participated in proceedings listed according to organisation

<table>
<thead>
<tr>
<th>Name</th>
<th>Organisation</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Isaiah Baituti</td>
<td>Administrator, Tourism Department Nyambere Conservancy</td>
</tr>
<tr>
<td>2. Waltero Katonow</td>
<td>County Commissioner’s Office</td>
</tr>
<tr>
<td>3. Thuranira Nicholas Baariu</td>
<td>Clerk Assistant Meru County Assembly</td>
</tr>
<tr>
<td>4. Kevin Njoroge</td>
<td>Castor Vali Africa</td>
</tr>
<tr>
<td>5. William Longole</td>
<td>Castor Vali Africa</td>
</tr>
<tr>
<td>6. Benard Mutura</td>
<td>Driver</td>
</tr>
<tr>
<td>7. Titus Choge</td>
<td>Lapsset Corridor Development Authority</td>
</tr>
<tr>
<td>8. Victor Mutumah</td>
<td>Leader of Majority</td>
</tr>
<tr>
<td>9. John Ntongai</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>10. Miriam Kajuju</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>11. Jane Kanana</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>12. Japhet Kirimi</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>13. Salome Kirio Mutua</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>14. Ruth Kawamu</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>15. Murega Eliaz</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>16. Azenath Kaimuri</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>17. Kirimi Elijah</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>18. Martin Mworia</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>19. David Muriuki</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>20. Collabo G. K. Marete</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>21. Gacheri Muthuri</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>22. Mwiragi Patrick</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>23. Muthaura Makena</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>24. Romano Mwito</td>
<td>Member of County Assembly, Kangeta</td>
</tr>
<tr>
<td>25. Samuel Muntuo</td>
<td>Member of County Assembly, Naathu</td>
</tr>
<tr>
<td>26. Litha Wachira</td>
<td>Member of County Dept Health</td>
</tr>
<tr>
<td>27. Eunice Mueni</td>
<td>Member of County Government</td>
</tr>
<tr>
<td>Name</td>
<td>Organisation</td>
</tr>
<tr>
<td>-------------------------------</td>
<td>---------------------------------------------------</td>
</tr>
<tr>
<td>28. Jeremiah Lenya</td>
<td>Meru</td>
</tr>
<tr>
<td>29. Dennis Murega</td>
<td>Meru</td>
</tr>
<tr>
<td>30. Dominic Mwiriri</td>
<td>Meru County</td>
</tr>
<tr>
<td>31. Caroline Kagidiria</td>
<td>Meru County</td>
</tr>
<tr>
<td>32. Member of County Assembly</td>
<td>Meru County</td>
</tr>
<tr>
<td>33. Hon Grace Gakii</td>
<td>Meru County</td>
</tr>
<tr>
<td>34. Caroline G. Kuria</td>
<td>Meru County</td>
</tr>
<tr>
<td>35. Andrew Murithi</td>
<td>Meru County Road &amp; Transport Department</td>
</tr>
<tr>
<td>36. Sammy Kinyua</td>
<td>Meru County Watchdog Forum</td>
</tr>
<tr>
<td>37. Lilian K Kiruja</td>
<td>Ministry of Public Service, Youth and Gender Affairs.</td>
</tr>
<tr>
<td>38. David Muithui</td>
<td>Nation Media Group</td>
</tr>
<tr>
<td>39. Wallace Muriithi</td>
<td>Youth Representative, Meru Youth Arts Programme Kenya.</td>
</tr>
</tbody>
</table>
AGENDA

1. Purpose of Meeting
2. Project Team
3. Project Progress
4. Summary of Scoping Consultation
5. Community Baseline
6. Community consultation approach
7. Social Baseline
8. ESIA Focus
9. SE Focus
10. Discussions
11. Way forward
12. Closure

1. PURPOSE OF MEETING

• Present progress on the planning activities for Lokichar to Lamu Crude Oil Pipeline Project and delivery teams.
• Provide an update of ESIA Scoping Phase findings, issues, comments and responses regarding the proposed project and associated approach.
• Discuss the proposed Community Stakeholder Consultation approach.
• Discuss Social Baseline Development process.
• Receive any comments on the above findings and proposed approach to community engagements.
• Indicate how stakeholders can participate in the future.

2. PROJECT TEAM

2.1 LAPSSET
The lead Government of Kenya organisation and lesor of land to the Pipeline.

2.2 PPMT
The Pipeline Project Management Team – consisting of the Government of Kenya, Tullow Oil plc, Africa Oil Corporation and Total Oil.

2.3 ESIA CONSULTANT
Golder Associates, an independent ESIA consultant selected by GoK-led tender process. ESF Consultants, a Kenya based environmental management consultant is the in country Kenyan component.

3. PROJECT PROGRESS

3.1 FRONT END ENGINEERING & DESIGN
• FEED Studies are underway and expected to end in December 2018.
• Draft Construction Report already generated and inputs from ESIA and geotechnical survey to be incorporated.

3.2 GEOTECHNICAL SURVEY
• Topographical survey and installing survey beacons
• Drilling of core soil/rock samples
• Digging trial pits at appointed locations

3.3 ESIA
• Scoping study completed and submitted to NEMA.
• Terms of Reference Sent to NEMA for approval.
• Baseline (Biophysical) underway.
LAND ACQUISITION

- Land will be acquired by LAPSSET through the National Lands Commission.
- Land acquired will form the LAPSSET Corridor – 500 m wide
- LAPSSET will lease to pipeline approximately 30m wide corridor during construction and this will reduce to 6m during operations.
- Process to follow the requirements of the Constitution and legislation on land acquisition.
- NLC will soon be implementing the acquisition exercise and their officers will be visiting the areas in the corridor to sensitize the communities.

<table>
<thead>
<tr>
<th>Date</th>
<th>Meeting/ Type</th>
<th>Total Number Participants</th>
</tr>
</thead>
<tbody>
<tr>
<td>11 June 2018</td>
<td>Parliamentary Forum - Nairobi</td>
<td>36</td>
</tr>
<tr>
<td>12 June 2018</td>
<td>National and NGO Meeting - Nairobi</td>
<td>57</td>
</tr>
<tr>
<td>18 June 2018</td>
<td>County Meeting - Isiolo</td>
<td>56</td>
</tr>
<tr>
<td>19 June 2018</td>
<td>County Meeting - Meru</td>
<td>45</td>
</tr>
<tr>
<td>21 June 2018</td>
<td>County Meeting - Garissa</td>
<td>120</td>
</tr>
<tr>
<td>25 June 2018</td>
<td>County Meeting - Lamu</td>
<td>134</td>
</tr>
<tr>
<td>27 June 2018</td>
<td>County Meeting - Samburu</td>
<td>93</td>
</tr>
<tr>
<td>29 June 2018</td>
<td>County Meeting - Turkana</td>
<td>38</td>
</tr>
<tr>
<td>Total Attendees</td>
<td></td>
<td>583</td>
</tr>
</tbody>
</table>
4.1 ESIA SCOPING FINDINGS (ISSUES RAISED)

<table>
<thead>
<tr>
<th>Category</th>
<th>Parametric</th>
<th>National</th>
<th>Western</th>
<th>Eastern</th>
<th>South</th>
<th>North</th>
<th>TOTAL %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total issues raised</td>
<td>76</td>
<td>94</td>
<td>81</td>
<td>38</td>
<td>40</td>
<td>144</td>
<td>829</td>
</tr>
<tr>
<td>Benefits and Disadvantages</td>
<td>20</td>
<td>80</td>
<td>70</td>
<td>30</td>
<td>30</td>
<td>144</td>
<td>829</td>
</tr>
<tr>
<td>Collaborative with other communities</td>
<td>0</td>
<td>70</td>
<td>50</td>
<td>20</td>
<td>20</td>
<td>144</td>
<td>829</td>
</tr>
<tr>
<td>Compensation related</td>
<td>30</td>
<td>120</td>
<td>100</td>
<td>40</td>
<td>40</td>
<td>144</td>
<td>829</td>
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<tr>
<td>CERD reservations</td>
<td>15</td>
<td>45</td>
<td>30</td>
<td>10</td>
<td>10</td>
<td>144</td>
<td>829</td>
</tr>
<tr>
<td>Social impact</td>
<td>10</td>
<td>40</td>
<td>30</td>
<td>10</td>
<td>10</td>
<td>144</td>
<td>829</td>
</tr>
<tr>
<td>Radiation related</td>
<td>35</td>
<td>140</td>
<td>120</td>
<td>40</td>
<td>40</td>
<td>144</td>
<td>829</td>
</tr>
</tbody>
</table>
7. SOCIAL BASELINE

- Social Baseline to be collected through Focused Group Discussions.
- Baseline data to focus on cultural and socio-economic characteristics of people that will be directly affected, particularly vulnerable groups.
- FGD teams to consist of Facilitator and Documenters with a set of translators in-office.
- Groups to be engaged include resource-use groups (farmers, pastoralists, gums and resins, beekeeping etc.), women’s and youth groups as so forth.
- FGD teams will have guidelines provided that will provide direction on the nature of questions.

8. ESIA FOCUS

- Advance Baseline: Aquatic Ecosystems, Flora & Habitat, Ornithology, Herpetofauna & Invertebrates, Marine Biodiversity Critical Habitat Screening, Social Baseline

9. STAKEHOLDER ENGAGEMENT FOCUS

- Legal Requirement.
- Opportunity for stakeholders to participate in ESIA process.
- To inform and consult.
- Integrate and consider stakeholder viewpoints in the ESIA.
- All stakeholder contributions recorded and disclosed.
- Identify vulnerable groups, including women, the youth, indigenous peoples and disempowered people.
- Information in public domain.
- Provide feedback on results and information use.

10. DISCUSSION

Facilitated by Mr James Kambo.
- Please provide your name and surname.
- Focus on LLCOP.
- Land related issues addressed by NLC – so outside our discussions.
- Complete comments and registration sheet.

11. WAY FORWARD

- Event timelines.
- Future consultation.
- Availability of information.
- Record Key issues for each meeting.
- Project deliverables.
- ESIA process continuation.

Closure
MINUTES

Proposed Lokichar to Lamu Crude Oil Pipeline Project: Baseline Consultation

Meru County Meeting: 30 October 2018 - Alba Hotel

Submitted to:
Pipeline Project Management Team

Submitted by:
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30 October 2018
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PURPOSE OF THIS DOCUMENT

This document represents the minutes taken during a public meeting convened as part of the Environmental and Social Impact Assessment (ESIA) for the proposed Lokichar to Lamu Crude Oil Pipeline (LLCOP) project in Kenya. The document presents a summary of the issues, concerns, questions, and suggestions raised by the stakeholders who attended the meeting. The meeting was held on Tuesday, 30 October 2018 at the Alba Hotel, Meru County.

The objective of the meeting was to provide stakeholders with more information about the proposed LLCOP project and associated mitigation measures. The meeting also provided stakeholders with an opportunity to contribute comments, suggestions and raise issues of concern. Issues and questions raised during the meeting were captured in the Comment and Response Report. This report will form part of the final ESIA report to be submitted to the relevant authority for a decision.

Your comments are important!

Stakeholders who attended the meeting are invited to review the draft minutes and ensure that the questions, concerns and comments have been captured correctly. Please send any comments and changes that you would like to make within 14 days of receipt to the public participation office.

Address for Comments:

Mr James Kambo
Stakeholder in-country lead (ESF Consultants)

Telephone
(+254) 736 100205

Email
james.kambo@esfconsultants.org/ppoffice@golder.co.za

Address
Woodlands Office Park,
1C Suite 1st Floor
Woodlands Road, off Lenana Road
PO Box 7745-00100
Nairobi, Kenya
1.0 WELCOME AND INTRODUCTION
The meeting was brought to order by Mr James Kambo at 10h30. He welcomed and thanked the guests for attending the meeting. Mr Kambo gave a briefing on the scoping phase, which was conducted in June 2018 and stated that the scoping report together with the Terms of Reference (ToR) had been submitted to the National Environmental Management Authority (NEMA) and was approved. He stated that the purpose of the meeting was to inform the county government about the stakeholder engagement process which is set to run for the next two weeks at grassroots level in Meru County. The purpose of this process is to obtain an understanding of the social context and structure of the people of Meru County.

2.0 PROJECT TEAM
Mr James Kambo introduced the project teams and explained the role each team member plays in the LLCOP project as follows:

- The government of Kenya – sets the strategy;
- LAPSSSET Corridor Development Authority (LCDA) – the authority responsible for the development of the LAPSSSET corridor;
- Pipeline Project Management Team (PPMT) – the partnership between government (Ministry of Mining and Petroleum – MoMP) and oil companies to develop the pipeline project; and
- Golder and ESF Consultants – the independent consultants, appointed to undertake the ESIA.

3.0 ATTENDEES
39 attendees signed the attendance register. The list of attendees who signed the register and participated in the proceedings is attached in APPENDIX A.

4.0 AGENDA
The following agenda was presented to, and accepted by the participants:

1) Introduction
2) Attendance
3) Agenda
4) Purpose of meeting
5) Project team
6) Project progress
7) Summary of scoping consultation
8) Community barazas (public meetings)
9) Community consultation approach
10) Social baseline
11) ESIA focus
12) Stakeholder engagement focus
13) Discussions
14) Way forward

15) Closure

5.0 PURPOSE OF THE MEETING

Mr James Kambo explained the purpose of the meeting was to:

- Present progress on the planning activities for LLCOP project and delivery teams.
- Provide an update of the ESIA scoping phase findings, issues, comments and responses regarding the proposed project and associated approach.
- Discuss the proposed community stakeholder consultation approach.
- Discuss the social baseline development process.
- Receive any comments on the above findings and proposed approach to community engagements.
- Indicate how stakeholders can participate in the future.

6.0 PROJECT BACKGROUND

An overview and background of the proposed project were presented to attendees. All development projects are subject to an ESIA process in terms of the Environment Management and Coordination Act (2015). This is the first permitting study undertaken for the proposed LLCOP project. Several related studies have been undertaken and include a Strategic Environmental Assessment for the LAPSSET corridor project and an ESIA study for the Kenya Upstream Oil Development project.

Golder Associates, in partnership with ESF Consultants, Kenya, have been appointed to undertake the ESIA study.

7.0 PROJECT DESCRIPTION

7.1 Overview

The LLCOP project is a development initiative under a joint partnership between the Kenya Government and the consortium consisting of Tullow Oil Kenya B.V., Africa Oil Turkana Ltd and Total Oil (formally Maersk Oil). The proposed LLCOP project is an onshore pipeline that will provide transportation of crude oil from the production fields in South Lokichar to the marine export facility at the Port of Lamu. There it will be stored and onward exported to international markets. The project will link the upstream oil fields (being permitted separately) with international markets.

7.2 Route

The LLCOP project will commence at a flange point in Turkana County, south-east of the Lokichar oil fields, and end at the Port of Lamu. The LLCOP route is within the LAPSSET corridor and will cut across Turkana, Samburu, Isiolo, Meru, Garissa and Lamu counties. The crude oil pipeline will be approximately 820 kilometres long. Areas of land where the proposed pipeline will pass will be acquired by the government and leased to the project.

7.3 Technical Aspects

The proposed project will be executed in a phased manner. The construction time will be approximately two to three years.

The construction of the pipeline will entail excavation of a trench, two metre in depth, along the proposed pipeline route. A conventional trench and backfill construction methodology will be followed. The pipeline will be buried throughout its length with a minimum of one metre of soil cover. The pipe itself will be 18 or 20 inches in diameter.
The proposed pipeline will need a 30 metre width for construction and a six metre width for operations. Due to the heavy and waxy consistency of the crude oil, the pipeline will be heated and insulated to keep the crude oil at the optimum viscosity for pumping. The heating will be done through a longline trace system.

There will be approximately 16 intermediate above ground installations (either co-located or standalone), which include pump stations, pressure reduction stations, and electrical generators.

A marine terminal will be constructed at the Port of Lamu. The terminal will comprise storage facilities (1.5 million barrels capacity), a loading line and a marine platform with breasting and mooring structures. The Lamu terminal options under evaluation are an onshore storage and offloading jetty, or a floating storage and offloading vessel. The onward exportation of the crude oil to international markets will take place by ship.

**8.0 ESIA PROCESS**

This ESIA is being undertaken to acquire the necessary permits to implement the proposed project. The Environmental Management and Coordination Act of 2015 provides detailed guidelines on conducting Environmental Impact Assessments (EIAs) in Kenya. The Act states that all new projects that are likely to affect the environment in any way must undertake an ESIA, and the ESIA report should then be submitted to NEMA for review and approval.

The objective of this ESIA study is to investigate and identify the positive and negative impacts of the pipeline construction and operations. The study will then generate feasible mitigation measures for adverse impacts through an Environmental and Social Management Plan. These studies and recommendations will be done through field investigations, document review, professional analysis, and stakeholder engagements.

The ESIA process entails the following elements:

**Scoping Study** – An initial field and baseline data reviews as well as early stakeholder engagement to define the scope of the ESIA.

**Terms of Reference (ToR)** – During this phase, the framework and proposed methodology for the assessment of environmental and social impacts are developed. The ToR phase includes a presentation of the project, proposed ESIA update process and the public consultation process.

**Environmental Impact Study (EIS)** – This phase entails an impact assessment and will address the issues raised during the ToR phase. A Draft EIS report will be developed and presented to the public for review and discussion. The EIS is then finalised and submitted to NEMA for approval (the decision-making phase).

The ESIA permitting study should be completed by March 2019.

**9.0 CONSULTATION PROCESS**

The stakeholder engagement process is a requirement of the Kenya Environmental Impact Assessment guidelines and is being undertaken to provide the opportunity for communities, potentially affected and interested people to participate by raising issues, concerns, asking questions and contributing local knowledge.

Stakeholder participation in the process will help to identify and address their concerns early in the project design phase. Stakeholder contributions collected during this process will be recorded and made publicly available in a Comment and Response Report for people to verify that their contributions have been recorded correctly. Special efforts will be made to engage with potentially directly affected people, including women, the youth, as well as local, regional, and national educational and religious organisations, research institutions, non-governmental organisations, and other key organisations. Public meetings and workshops will be held to record comments and suggestions from the public.
This ESIA process commenced in March 2018 and will be completed in March 2019. Availability of reports, times, and location of public meetings will be advertised in the local media and via site notices. The final EIS update will be made available in public places, for review.

Stakeholders will be informed throughout the stakeholder engagement process of this ESIA. Any queries and concerns can be raised at any time through the contacts provided.

10.0 IDENTIFICATION OF ISSUES

All questions, issues, comments and associated responses raised during the discussion session are captured in Table 1.
**Date of meeting:** 30 October 2018  
**Venue:** Alba Hotel, Meru town, Meru County

### Table 1: Identified issues, questions, comments and responses

<table>
<thead>
<tr>
<th>Meeting</th>
<th>Issue/Question/Comments</th>
<th>Commentator</th>
<th>Response</th>
</tr>
</thead>
</table>
| 1       | **Meru County Meeting (30/10/2018) Alba Hotel**  
According to the presentation you have indicated that you will visit areas in Tigania East and Tigania West but have not included areas in Igembe Central, yet it's found in between these two areas, and one must pass through Igembe Central to get to these towns. Failure to engage with people from Igembe Central might result in conflict so consider this town. | Romano Mwito – Member of County Assembly, Kangeta                                                                 | Thank you for that information, we will go through that issue with the project team, kindly remain behind so that we can go through that matter and see a way forward.                                                                                                                                                                                                 |
| 2       | **Meru County Meeting (30/10/2018) Alba Hotel**  
We have our officers working in Nyambere Conservancy as rangers protecting that area. We want to know whether you will engage with them during the studies. We also know that after the ESIA process, there will be a corporate social responsibility (CSR) programme, therefore, what initiatives would you adopt for our rangers in this conservancy because we are happy with their work? | Isaiah Baituti - Administrator, Tourism Department Nyambere Conservancy  
During the baseline studies, we will inform the expert team to engage with the rangers. Concerning CSR, we have captured your concern and will forward it to the project management team who will look into it. |                                                                                                                                                                                                                                                                                                                                                             |
| 3       | **Meru County Meeting (30/10/2018) Alba Hotel**  
How long will this project take?  
How far has the geotechnical team covered and how for long will they be conducting their studies?  
In scenarios where the geotechnical team finds valuable resources such as mineral ores, how will they relay the information to the communities so that conflicts do not arise? | Samuel Muturo – Member of County Assembly, Naathu | The project is expected to last between two to three years.  
There are laws in Kenya that govern these processes and the project studies that are being conducted currently. The geotechnical team are already on the ground conducting studies and digging trial pits about 15 metres deep, and they are collecting soil and rock samples to
<table>
<thead>
<tr>
<th>Meeting</th>
<th>Issue/Question/Comments</th>
<th>Commentator</th>
<th>Response</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meru County Meeting (30/10/2018) Alba Hotel</td>
<td>After the commencement of this project, how will the fuel price change in Kenya? Which market will this crude oil feed into? We already have a ready market in Kenya. What is the difference between processing the crude oil in Lamu instead of Lokichar rather than conveying it to over 820 kilometres? Will I as a youth benefit from this project 20 years from now? In five years from now, how will the project help me in refuelling my car?</td>
<td>Wallace Muriithi - Youth Representative, Meru Youth Arts Programme Kenya</td>
<td>There will be no refinery at the Port in Lamu instead all crude oil will be exported to the international market. Financial studies are being undertaken to estimate the economic value of the project in terms of the income and revenue that will result once the project is implemented. The EIA is an opportunity to feed information to people for them to understand the project and its dynamics. Regarding the oil price, the crude oil will be sent to international markets where it will be refined and sold back to Kenya; this will determine the fuel price. Mark Barrah - to clarify, the cost of the pipeline project is 1.4 billion United States dollars, which will be financed through several international institutions. The benefits that arise from having a refinery in a country are often minimal with no</td>
</tr>
</tbody>
</table>
more than a 2% profit. Hence there are only nine refineries in the world. The Kenyan government, therefore, concluded that selling the crude oil makes more economic sense and provides more benefit, and more so, given the experience with the collapse of the Mombasa refinery. The price of fuel will be determined by the international market that will sell the refined product to Kenya.
11.0  FUTURE INTENTIONS
Mr James Kambo indicated that the information sourced during this meeting would be captured in formal minutes and a comments and responses register. He added that several meetings had been arranged in different towns within Meru County, where the pipeline will pass, so that the communities could be involved during the process and also provide information to the ESIA team to promote an understanding of the local context. The meetings are also intended to enable the communities to highlight their issues and concerns that need to be considered during the project. Mr James Kambo stated that the consultation process is set to begin immediately over the next two weeks and all the comments and issues raised will be captured for reporting. The consultation process will continue to engage with stakeholders and communities at the county and grassroots level, where relevant.

12.0  CLOSURE
All participants were thanked for their attendance, comments and input. The issues would be captured and the meeting minutes distributed in due course. The meeting was closed by Mr James Kambo.
Signature Page

Golder Associates (UK) Ltd

James Kambo
Stakeholder in-country lead (ESF Consultants)

Tim Flower
Project Manager

JK/SA

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APPENDIX A

List of Attendees
<table>
<thead>
<tr>
<th>Name</th>
<th>Organisation</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Isaiah Baituti</td>
<td>Administrator, Tourism Department Nyambere Conservancy</td>
</tr>
<tr>
<td>2. Waltero Katonow</td>
<td>County Commisioner’s Office</td>
</tr>
<tr>
<td>3. Thuranira Nicholas Baariu</td>
<td>Clerk Assistant Meru County Assembly</td>
</tr>
<tr>
<td>4. Kevin Njoroge</td>
<td>Castor Vali Africa</td>
</tr>
<tr>
<td>5. William Longole</td>
<td>Castor Vali Africa</td>
</tr>
<tr>
<td>6. Benard Mutura</td>
<td>Driver</td>
</tr>
<tr>
<td>7. Titus Choge</td>
<td>Lapsset Corridor Development Authority</td>
</tr>
<tr>
<td>8. Victor Mutumah</td>
<td>Leader of Majority</td>
</tr>
<tr>
<td>9. John Ntongai</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>10. Miriam Kajuju</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>11. Jane Kanana</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>12. Japhet Kirimi</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>13. Salome Kirio Mutua</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>14. Ruth Kawamu</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>15. Murega Eliaz</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>16. Azenath Kaimuri</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>17. Kirimi Elijah</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>18. Martin Mworia</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>19. David Muriuki</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>20. Collabo G. K. Marete</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>21. Gacheri Muthuri</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>22. Mwiragi Patrick</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>23. Muthaura Makena</td>
<td>Member of County Assembly</td>
</tr>
<tr>
<td>24. Romano Mwito</td>
<td>Member of County Assembly, Kangeta</td>
</tr>
<tr>
<td>25. Samuel Muturo</td>
<td>Member of County Assembly, Naathu</td>
</tr>
<tr>
<td>26. Litha Wachira</td>
<td>Member of County Dept Health</td>
</tr>
<tr>
<td>27. Eunice Mueni</td>
<td>Member of County Government</td>
</tr>
<tr>
<td>Name</td>
<td>Organisation</td>
</tr>
<tr>
<td>-----------------------------</td>
<td>---------------------------------------------------</td>
</tr>
<tr>
<td>28. Jeremiah Lenya</td>
<td>Meru</td>
</tr>
<tr>
<td>29. Dennis Murega</td>
<td>Meru</td>
</tr>
<tr>
<td>30. Dominic Mwiriri</td>
<td>Meru County</td>
</tr>
<tr>
<td>31. Caroline Kagidiria</td>
<td>Meru County</td>
</tr>
<tr>
<td>32. Member of County Assembly</td>
<td>Meru County</td>
</tr>
<tr>
<td>33. Hon Grace Gakii</td>
<td>Meru County</td>
</tr>
<tr>
<td>34. Caroline G. Kuria</td>
<td>Meru County</td>
</tr>
<tr>
<td>35. Andrew Murithi</td>
<td>Meru County Road &amp; Transport Department</td>
</tr>
<tr>
<td>36. Sammy Kinyua</td>
<td>Meru County Watchdog Forum</td>
</tr>
<tr>
<td>37. Lilian K Kiruja</td>
<td>Ministry of Public Service, Youth and Gender Affairs.</td>
</tr>
<tr>
<td>38. David Muithui</td>
<td>Nation Media Group</td>
</tr>
<tr>
<td>39. Wallace Muriithi</td>
<td>Youth Representative, Meru Youth Arts Programme Kenya.</td>
</tr>
</tbody>
</table>
APPENDIX B

Presentation
AGENDA

1. Purpose of Meeting
2. Project Team
3. Project Progress
4. Summary of Scoping Consultation
5. Community Barazas
6. Community consultation approach
7. Social Baseline
8. ESIA Focus
9. SE Focus
10. Discussions
11. Way forward
12. Closure

1. PURPOSE OF MEETING

• Present progress on the planning activities for Lokichar to Lamu Crude Oil Pipeline Project and delivery teams.
• Provide an update of ESIA Scoping Phase findings, issues, comments and responses regarding the proposed project and associated approach.
• Discuss the proposed Community Stakeholder Consultation approach.
• Discuss Social Baseline Development process.
• Receive any comments on the above findings and proposed approach to community engagements.
• Indicate how stakeholders can participate in the future.

2. PROJECT TEAM

2.1 LAPSET
The lead Government of Kenya organisation and lesor of land to the Pipeline.

2.2 PPMT
The Pipeline Project Management Team – consisting of the Government of Kenya, Tullow Oil plc, Africa Oil Corporation and Total Oil.

2.3 ESIA CONSULTANT
Golder Associates, an independent ESIA consultant selected by GoK-led tender process. ESF Consultants, a Kenya based environmental management consultant is the in-country Kenyan component.

3. PROJECT PROGRESS

3.1 FRONT END ENGINEERING & DESIGN
• FEED Studies are underway and expected to end in December 2018.
• Draft Construction Report already generated and inputs from ESIA and geotechnical survey to be incorporated.

3.2 GEOTECHNICAL SURVEY
• Topographical survey and installing survey beacons
• Drilling of core soil/rock samples.
• Digging trial pits at appointed locations

3.3 ESIA
• Scoping study completed and submitted to NEMA.
• Terms of Reference Sent to NEMA for approval.
• Baseline (Biophysical) underway.
**LAND ACQUISITION**

- Land will be acquired by LAPSSET through the National Lands Commission.
- Land acquired will form the LAPSSET Corridor – 500 m wide
- LAPSSET will lease to pipeline approximately 30m wide corridor during construction and this will reduce to 6m during operations.
- Process to follow the requirements of the Constitution and legislation on land acquisition.
- NLC will soon be implementing the acquisition exercise and their officers will be visiting the areas in the corridor to sensitize the communities.

### 4. SUMMARY OF SCOPING CONSULTATION PROCESS

<table>
<thead>
<tr>
<th>Date</th>
<th>Meeting Type</th>
<th>Total Number of Participants</th>
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<tbody>
<tr>
<td>11 June 2018</td>
<td>Parliamentarian Forum - Nairobi</td>
<td>36</td>
</tr>
<tr>
<td>12 June 2018</td>
<td>National and NGO Meeting - Nairobi</td>
<td>57</td>
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<tr>
<td>18 June 2018</td>
<td>County Meeting - Tana</td>
<td>58</td>
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<tr>
<td>19 June 2018</td>
<td>County Meeting - Mombasa</td>
<td>45</td>
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<tr>
<td>21 June 2018</td>
<td>County Meeting - Garissa</td>
<td>120</td>
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<td>25 June 2018</td>
<td>County Meeting - Lamu</td>
<td>134</td>
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<td>27 June 2018</td>
<td>County Meeting - Sansorur</td>
<td>93</td>
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<tr>
<td>29 June 2018</td>
<td>County Meeting - Turano</td>
<td>38</td>
</tr>
<tr>
<td></td>
<td>Total Attendees</td>
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4.1 ESIA SCOPING FINDINGS (ISSUES RAISED)

<table>
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<tr>
<th>Category</th>
<th>Parameters</th>
<th>National</th>
<th>Usd</th>
<th>Mk</th>
<th>Cents</th>
<th>Dollars</th>
<th>Centavos</th>
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<th>%</th>
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<td>66</td>
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<td>90</td>
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<td>Dissemination</td>
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<td>Health impacts</td>
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<td>Heritage/Cultural impacts</td>
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<td>Information</td>
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<td></td>
<td></td>
<td></td>
<td>22</td>
<td>2.9%</td>
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COMMUNITY STAKEHOLDER ENGAGEMENT LOCATIONS

5. COMMUNITY STAKEHOLDER CONSULTATION APPROACH

Community engagement set out under three teams consistent with the scoping phase approach i.e.

- **Team 1 Garissa and Lamu**
  - Regional Lead: Duncan Oyaro
  - Garissa Assistants: Sirad Madhow and Abdijabar Hussein Aden
  - Assistant: Mohamed Kitete

- **Team 2 Isiolo, Meru and Samburu**
  - Regional Lead: Hajir Mohamed
  - Isiolo Assistant: Jelle Ali Adan
  - Meru Assistant: Bernard Murithi
  - Samburu Assistant: Hillary Sisina

- **Team 3 Turkana**
  - Regional Lead: Michael Kapolon
  - Assistant: Maurice Ikaal

6. COMMUNITY BARAZAS

Use of poster to help communities understand the project and construction of the pipeline

Communities will be engaged through barazas in available meeting halls or out in open field.
7. SOCIAL BASELINE

- Social Baseline to be collected through Focused Group Discussions.
- Baseline data to focus on cultural and socio-economic characteristics of people that will be directly affected, particularly vulnerable groups.
- FGD teams to consist of Facilitator and Documenters with a set of translators in-office.
- Groups to be engaged include resource-use groups (farmers, pastoralists, gums and resins, beekeeping etc), women’s and youth groups as so forth.
- FGD teams will have guidelines provided that will provide direction on the nature of questions.

8. ESIA FOCUS

Advance Baseline
Aquatic Ecosystems
Flora & Habitat
Ornithology
Herpetofauna & Invertebrates
Marine Biodiversity
Critical Habitat Screening
Social Baseline

9. STAKEHOLDER ENGAGEMENT FOCUS

- Legal Requirement.
- Opportunity for stakeholders to participate in ESIA process.
- To inform and consult.
- Integrate and consider stakeholder viewpoints in the ESIA.
- All stakeholder contributions recorded and disclosed.
- Identify vulnerable groups, including women, the youth, indigenous peoples and disempowered people.
- Information in public domain.
- Provide feedback on results and information use.

10. DISCUSSION

Facilitated by Mr James Kambo.
- Please provide your name and surname.
- Focus on LLCOP.
- Land related issues addressed by NLC – so outside our discussions.
- Complete comments and registration sheet.

11. WAY FORWARD

- Event timelines.
- Future consultation.
- Availability of information.
- Record Key issues for each meeting.
- Project deliverables.
- ESIA process continuation.

Closure