



# PERFORMANCE REPORT

## JANUARY - JUNE 2024





*IPOA photo: The IPOA Board led by Chairperson Anne Makori, EBS, together with members of the secretariat during the dissemination of the Authority's six-year End Term Performance Report in Nairobi on 28th August, 2024.*

*Main cover photo: The IPOA Chairperson Mrs. Anne Makori, EBS, handing over the Board's End Term Report to His Excellency the President, Dr. William Ruto at Statehouse, Nairobi on 20th August, 2024.*

*Back cover: IPOA Director/ Chief Executive Officer, Mr. Elema Halake, SS, during the Board End Term Report handover to His Excellency the President, Dr. William Ruto at Statehouse, Nairobi on 20th August, 2024.*





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# Waweza kuandikisha lalamishi lako dhidi ya utendakazi wa polisi kwa IPOA bila malipo kwa kupiga nambari **1559**

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\* Huduma hii inapatikana kuanzia saa mbili asubuhi hadi saa kumi na moja  
jioni Jumatatu hadi Ijumaa.

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ABBREVIATIONS AND ACRONYMS

AIE	Authority to Incur Expenditure
BETA	Bottom-up Economic Transformation Agenda
CIC	Case Intake Committee
CIPU	Critical Infrastructure Protection Unit
CPU	Child Protection Unit
DCI	Directorate of Criminal Investigations
EACC	Ethics and Anti-Corruption Commission
ECM	Enterprise Content Management
IAU	Internal Affairs Unit
ICT	Information and Communication Technology
IEC	Information, Education, and Communication
IGP	Inspector General of Police
NGAO	National Government Administration Officers
NPS	National Police Service
NPSC	National Police Service Commission
ODPP	Office of the Director of Public Prosecution
SGBV	Sexual and Gender-Based Violence

## CHAIRPERSON'S STATEMENT

I am pleased to share with you the Performance Report for the Independent Policing Oversight Authority for the period January - June FY 2023/24. This report highlights our collective efforts to transform civilian oversight and foster public trust and confidence in the National Police Service.

The Authority aligns its strategies with Kenya Vision 2030, the UN Sustainable Development Goals, the fourth Medium Term Plans (2023-2027), and the BETA Plan, among other blueprints, to fulfill its mandate. Our strategic focus includes building public confidence and trust in policing, ensuring compliance with human rights standards, and safeguarding fundamental freedoms, among other key objectives.



During the review period, the Authority received and processed complaints through investigations, monitoring, inspections of police facilities, and referrals to other agencies for further action. In line with our mission as outlined in the current strategic plan (2019-2024), the Authority has continued to conduct impartial and independent investigations of police misconduct, inspections of police premises, and monitoring of police operations affecting the public. These efforts contribute to enhancing professionalism and integrity within the Police Service.

Since its inception, the Authority has received 30,493 complaints and 5,655 consequent investigations have been completed. The completion of investigations has gradually increased throughout the period due to growth in staffing levels and capacity building of officers. The Authority has also conducted 4,804 inspections in detention facilities and police premises. Additionally, 661 police operations have been monitored to ensure that Police operations are carried out professionally and within the confines of the law. The findings from the inspections and monitoring of police operations informed recommendations made towards improvement of the NPS.

Lastly, I acknowledge my fellow Board members for their commitment towards realizing the Authority's vision and mission. I also wish to thank the IPOA secretariat for their dedication that contributed to the achievements captured under this performance period. The Authority appreciates the support extended by the Government and the development partner community which continues to be critical to the success of our operations.

**Anne Makori (Mrs), EBS.,  
Chairperson**



## DIRECTOR / CHIEF EXECUTIVE OFFICER'S STATEMENT

It is with great pride and responsibility that I present the Authority's January - June FY 2023/24 Performance Report for the Independent Policing Oversight Authority. This report encapsulates our unwavering commitment to transforming civilian oversight and strengthening public trust in the National Police Service.



During the period under review, the Authority received and processed 1,943 complaints, concluded 597 investigations, inspected 723 police facilities, and monitored 38 police operations. Additionally, we engaged various channels to enhance visibility, strengthen stakeholder cooperation, and ensure complementarity.

Our performance efforts during this period were guided by our deliberate decision to align with various strategic guiding frameworks and Plans. These frameworks directed our focus towards delivering on key objectives, including building public confidence in policing and ensuring adherence to human rights standards and fundamental freedoms.

This performance report highlights the Authority's achievements in enhancing police accountability. We have made concerted efforts to expedite investigations into allegations of police misconduct and undertaken preventive initiatives by inspecting various police facilities across the country and monitoring police operations.

To effectively report on the Authority's operations, IPOA published detailed reports and distributed IEC materials during stakeholder engagement and outreach forums. We also released press statements and facilitated media interviews as was necessary.

I extend my deepest gratitude to our dedicated team, stakeholders, and the public for their continued support and collaboration. Together, we are making significant strides towards a more transparent, accountable, and trusted policing system in Kenya.

**Elema Halake (SS)**  
**Director/ Chief Executive Officer**



# EXECUTIVE SUMMARY

During the reporting period, the Authority received and processed 1,943 complaints through investigations, monitoring of police operations, inspections of police and detention facilities while others were referred to other agencies. These complaints were lodged by members of the public, police officers, and state and non-state organizations. The Authority also took up some matters on its own motion<sup>1</sup>.

IPOA conducted 597 investigations out of which 42 were forwarded to the ODPP for review while the rest are still under active investigations. In the review period, the Authority recorded 4 convictions. Cumulatively, 136 cases were before court as at 30th June 2024. The Authority also conducted 723 inspections of police premises and detention facilities. The inspections included 397 new inspections, 245 follow-up inspections<sup>2</sup> and 81 thematic<sup>3</sup>. 38 policing operations were monitored on public order management. Consequently, these technical functions informed various recommendations made to the Service and other relevant actors.

IPOA organized media engagement and released press statements when need arose. The Authority also regularly updated its digital platforms to ensure that the public was appraised of key developments. This enhanced stakeholder engagement and complementarity.

Despite these achievements, IPOA also experienced challenges that affected its operations including inadequate funding, non-cooperation by some witnesses and NPS officers besides parallel investigations between the Authority and DCI. IPOA recommends enhanced budgetary allocation by the National Treasury and compliance with Section 10(m) of the NPS Act on cooperation and implementation of IPOA's recommendations.

<sup>1</sup> Police misconduct incidents taken up by the Authority on its own initiative. Such complaints are largely highlighted in media (mainstream or social) and have high public interest

<sup>2</sup> An activity conducted in a police premise or facility that had been initially inspected to assess the current status and find out whether there was uptake of recommendations made during the new inspection. A facility qualifies for a follow-up 6 months after the initial inspection has been conducted.

<sup>3</sup> AIE and Digital OB

# 1. INTRODUCTION

## 1.1 Background

The Independent Policing Oversight Authority is established under Cap 86 of the Laws of Kenya. Its main function is to provide civilian oversight over the work of the Police.

The Objectives of the Authority as set out in Section 5 of IPOA Act are to:

- (a) Hold the Police accountable to the public in the performance of their functions;
- (b) Give effect to the provision of Article 244 of the Constitution that the Police shall strive for professionalism and discipline and shall promote and practice transparency and accountability; and
- (c) Ensure independent oversight of the handling of complaints by the Service.

Under Section 30 of the IPOA Act; the Authority submits a report of the performance of its functions to the Cabinet Secretary at least once every six months making such recommendations as it may consider necessary. The Cabinet Secretary publishes and presents the report before the National Assembly within 14 days of receiving the report. This Report complies with the above-mentioned statutory requirement.

## 1.2 Principal Functions

The Authority's principal functions as laid out under Section 6 of the IPOA Act are to:

- a) Investigate any complaints related to disciplinary or criminal offenses committed by any member of the National Police Service, whether on its motion or receipt of a complaint, and make recommendations to the relevant authorities, including recommendations for prosecution, compensation, internal disciplinary action, or any other appropriate relief, and shall make public the response received to these recommendations;
- b) Receive and investigate complaints by members of the Police Service;
- c) Monitor and investigate policing operations affecting members of the public;
- d) Monitor, review, and audit investigations and actions taken by the Internal Affairs Unit of the Police in response to complaints against the Police and keep a record of all such complaints regardless of where they have been first reported and what action has been taken;
- e) Conduct inspections of Police premises, including detention facilities under the control of the Service;
- f) Co-operate with other institutions on issues of Police oversight, including other State organs concerning services offered by them;
- g) Review the patterns of Police misconduct and the functioning of the internal disciplinary process;

- h) Present any information it deems appropriate to an inquest conducted by a court of law;
- i) Take all reasonable steps to facilitate access to the Authority's services to the public;
- j) Subject to the Constitution and the laws related to freedom of information, publish findings of its investigations, monitoring, reviews, and audits as it seems fit, including through the electronic or printed media;
- k) Make recommendations to the Police Service or any State organ;
- l) Report on all its functions under its Act or any written law; and
- m) Perform such other functions as may be necessary for promoting the objectives for which the Authority is established.

### 1.3 Vision

A transformative civilian oversight Authority that promotes public trust and confidence in the National Police Service.

### 1.4 Mission Statement

To conduct independent and impartial investigations, inspections, audits, and monitoring of the National Police Service to enhance professionalism and discipline of the Service.

### 1.5 Motto

Guarding Public Interest in Policing.

### 1.6 Core Values

- Independence
- Integrity and Accountability
- Impartiality
- Professionalism
- Accessibility

### 1.7 Alignment to the Bottom-Up Economic Transformation Agenda (BETA) Plan

In implementing the BETA priorities, the Authority receives and investigates complaints against police officers, inspects police premises and detention facilities to enhance compliance to human rights standards. IPOA also monitors police operations and makes recommendations for professional policing services to create a conducive environment for micro, small and medium traders. Through oversight, the Authority as an enabler created a safe environment for Micro, Small and Medium Enterprises (MSMEs) growth, investment in Agriculture, Healthcare and digital superhighway and creative economy as well as housing and settlement.

During the period under review the Authority received and processed 1,943 complaints and



consequently, 597 investigations were completed. The Authority also conducted inspections in 723 detention facilities and police premises.

Additionally, 38 police operations were monitored to ensure that police operations are carried out professionally and within the confines of the law. The findings from these inspections of police premises and monitoring of police operations informed recommendations which were made towards improvement of the NPS.

## 2.0 POLICE ACCOUNTABILITY

As a civilian oversight body, the Authority executes various functions towards enhancing police accountability. These include receiving and processing complaints on police misconduct, conducting independent investigations, inspecting police premises and detention facilities, and monitoring police operations affecting members of the public.

### 2.1 Complaints Management

The IPOA Act No. 35 of 2011 requires the Authority to ensure independent handling of complaints against the National Police Service (NPS). The Authority executed this function through the receipt and processing of complaints against police officers.

The IPOA Act provides that the Authority may receive and investigate complaints related to disciplinary or criminal offences committed by members of the police service when;

- a. Reported by members of the public.
- b. Reported by members of the NPS.
- c. On the Authority’s own motion.

#### 2.1.1 Complaints Received

The Authority received and processed 1,943 complaints across all the IPOA’s nine regional offices as indicated in the figure below.

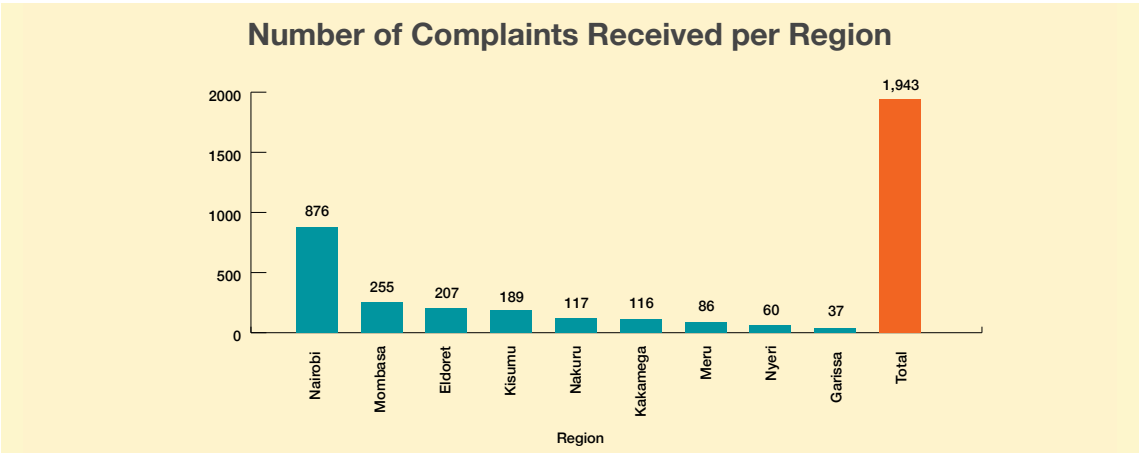


Figure 1: Number of complaints received per region

Source: (IPOA, 2024)

#### 2.1.2 Mode of Receipt

To enhance complaints management, the Authority has put in place various modes to enhance lodging of complaints which includes walk-ins, letters, Police notifications, e-mail, outreach, call center and through digital platforms. The table below shows the different modes used in lodging complaints during the reporting period.

Mode of Receipt	Total
Walk-ins	705
Letters	384
Call Centre	287
Email	189
Telephone	173
Own Motion	99
Social media	41
Police Notification of Death	28
Website	20
Other Forms of Police Notification	13
Outreach	4
<b>Total</b>	<b>1943</b>

Table 1: Mode of receipt of the Complaints processed

Source: (IPOA, 2024)

### 2.1.3 Source of Complaints

Complaints were received from various sources including members of the public, police officers, state and non-state actors and on IPOA's own motion. Out of the total of 1,943 complaints received during the period under review, 1376 complaints were from members of the public, 333 from members of the public complaining on behalf of others. Other incidents of police misconduct (69) were taken up through own motion<sup>4</sup> while 62 were from members of the National Police Service. The remaining 65 were from state actors while 38 were from non-state organizations<sup>5</sup>.

Source	Total
Individual members of public	1376
Acting on Behalf	333
Own Motion	69
State Actors	65
Police Officers	62
Non-State Actors	38
<b>Total</b>	<b>1,943</b>

Table 2: Source of complaints received

Source: (IPOA, 2024)

### 2.1.4 Nature of Complaints Received

Six hundred and forty-four (644) complaints received by IPOA were on police inaction followed by abuse of office (282). There were 66 deaths as a result of police actions recorded during the reporting period. Twenty-eight (28) deaths were notified to IPOA in compliance with section 25(2) of the IPOA Act that requires members of the NPS to take all necessary steps to secure

<sup>4</sup> Own motion complaints are police misconduct incidents taken up by the Authority on its own initiative. Such complaints are largely highlighted in media (mainstream or social) and have high public interest.

<sup>5</sup> The Non-state organizations who lodged complaints with the Authority include KHRC, MUHURI, and Kayole Social Justice



evidence which may be relevant for the investigation, including pictorial and written evidence, and notify the death in writing to the Authority. Notably the low number of death notifications to the Authority may deny justice for the victims. The figure below shows the nature of complaints received during the reporting period.

Nature of the processed Complaints	No.
Enforced Disappearance	11
Cash Bail Complaints	13
Contempt of Court Order	19
Sexual Offences	21
Malicious Prosecution	30
Death in Police Premises/ Custody	33
Non-Mandate Issues	40
Detention of Exhibits/ Property by Police Officers	41
Administrative Issues	41
Violation of Rights of arrested persons	53
Threats to Life	65
Death involving Police	66
Police Shooting	67
Corruption/ Extortion	80
Harassment	177
Physical Assault by Police	260
Police Unethical Practices/ Abuse of Office	282
Police Inaction/ Negligence of Duty	644
<b>Total</b>	<b>1,943</b>

Table 3: Nature of complaints received.

Source: (IPOA, 2024)

### 2.1.5 Complaints Processing

IPOA resolves complaints through investigations, inspections of police facilities, monitoring of police operations and conducting preliminary inquiries<sup>6</sup>. The rest of the complaints are referred to the relevant agencies depending on their nature. The figure below indicates the resolution mechanisms for the complaints received during the period under review.

<sup>6</sup> Visiting police stations, interviewing clients and fact finding to determine the nature of the complaints, solve the mild ones and refer the rest for action depending on the subject matter.

# Methods of processing the complaints

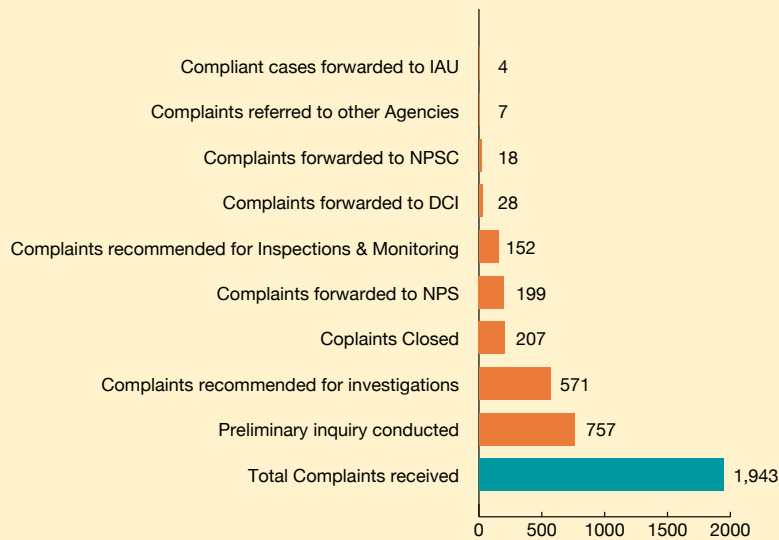


Figure 2: Methods of processing the complaints

Source: (IPOA, 2024)

## 2.2 Counselling and Psychosocial Support

IPOA provided psychosocial support to 413 clients (195 male and 218 female). Out of these clients, 72 were complainants or witnesses while the rest were IPOA staff members. They were taken through counselling and debriefing sessions as indicated in the table below.

Activity	Quantity		
	Male	Female	Totals
Provision of psychosocial support and counselling for complainants	31	36	67
Provision of individual psychosocial support and counselling for Staff	24	31	55
Referral of clients for special support	4	1	5
Provision of psychological first aid / debriefing	54	72	126
Provision of continuous psychosocial education and group support	82	78	160
Totals	195	218	413

Table 4: Counselling and Psychosocial services provided

Source: (IPOA, 2024)

## 2.3. Investigations of Police Misconduct

Section 6(a) of the IPOA Act mandates the Authority to investigate complaints related to disciplinary or criminal offences committed by members of the Service.

The Authority completed 597 investigations. Out of these, 42 cases were forwarded to the ODPP for review. As of 30<sup>th</sup> June 2024, 136 cases were before courts out of which 107 were investigated by the Authority while 29 were monitored having been investigated by the police<sup>7</sup>. Four convictions were attained during the reporting period.

<sup>7</sup> See appendix ii for more details.

## 2.4 Inspection of Police Premises and Detention Facilities

Section 6(e) of the IPOA Act mandates the Authority to conduct inspections of Police premises and detention facilities under the control of the National Police Service to ensure adherence to human rights standards in policing.

### 2.4.1 Police Premises Inspected

The Authority conducted 723 inspections in various NPS facilities across the country which included 397 new inspections, 245 follow-up inspections in KPS facilities and 81 thematic inspections.

The parameters evaluated during the initial inspections were reassessed in the subsequent follow-up inspections to emphasize the extent of implementation. The table below presents the findings.

Parameters	Status Initial Inspections	Status Follow-Up Inspections	Difference
<b>A: UTILITIES</b>			
Water	87.0%	87.5%	0.5%
Lighting	92.5%	93.7%	1.2%
Wheelchair Access	40.8%	47.5%	6.7%
First Aid Box	10.4%	8.3%	-2.1%
<b>B: SAFETY AND SECURITY</b>			
Grills at Report Office	42.9%	52.9%	10%
Main Gate Sentry	40.8%	44.1%	3.3%
Secure Perimeter Fence	31.2%	31.2%	0%
Fire Equipment	22.0%	17.5%	-4.5%
Signage	77.5%	81.2%	3.7%
<b>C: FRONT DESK</b>			
Availability of Customer Care Desk	40.4%	32.5%	-7.9%
Availability of Gender Desk	32.5%	41.2%	8.7%
<b>D: DETENTION FACILITIES</b>			
Availability of cells	77.5%	72.9%	-4.6%
Availability of Female Cells	62.0%	88.5%	26.5%
Availability of Male Cells	72.9%	75.8%	2.9%
Existence of Female Juvenile Cells	12.3%	16.0%	3.7%
Existence of Male Juvenile Cells	21.2%	40.0%	18.8%
<b>E: CONDITIONS OF CELLS</b>			
Hygienic Conditions of Cells	83.8%	100%	16.2%
Cleanliness Of Toilets	54.8%	66.8%	12.0%
Adequate Light	73.1%	86.2%	13.1%
Adequate Ventilation	76.3%	92.0%	15.7%
Provision of Bedding	18.2%	28.0%	9.8%



Outdoor Area	12.3%	14.2%	2.1%
<b>F: DETAINEE WELFARE AND TREATMENT</b>			
Provision of 3 Meals a Day	60.2%	76.0%	15.8%
Provision of Drinking Water	71.2%	71.2%	0%
Provision of Special Services for Women. i.e. Sanitary Towels	13.9%	10.2%	-3.7%
Provision of Emergency Medical Care	62.9%	61.2%	-1.7%
Child Protection Unit	6.4%	10.8%	4.4%
Detainee Rights Displayed	4.5%	7.0%	2.5%
<b>H: RECORDS MANAGEMENT</b>			
Occurrence Book	95.0%	96.2%	1.2%
Cell Register	80.0%	83.3%	3.3%
Detainees' Property Register	30%	19.1%	-10.9%
Arms And Ammunition Movement Register	86.6%	92.9%	6.3%
Exhibits Register	49.1%	49.1%	0%
Complaints Against Police Register	27.9%	24.1%	-3.8%
<b>I: RESOURCE ALLOCATION</b>			
Availability of vehicles	52.9%	57.0%	5.9%
Availability of stationery	50.8%	66.6%	15.8%
Availability of computers	50.0%	64.1%	14.1%
Availability of photocopiers	32.9%	36.2%	3.3%
Availability of working communication gadgets	47.5%	47.0%	-0.5%
Availability of Sufficient Police Uniform	13.3%	6.6%	-6.7%
<b>J: OFFICE SPACE AND HOUSING</b>			
Sufficient Office Space	13.3%	17.0%	3.7%
Crime Office	51.2%	60.0%	8.8%
Interrogation/ Interview Rooms	7.5%	11.2%	3.7%
Availability Exhibits Store	59.5%	65.4%	5.9%
Sufficient Housing of Officers	69.1%	68.3%	-0.8%
<b>K: COMMUNITY POLICING</b>			
Existence of Community Policing Committees	42.5%	40.4%	-2.1%
Adherence to Community Policing Committee established as per the law guidelines	68.6%	80.4%	11.8%

Table 5: Status of Follow-up inspections conducted.

Source: (IPOA, 2024)

Overall, the findings highlight significant improvements in several critical areas, including conditions of cells, detainee welfare, resource allocation, and adherence to the community policing guidelines. However, The Authority noted gaps in areas such as availability of first aid boxes, customer care desks, and maintenance of detainees' property registers, which need to

be addressed to improve the standards of police facilities.

## 2.5 Monitoring of Policing Operations

Section 6 (c) of the IPOA Act mandates the Authority to monitor and investigate policing operations affecting members of the public. Monitoring policing operations aims to ensure that police officers operate within the law and strictly adhere to human rights standards.

The Authority monitored 38 policing operations on public order management. It was found out that the NPS did not meet the expectations of Article 244 of the Constitution that calls for professionalism and accountability in the service as violation of human rights was witnessed where police officers used excessive force leading to deaths and serious injuries. The NPS also failed to adequately equip and tool the officers for effective policing of the demonstrations hence exposing officers to danger.

### 3. STAKEHOLDERS COOPERATION AND COMPLEMENTARITY

The Authority held meetings with representatives of 61 stakeholder institutions including government, State and Non-State actors, non-governmental organizations and civil society organizations. These engagements strengthened the existing cooperation between IPOA and the stakeholders as well as awareness creation to the public and members of the NPS on civilian policing oversight.

Further, the Authority also expressed its position on public interest matters through press statements disseminated across various international and local media. In the period under review, IPOA maintained informed stakeholders through 50 outreach activities as well as 8 dialogue sessions to enhance discourse on accountable policing practice in Kenya.

In addition, the Authority published and disseminated Information, Education and Communication materials during stakeholder engagements and outreach forums. Strategically, the Authority targeted police officers, stakeholder institutions and members of the public during the various awareness creation and outreach programmes.

### 4. RESEARCH AND INFORMATION MANAGEMENT

#### 4.1 Tracking of Recommendations Made to the NPS

The Authority conducts research to guide in policy and decision-making. During this period, the Authority carried out a recommendation tracking exercise in 22 counties covering 102 police stations. This assessment focused on recommendations made to the National Police Service (NPS) by the Authority covering 14 thematic areas.

The overall implementation score of IPOA's recommendations to the NPS was 53%. The exercise further examined the handling of Sexual and Gender-Based Violence (SGBV) cases at the police station level and the challenges faced by the officers in handling these cases.

Based on the findings, there was notable progress in areas such as detainees' welfare and staff capacity. However, critical areas like disability friendliness, children's perspective, and registers and records require deliberate efforts by the NPS to make the stations user friendly. The Authority made recommendations including; strengthening community policing initiatives, provision of psychosocial support, construction of children protection units and safe houses, training of police officers on gender issues and other cross cutting issues.

### 5 INSTITUTIONAL CAPACITY

#### 5.1 Resource Mobilization and Financial Management

The Authority's approved budget for the FY2023/24 was Kshs. 1,052.7 Million. The budget was revised upwards by Kshs.1.79 million to Kshs. 1,054.49 million in supplementary estimates II. During the period ended 30th June 2024, the Authority received Kshs. 1,041.19 Million from the exchequer out of the revised budget estimates and recorded a total expenditure of Kshs. 1,035.65 million representing an absorption of 98% of the total budget.

#### 5.2 Automation

The Authority strengthened business systems and internal processes through continuous monitoring of digital systems and infrastructure. The complaints intake form was on-boarded on

the e-citizen platform to ease lodging of complaints. This is an interim measure as the Authority continues to work on completing the portal. The completed portal will be integrated with the Enterprise Content Management (ECM) system, facilitating real-time intake and processing of complaints.

### 5.3 Learning and Growth

The Authority facilitated training for 43 officers for various courses including 3 on SLDP, 1 on road safety training, and 10 undertook various continuous professional development courses. Further, 29 officers undertook a course on data protection which was facilitated by the Office of Data Protection Commissioner. In addition IPOA management team was sensitized on productivity management by National Productivity and Competitiveness Centre, the BETA plan and 5th generation guidelines on strategic plan development facilitated by the National Treasury -State Department for Economic Planning.

## 6.0 Conclusion

To achieve police professionalism as outlined in Article 244 of the Constitution, IPOA continues to enhance its oversight role with significant and sustained progress. The Authority acknowledges the critical role of the National Police Service in delivering professional and people-centered policing to uphold the rule of law and ensure a safe and secure society. IPOA remains steadfast in its collective responsibility as an independent policing oversight body. Ongoing collaboration with stakeholders and partners, along with the support from the National government, has been instrumental in achieving these accomplishments.

The Authority is committed to ensuring that the NPS adheres to the law on use of proportionate force as stipulated in the Sixth Schedule of the NPS Act and guidelines on the Riot drill training for the Service pamphlet.

## 7.0 CHALLENGES AND RECOMMENDATIONS

### 7.1 Challenges experienced by the Authority

During the reporting period, the Authority faced the following challenges:

- a) Inadequate annual budget allocation.
- b) Non-cooperation by some witness and NPS officers.

## 8.0 RECOMMENDATIONS

### 8.1 Recommendations to Challenges Experienced by the Authority

- a) Enhanced budgetary allocation by Parliament and the National Treasury for effective service delivery.
- b) The Inspector General to ensure that the suspect police officers cooperate and comply with arrest warrants and summons.
- c) The Inspector General to fast track matters referred to NPS by the Authority for prompt action and feedback.



## 8.2 Recommendations to the Service

According to Section 6(k) of the IPOA Act, the Authority is mandated to make recommendations to the Service. In this regard, the Authority recommends the following:

- 1) Improved records and registers management: The IGP should ensure adequate budgetary allocation to cater for the supply of records and registers in police stations. Further, more police officers should be trained on records management skills including use of computers applications.
- 2) Notification of Death to the Authority by NPS: The IGP should ensure that Death and Serious injuries occurring as a result of police action or death in police custody are notified to the Authority for action as required by law.
- 3) Clear identification of all Police Officers in operations: The IGP to ensure that all police officers assigned to police operations are clearly identifiable by affixing name tags on their uniform.
- 4) Strengthen Child protection and gender mainstreaming Initiatives: The NPS to continue with the efforts to promote gender equality within the service and at the station level. Provision of sanitary towels and other essentials for female detainees should be prioritized. The NPS should ensure equality in training and promotion of officers, build and equip Child Protection Units (CPUs) for children in conflict with the law and those in need of care and have manned gender desks in all police stations.
- 5) Enhance Accessibility for Persons with Disabilities (PWDs) in police stations. The NPS should ensure police stations are accessible and have necessary personnel and infrastructure to accommodate PWDs.
- 6) Provide essential tools and equipment for policing. NPS to properly equip officers with adequate vehicles and fuel allocation, modern communication gadgets and where necessary, provide mobile phones and airtime to enhance policing services.
- 7) Provide adequate psychosocial support services. The NPSC should ensure that counseling psychologists are deployed up to the Sub-County level to provide counseling services to the police officers. The deployment should be followed by extensive sensitization of the officers on the importance and availability of the services within the Service.
- 8) Handling and Reporting SGBV Incidents. The NPS should continuously train their members at the station level on handling and investigating SGBV cases.

## APPENDICES

### Appendix (i): Operational Statistics since Inception to June 2024

MANDATE	12/13	13/14	14/15	15/16	16/17	17/18	18/19	19/20	20/21	21/22	22/23	23/24	TOTAL
COMPLAINTS MANAGEMENT													
Complaints received	594	860	1792	2529	2267	2339	3237	2991	2881	3302	3606	4095	30493
Complaints cases forwarded to IAU	125	40	25	105	355	119	57	10	30	24	9	8	907
Complaints recommended for investigations	0	304	1608	1927	819	482	489	763	625	781	995	1229	10022
Complaints recommended for Inspections and Monitoring	0	39	37	42	90	171	289	326	358	370	268	321	2311
Complaints referred to NPS	43	59	27	63	232	415	415	271	303	109	204	339	2480
Complaints forwarded to NPSC	49	39	13	39	105	90	73	68	50	35	25	31	617
Complaints forwarded to DCI	16	20	16	49	116	12	151	108	82	35	29	67	701
Complaints referred to other agencies [1]	81	83	29	78	296	123	92	80	33	30	31	27	983
Preliminary inquiry conducted [2]						546	795	933	840	1450	1702	1588	7854
Complaints closed [3]	280	276	37	226	254	381	876	432	560	468	343	564	4697
INVESTIGATIONS													
Total No of Cases received for investigation	0	304	1608	1927	819	482	489	763	625	781	995	1229	10022
Investigations Completed	0	27	115	157	294	197	728	777	727	862	876	895	5655
Closed after Preliminary investigations							451	299	242	224	1216	540	2972
Closed after legal review							4	9	19	6	12	2	52
Cases under further investigations (cover points)							112	171	90	21	151	21	566
Ongoing Legal review as of 31 <sup>st</sup> December 2023							114	196	116	43	96	40	605
Cases Forwarded to ODPP	0	2	13	37	26	27	55	114	141	135	208	120	878
Cases forwarded to EACC							1	1	0	0	0	0	2
Cases forwarded to NPSC							1	3	0	1	0	0	5
Cases currently under investigations	0	76	230	140	649	321	2003	3871	3891	3685	4132	4367	4367
Cases before Courts							67	77	98	170	170	336	918
Convictions made	0	0	0	2	0	1	3	2	2	8	5	10	33

POLICE OPERATIONS MONITORED														
Public Order Management	0	2	6	8	10	33	29	24	28	17	68	66	291	
Security operations	0	2	0	1	4	3	13	41	8	8	12	1	93	
Traffic Management	0	0	0	1	13	5	27	4	11	7	5	2	75	
Police Recruitment	0	0	0	2	1	1	0	0	2	1	0	0	7	
Cases Intake Committee (CIC) referrals / Own motion	0	0	0	0	1	8	4	19	1	10	25	29	0	97
Beats & Patrol	0	0	0	0	0	12	0	8	3	4	9	4	8	48
Elections	1	0	0	0	0	16	13	6	3	4	3	13	0	59
CIPU Thematic	0	0	0	0	0	0	0	0	0	0	0	20	0	20
Subtotal	1	4	8	12	64	58	102	76	67	70	122	77	661	
INSPECTIONS OF POLICE PREMISES AND DETENTION FACILITIES														
New Inspections	25	40	181	153	95	103	447	206	87	306	305	491	2439	
Follow-up inspections		0	15	59	114	137	340	91	39	177	399	345	1716	
Thematic				25		3	17	196	146	132	48	82	649	
Subtotal	25	40	196	237	209	243	804	493	272	615	752	918	4804	

Source: (IPOA, 2024)

## Appendix (ii): Cases before Courts

S.No	FILE REFERENCE NO.	CHARGES	ACCUSED	COURT
1	IPOA/INV/0516/2021	Murder	CPL Benson Mbuthia, and others	Milimani High Court
2	IPOA/INV/0046/2019	Murder	Alfred Kasina Mwangi	Murang'a High court
3	IPOA/INV/0053-2017	Inquest	None	Mumias Law Court
4	006-RR-MACHAKOS-1067-2016	Murder	Stephen Lelei and Fredrick Leliman	Machakos High Court
5	IPOA/INV/2090-2018	Accessory after the fact to murder	PC Charles Mwai	Milimani Law Court
6	IPOA/INV/2090-2018	Murder	PC Robert Gaitheo	Kajiado High Court
7	IPOA/INV/0049-2020	Murder	CJ Stephen Lelei, and others	Machakos High Court

8	104-INV-NAIROBI-2014-C-369	Inquest	None	Makadara Law Court
9	IPOA/INV/0373-2021	Murder	Cl Samuel Mwangela	Milimani High Court
10	IPOA/INV/0049-2020	Conspiracy to defeat justice	Charles Waweru	Machakos Law Courts
11	0188-INV-MURANGA-2014-C-1285	Murder	Hillary Nyatondo	Muranga High Court
12	IPOA/INV/1595/2018	Manslaughter	Isaac Fanacious Masira	Makadara
13	IPOA/INV/899/2017	Murder- Said Muktar	PC Lewis Msuya Ngolo	Milimani High Court
14	IPOA/INV/899/2017	Accessory after the fact to murder- Said Muktar	Sgt. Mohammed Kabelo	Makadara Law Court
15	IPOA/CMU/461/2015/ IPOA/ INV/495/2020	Inquest- James Njoroge Gachuru	None	Nyahururu Law Courts
16	IPOA/INV/0882-2017	Murder- Daniel Irungu Maranga	Joycliff Githinji	Milimani High Court
17	IPOA/INV/1282/2018	Grievous harm- Moses Kariuki	Geoffrey Mwangi Chege	Kikuyu Law Courts
18	IPOA/INV/0934/2018/IPOA/ CMU/1831/2020	Grievous harm- Fredrick Wangari Njagi	PC Denis	Kikuyu Law Courts
19	IPOA/INV/111/2019	Grievous harm- Chanasa Ababa	PC Gerald Mutiria Mwithi	Kibera Law Courts
20	IPOA/CMU/2272/2020, IPOA/ INV/571/2020	Death	Cpl Ginna Garo and 2 others	Milimani Law Courts
21	IPOA/CMU/2822/2019	Death	None	Nairobi, Makadara
22	IPOA/INV/253/2020	Enforced disappearance	None	Kiambu Law Courts
23	INQE006-2023	Death	None	Makueni Law court
24	IPOA/INV/001313-2018	Grievous harm	Rep. Vs. Martin Maina	CMC Machakos
25	IPOA/INV/617/2017	Murder	Rep. Vs. Ahmed Rashid	High Court Milimani
26	IPOA/INV/00114-2020	Grievous Harm	Vincent Odhiambo Omondi	CMC Makadara
27	IPOA/INV/0629/2021	Indecent Act with a child	Athanas Nzioka Ndambuki	CMC Kitui
28	IPOA/INV/00252-2020.	Murder	Rep Vs. Robert Mwangi and Daniel Musau	High Court Milimani
29	IPOA/INV/167-2020	Murder	Dancun Ndiema Ndiwa	High Court Milimani
30	IPOA/INV/1810/2018	Murder	Geoffrey Gasike Lotome	High Court Milimani
31	IPOA/INV/826/2021	Inquest- Death	N/A	Makadara Law Courts

32	IPOA/INV/1810-2018	Accessory after the fact to murder, Making false statement with intent to deceive	Vincent Odhiambo Omondi	Makadara
33	IPOA/INV/750/2017	Manslaughter	Joseph Njuguna	Makadara
34	IPOA/INV/811/2018	Grievous harm	PC Patrick Kavinya	Makadara
35	IPOA/INV/1475/2018	Death	Inquest	Kibera
36	IPOA/INV/214/2021	Grievous harm	Fredrick Omenya Ongiri	Kitui
37	IPOA/INV/1841-2019	Murder	CPL Galgalo & Chief Kennedy	Meru
38	IPOA/INV/1218-2018	Murder	APC Leakey Maina	Meru
39	IPOA/INV/1092-2020	Death	N/A	Meru
40	IPOA/INV/414-2020	Inquest	N/A	Embu
41	IPOA/INV/625-2019	Unlawful Wounding	IP Abraham	Embu
42	IPOA/INV/607-2020	Murder	CI Timothy Indwale	Nanyuki
43	IPOA/INV/325-2020	Death in Custody	N/A	Tigania
44	IPOA/INV/88-2020	Murder	APC Zaddock Ochuka	Milimani
45	IPOA/INV/ 17-2019	Fatal Shooting	N/A	Kiambu
46	IPOA/INV/ 941-2017	Death in Custody	N/A	Makadara
47	IPOA/INV/0594-2019	Death in Custody	N/A	Runyenjes
48	IPOA/INV/0511-2021	Murder	APC Peter Kinoti	Meru
49	IPOA/INV/0569-2020	Dangerous Driving (Death)	PC Lewis Koskei	Meru
50	IPOA/INV/0770-2021	Manslaughter	CPL Mathew Ndiema	Maua
51	IPOA/INV/0512-2021	Murder	CPL Antony Kimoning	Chuka
52	IPOA/INV/0822-2021	Attempted Murder	PC Steve Kithuka	Meru
53	IPOA/INV/160-2022	Death	N/A	Wamba
54	IPOA/INV/1178-2018	Grievous Harm	PC Urbanus Kivilu	Maua
55	028-INV-MERU-C-509-2016	Murder	PC Urbanus Kivilu	Meru
56	IPOA/INV/0459-2020	Defilement	James Maiyo	Meru
57	008-INV-MUMIAS-2016-C-249	Death	N/A	Kisumu
58	000364-INV-KISII-C-1122-2015	Murder	SGT. Tom Magumba & 2 others	Kisii
59	IPOA/INV/000495/2019	Grievous Harm	IP Milton Barasa	Kilgoris



60	IPOA/INV/000191/2019	Murder		CPL Moses Mogaka	Kisii
61	IPOA/INV/000334/2021	Rape		PC Cosmas Chirchir	Ukwala
62	IPOA/INV/0223-2019	Murder		PC Vincent Langat	Kisii
63	IPOA/INV/001792/2018	Murder		PC Abdi Guyo	Migori
64	IPOA/INV/00008-2021	Murder		Frankline Ochieng	Migori
65	IPOA/INV/000609/2019	Grievous harm		Erick Ogutu and another	Kisumu Law Court
66	IPOA/INV/352/2019	Assault		Onyango Hezron and another	Keroka Law Court
67	IPOA/INV/000522-2021	Inquest		N/A	Ndhiwa Law Courts
68	IPOA/INV/1030-2018	Assault		Tom Ochieng and 2 others	Kilgoris Law Court
69	IPOA/INV/000166-2021	Assault		Joseph Otieno	Migori Law Court
70	IPOA/INV/523-2019	Inquest		N/A	Ogembo Law Court
71	IPOA/INV/000836/2021	Torture		Kevin Wambui and Pambu	Kisumu Law Courts
72	IPOA/INV/000518-2022	Torture		Peter Langat and two others	Migori Law Court
73	IPOA/INV/000311-2019	Assault		Kennedy Kiplagat and Humphrey Ochieng	Kisumu Law Court
74	IPOA/INV/000661-2019	Assault		Mugabe Nyawacha	Kisii Law Court
75	IPOA/INV/1795-2018	Inquest		Alex Okerosi	Migori Law Court
76	IPOA/INV/000473-2020	Defilement		Borne Victor Ekiru and Jacob Krop Koriye	Kapsabet Law Court
77	IPOA/INV/000263-2020	Inquest		None	Kakuma Law Court
78	IPOA/INV/000595-2021	Grievous harm		Moses Ogolla, Maxwell Kinuthia and John Ngoto	Lodwar Law Court
79	IPOA/INV/000308-2022	Torture		Michael Fondo Karisa, Evans Mayaka and Jones Ngure	Kapenguria Law Court
80	IPOA/INV/000714-2020	Inquest		None	Kapsabet Law Court
81	IPOA/INV/000514-2019	Inquest		None	Kitale Law Court
82	IPOA/INV/000359-2019	Grievous Harm		Maurice Kituyi	Eldoret Law Court
83	IPOA/INV/000700-2021	Murder		David Sendera & others	Kitale High Court
84	IPOA/INV/001570-2018	Inquest		N/A	Eldoret Law Court
85	IPOA/INV/000415-2020	Unlawful Wounding		Sammy Onyango	Kapsabet Law Court

86	IPOA/INV/000220-2019	Murder		Justus Kiriimi	Eldoret High Court
87	0173-INV-UG-2014-C-608	Murder		Henry Maingi	Eldoret High Court
88	0054-INV-ELD-2015-C-580	Murder		Mark Nyongo	Eldoret High Court
89	IPOA/INV/1473/2018	Inquest		None	Eldoret Law Court
90	IPOA/INV/2208/2018	Murder		Peter Kamau	Kitale High Court
91	IPOA/INV/496/2021	Assault		Cpl. Florence Kamori and PC Veronica Muinami	Eldoret Law Court
92	IPOA/INV/398/2019	Death		None	Kapenguria Law Court
93	IPOA/INV/000623-2017	Murder		CPL. Stephen Gichana Sese and APC James Wanderi	Nakuru
94	IPOA/INV/000233-2018	Murder		Lawrence Chege and Julius Kukutia	Naivasha
95	IPOA/INV/000974-2017	Murder		APC Lekachuma	Nakuru
96	IPOA/INV/000329-2019	Murder		APC Wilson Irungu and No. APC George Otieno Nyaoke	Olkalou
97	IPOA/INV/000974-2017	Assault causing grievous harm		IP Zakayo Ekirapa	Sotik
98	IPOA/INV/001206-2023	Murder		Nicholas Musyoka Musau	Nakuru
99	IPOA/INV/001206-2023	Attempted murder		Nicholas Musyoka Musau	Nakuru
100	IPOA/INV/000323-2020	Assault causing grievous harm		Charles Erupe	Kericho
101	IPOA/INV/313/2021	Murder		Douglas Okwii	Milimani
102	0280-INV-ISILO-C-306-2015	Inquest		N/A	Isiolo
103	073-INV-RUMURUTI-C-1088-2015	Murder		1.David Kipkemoi Kebenei-Chief Kiambogo Location.. 2. Magdaline Nashipai Lemarkoko Assistant Chief Gatirima 3. No.87501 IP Harrison Mwa 4.No. 54024 CPL John Kimweli Musau 5.No.82726 PC Joseph Mureithi 6. No. 94142 PC Linus Kipngetch	Nyahururu
104	003-INV-KILIFI-OM-055-2016	Inquest		N/A	Kilifi
105	IPOA/INV/001845-2018	Murder		1 Francis Kiarie	Nakuru
106	IPOA/INV/001678-2018	Inquest		N/A	Gatundu

107	127-INV-Muranga-C-794-2014	Grievous harm	Cl. George Anyonje	Muranga
108	IPOA/INV/000650-2020	Murder	Tonny Kioko	Machakos High Court
109	IPOA/INV/001504-2018	INQUEST	None	Muranga Law Court
110	IPOA/INV/000286-2019	Murder	Esau Juma	Voi High Court
111	IPOA/INV/000573-2020	Murder	PC Vincent Nyabaro	Kisii High Court
112	IPOA/INV/000417-2021	Death	None	Kisii Law Court
113	131-INV-KSM-287-C-2016	Manslaughter	PC Michael Loro	Nyando Law Court
114	IPOA/INV/000465-2020	Defilement	PC Harrison Robi	Kehancha Law Court
115	IPOA/INV/000110-2021	Defilement	PC Timothy Thuranira	Siaya Law Court
116	IPOA/INV/000222-2019	Murder	Bernard Ndege	Eldoret Law Court
117	IPOA/INV/000321-2020/ INV/714/2020	Inquest	None	Kapsabet law court
118	IPOA/INV/000321-2019	Defilement	N/A	Kapenguria
119	IPOA/INV/001813/2018	Inquest	None	Vihiga
120	IPOA/INV/001094-2018	Murder	APC Kaberia	Meru High court
121	058-INV-Isiolo-C-746-2016	Murder	APC Abdi Abdalla Decosta	Meru High Court
122	641-INV-RR (82)-ISIOLO-C-611-2017	Shooting causing Injuries	N/A	Isiolo Law court
123	IPOA/INV/000696-2020	Defilement	Tony Simiyu Wekesa	Nyahururu Law Court
124	IPOA/INV/000922-2019	Defilement	Stephen Wachira Muchemi	Nyeri Law Courts
125	IPOA/INV/000264-2022	Murder	Evans Mokaya and James Njoroge Murithi	Nyahururu High Court
126	IPOA/INV/0001504/2018	Inquest	N/A	MURANGA PS.
127	IPOA/INV/650/2020	Murder	Tonny Kioko	Machakos High Court
128	IPOA/INV/1094-2018	Murder	APC Kaberia	Meru
129	IPOA/INV/000573/2020	Murder	PC Vincent Nyabaro	Kisii
130	IPOA/INV/000417/2021	Death		Kisii
131	IPOA/INV/000465/2020	Defilement	PC Harrison Robi	Kehancha
132	IPOA/INV/000110/2021	Defilement	PC Timothy Thuranira	Siaya
133	IPOA/INV/000321-2020	Inquest	N/A	

134	INV/1813/2018	Inquest	N/A	Vihiga
135	IPOA/INV/286-2019	Murder	Esau Juma	Voi
136	IPOA/INV/311/2019	Assault	S/SGT Kennedy Saina and PC Humphrey Ochieng	Kisumu

#### Appendix (iii): Convictions made from June 2012 to June 2024

No.	IPOA File Number	Court File No.	Charges	Accused	Court	Findings
1	0154-INV-KWALE-2014-C-946	HCCR 41/2014	Murder	IP Veronica Gitahi and PC Issah Mzee	Mombasa Law Courts	Accused persons convicted of manslaughter and each sentenced to 7 years
2	002-INV-NBI-C-415-2014	HCCR 79/2014	Murder	PC Titus Musila Ngamau (alias- Katitu)	Milimani Law Courts	Accused convicted of murder and sentenced to 15 years
3	0177-INV-NRB-2014-C-1118	HCCR 66/2015	Murder	Benjamin Kahindi Changawa and Stanley Okoti	Milimani Law Courts	Finalized on 14th November 2018. Accused sentenced to death
4	0102-INV-NAIROBI-C-571-14	HCCR 84/2015	Murder	Nahashon Mutua	Milimani Law Courts	Finalized on 7th February 2019. Accused sentenced to death.
5	IPOA/INV/00125-2018	SOA 2/2018	Defilement	PC Paul Rotich	Gatundu Law Courts	Accused sentenced to 40 years in prison in February 2021
6	0079-INV-NAIROBI-2014-C-361	CR 1843/2015	Neglect of Official duty	Zuhura Yasin Khan	Milimani Law Courts	Fined kshs 10,000 in default 3 months imprisonment on 09/01/2020
7	0186-INV-GARISSA-2014-C-1043	CR 1167/2015	Attempted murder	Edward Wanyonyi Makokha	Garissa Law Court	Accused jailed for 20 years on 5th March 2020
8	IPOA/INV/1710/2018	SOA 89/2018	Rape	PC James Kinyua	Busia Law Courts	25/2/2021 - Judgement was delivered. Suspect officer was sentenced to ten years imprisonment
9		HCCR 3/2019	Murder	Dennis Langat and Kennedy Okuli	Garissa High Court	Each accused persons sentenced to ten years imprisonment on 04/11/2021
10		HCCR 36/2016	Murder	Evans Maliachi Wiyema	Naivasha High Court	Accused sentenced to 20 years in prison on 28/07/2021

11	2018-INV-MSA-2012-C-0712	HCCR 34/2018	Murder	Naftali Chege and three others	Mombasa High Court	Accused persons convicted for manslaughter and sentenced as follows: 1st accused 15 years, 2nd accused 12 years, 3rd accused 9 years, 4th accused 12 years on 15/11/2021
12	645-INV-NAIROBI-C-218-2017	SOA 19/2018	Rape	PC Anthony Ongere	Milimani Law Court	Accused convicted of rape and sentenced on 13th May 2022 for 15 years imprisonment
13	IPOA/INV/1643-2016	CR 493/2019	Assault	Cpl Martin Chege	Ngong Law Court	Accused fined Kshs. 20,000 in default to serve 4 months in prison 02/11/2022
14	004-INV-LAMU-C-005-2016	MCCR E066/2020	Two counts of Grievous harm and 1 count of assault	George Kimani and Cpl Abubak Abdala	Lamu Law Court	Each accused person was fined Kshs. 100,000 for each count in default serve 2 years imprisonment 21/02/2023
15	IPOA/INV/0256/2019	HCCR 20/2019	Murder	APC Patrick Oita Nyapara	Kakamega High Court	The accused was sentenced to life imprisonment 03/02/2023
16	0071-INV-Embu-2015-C-1411	HCCR 05/2020	Murder	PC Alex Kanisa	Embu	Accused Convicted Sentenced 10yrs term on 17/10/2023
17	IPOA/INV/2208-2019	CRE1644/2022	Grievous Harm	PC Peter Kamau Njoroge	Kitale Law Court	Accused fined Kshs. 100,000 in default to serve 1 year in prison. Accused also ordered to compensate the victim Kshs. 150,000 as per the recommendation of the Victim Impact Statement. 06/04/2023
18	001-INV-NYERI-2015-OM-0382	HCCR 14-2015	Murder	CPL Chibungu Sanga	Nyeri High Court	Accused Convicted of Manslaughter Sentenced 7yrs term on 14/12/2023
19	INV/724/2020	SOA E 068/2022	Defilement	Joseph Lorot alias "Jeff"	Bungoma	13th Sept 2023 Acquitted but ODPD appealed, Acquitted under 215 but ODPD Bungoma appealed. Waiting court judgement after review of appeal



20	0042-INV-NYANDARUA-2015-OM-1035	CR 2114/2016	Manslaughter	APC Samuel Chege & APC Jackson Letinina	Nyahururu Law Courts	Sentencing- 4/8/2023 The accused were sentenced to 3 years' probation
21	073-INV-RUMURU-TI-C-1088-2015	HCCR 7/2020	Murder	David Kipkemoi Kebenei-Chief Kiambogo Location.	Nyahururu	Hearing 24/01/2024
22	IPOA/INV/000846-2017	563/2018	Griveus harm	Aden Boru Golicha	Garissa	Accused convicted and jailed for 5 years
23	IPOA/INV/001556-2018	HCCR 5/2020	MURDER	PC Emmanuel Wenje and PC Brian Otieno	Garsen	Sentencing on 20/3/2024 Suspect officer jailed for 10 years each
24	IPOA/INV/000846-2017	HCCR 9/2018	MURDER	Aden Boru Golicha	Garissa	12/3/3024 Jailed for 5 years
25	IPOA/INV/001179-2018	HCCR NO.28/2019	Murder	David Kilengwe Papa	Makueni	Accused convicted for murder 13/2/2024

Source: (IPOA, 2024)

# ***IPOA in a nutshell***

## **THE IPOA FUNCTIONS**

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**1. To investigate deaths and serious injuries caused by Police action:** IPOA investigates deaths and serious injuries arising from Police action and recommends disciplinary action or prosecution to prevent impunity and enhance accountability within the NPS.

**2. To investigate Police misconduct:** IPOA receives complaints from members of the public and Police on Police misconduct and undertakes independent investigations. IPOA can also initiate investigations on its own motion and may refer cases to appropriate bodies including seeking the courts intervention to have its recommendations implemented.

**3. To monitor, review and audit investigations and actions by Internal Affairs Unit of the Police:** IPOA oversees the work of the Internal Affairs Unit (IAU) of the Police to independently verify that the internal Police system deals with complaints against officers fairly and effectively. The Authority can take over investigations if not satisfied with IAU's intervention.

**4. To conduct inspections at Police premises:** This seeks to ensure that Police premises meet basic predefined standards and that of suspects and detainees is in line with the Constitutional principles.

**5. To monitor Police operations affecting members of the public:** IPOA independently scrutinizes policing operations affecting members of the public to ensure policing is conducted for the benefit of the people of Kenya. Where excessive use of force and abuse of power is detected, independent investigations and remedial action is recommended.

**6. To review the functioning of the internal disciplinary process:** IPOA monitors internal Police disciplinary processes to ensure fairness and effectiveness and may conduct surveys to assess improvement in Police internal accountability mechanisms.

**7. Reporting:** IPOA is required to prepare a performance report every six months and an annual report to inform the public of its activities and provide recommendations for improvement of the functioning of the NPS.

## FREQUENTLY ASKED QUESTIONS

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**1. Is IPOA part of the Police?** IPOA is not part of the National Police Service. It is an independent authority established under the Independent Policing Oversight Authority Act (No. 35 of 2011) to provide for civilian oversight over the work of the Police in Kenya. Article 244 of the Constitution requires the Police to strive for the highest levels of the discipline and professionalism: promote and practice, transparency and accountability in execution of their duties. Under the law, IPOA holds them accountable to this standard.

**2. Does IPOA take complaints directly from the public?** Yes, individuals and organisations who have specific complaints regarding Police action or conduct are free to make formal complaints to IPOA for investigation.

**3. How do I file a complaint?** A complaint can be filed through a visit to the IPOA offices, a telephone call, the IPOA website, a letter or email. You can also dial the toll-free number 1559 to lodge your complaint.

**4. What happens after my complaint is received?** All complaints received are processed through the Complaints Management System and necessary action scheduled and undertaken by the complaints team which comprises investigative and legal teams.

**5. Does IPOA have capacity to investigate all complaints?** Though IPOA is continually building human resource and technical capacity, the Authority endeavours to attend to all complaints within a reasonable time period. Complaints that fall outside the IPOA mandate area may be forwarded to the Internal Affairs Unit of the National Police Service or to a responsible officer for appropriate action. In every case, effort will be made to resolve the issue and notify the complainant.

**6. What happens to an officer who is found culpable?** IPOA has power to recommend prosecution and/or disciplinary action for an officer who is found to have violated the law or acted in a manner that brings disrepute to the National Police Service. IPOA may also recommend a change in process or procedures of the National Police Service.

**7. What is the responsibility of the National Police Service Commission and the Office of the Inspector General?** The National Police Service Commission (NPSC) is a constitutional body established under Article 246 of the Constitution. The NPSC shall recruit and appoint persons to hold offices in the service, confirm appointments, and determine promotions and transfers within the National Police Service. The Inspector General (IG) is the overall commander of the National Police Service exercising independent control and management of the service. The IG is assisted by two deputies in-charge of the Kenya Police and the Administration Police.

**8. What can I complain about?** IPOA receives complaints relating to Police misconduct and criminal action or inaction by the Police.

**9. Can Police themselves raise complaints with IPOA?** Yes, Police officers can record formal complaints with IPOA regarding misconduct by their colleagues or superiors.

**10. What constitutes the functions and responsibilities of IPOA?** IPOA's functions and responsibilities are spelt out in Section 6 of the Independent Policing Oversight Authority Act.

.....**Now You Know.**

**You can lodge a  
complaint against  
or compliment a  
police officer  
direct to IPOA by  
dialling 1559 toll  
free\***

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Or by emailing: [complaints@ipoa.go.ke](mailto:complaints@ipoa.go.ke)

\* Calls can be received during working hours and are free of call charges



**Guarding  
Public  
Interest in  
Policing**