

Kenya civil society meetings, and individuals were not

[Economics](#), [Budget](#)



Kenya is a signatory of different human right conventions internationally. One is the International Covenant on Civil and Political Rights (ICCPR) where it consists of certain rights that should be protected by the state since they are a signatory to it which include freedom of speech, freedom of religion, freedom against torture and many more.

The implementation of this convention to Kenya was negatively not implemented because the government occasionally interpreted laws in such a way as to restrict freedom of expression. The prohibition on discussion of issues under court consideration limited deliberation on a number of political issues, although this restriction was relaxed in September 2009. The government monitored many types of civil society meetings, and individuals were not always allowed to criticize the government publicly. Also the citizens' rights were violated after the Jubilee government rigged in their candidate and purported that it was a free and fair election. Another convention is the convention against torture but in 2008 the IMLU received 772 cases alleging torture by security officers compared with 397 in 2005 although it's noted that the number of torture cases was likely higher but the government did not investigate alleged cases of torture by security forces that were documented by the IMLU and HRW from the Mount Elgon and El Wake security operations in 2008. The government denied that security forces engaged in torture and refused to prosecute individuals alleged to have participated in torture during the two operations. Another convention is the convention of the rights of the child, it was also negatively implemented because after the 8th August election 2017 the Human Rights Watch confirmed through multiple sources that police killed at least 10 people,

including a 6 month old baby, in Kisumu county alone. In neighboring Siaya county, police fatally shot a protester near the town of Siaya and beat a 17 year old boy to death in the outskirts of Ugunja, as they pursued crowds of protesters into the villages.

Human Rights Watch found no evidence that protesters were armed or acted in a manner that could justify the use of such force. Also two young men in their teens from the Nyaori area had gunshot wounds. A witness said that police came into the homes of the two teens, Onyango Otieno and Ochieng Gogo, on the morning of August 12th 2007 beat them, then told them to run away and shot them in the back and took their bodies away. Kenya is also a signatory to the Convention on the Status of Refugees (CSR) but it was also negatively implemented because security concerns, including rape, banditry, and shooting, remained problems at both Dadaab and Kakuma refugee camps. Health and social workers at the camps reported that due to strong rape awareness programs, victims increasingly reported such incidents, resulting in improved access to counseling, particularly in Kakuma refugee camp. Capital FM a local radio station, reported that during the year approximately 300 crimes in Dadaab were reported to UNHCR authorities of which almost two-thirds were gender based crimes including 107 cases of reported sexual violence (rape, attempted rape, sodomy, and defilement).

Fifteen relief agencies followed a code of conduct for humanitarian workers to further reduce incidents of sexual abuse by agency staff in refugee camps. Other security and human rights problems affecting refugees included persecution of Muslim converts to Christianity community pressure against

opponents of FGM, forced marriage, particularly of young Sudanese and Somali girls and family objections to out of clan marriage. At times these resulted in the kidnapping of spouses and children and domestic abuse.

The UNHCR, Ministry of Internal Security, and the Ministry of Immigration reached an agreement to increase the police presence at all refugee camps but the agreement remained unsigned at the end of the year. Kenya is also a signatory on the African Charter on Human and Peoples' Rights on the Rights of Women in Africa. Its implementation was negatively implemented because we see that during the 2007 election violence in Kenya women were beaten brutally and raped in large numbers. Kenya is also a signatory on the Covenant on Economic, Social and cultural rights. It was also implemented negatively where we see that the law provides criminal penalties for official corruption however, the government did not implement these laws effectively and officials often engaged in corrupt practices with impunity. The World Bank's 2009 Worldwide Governance Indicators reflected that control of corruption and rule of law were severe problems.

In September a report by the auditor general revealed that a total of 7.6 billion shillings (\$95 million) was accounted for within the government's ministries. The Mars Group Kenya a local anti corruption NGO teamed up with the KACC during the year to assist in the investigation regarding revenue leakages in government's budget.

In 2009 the media reported on three major corruption cases linked to the government one involving oil one involving education and one involving

maize. A KACC report exonerated all of the alleged participants. No one had been prosecuted in any of these cases by the end of the year. Kenya also is a signatory on Convention on Discrimination Against women which was evidently violated. In 2008 police statistics indicated 627 rapes during the year, but human rights groups estimated that more than 21, 000 rapes were confirmed annually.

The rate of reporting and prosecution of rape remained low because of the police practice requiring that survivors be examined by a police physician, cultural inhibitions against publicly discussing sex, survivors' fear of retribution, police reluctance to intervene, especially in cases where family members or friends were accused of committing the rape, poor training of prosecutors and the unavailability of doctors who might provide the evidence necessary for conviction.