

THE COMMISSION ON ADMINISTRATIVE JUSTICE
(Office of the Ombudsman)



Hata Mnyonge ana Haki

REPUBLIC OF KENYA
COMMISSION ON ADMINISTRATIVE JUSTICE
(OFFICE OF THE OMBUDSMAN)

ATI REVIEW APPLICATION NO. CAJ/ATI/PO/047/66/2025-MW

ANTONEY KOMU MUEMA.....APPLICANT

VERSUS

KITUI COUNTY LAND REGISTRARRESPONDENT

RULING

A. BACKGROUND

1. The Commission on Administrative Justice (Office of the Ombudsman) (hereinafter referred to as "the Commission") is established under *Article 59(4) of the Constitution of Kenya, 2010* and the *Commission on Administrative Justice Act, 2011*. The Commission is mandated to address maladministration in the public sector and promote administrative justice, transparency, and accountability in public administration. In addition, the Commission serves as the oversight and enforcement body for the right of access to information under *Article 35 of the Constitution*, as operationalized through the *Access to Information Act, 2016* (hereinafter referred to as *ATI Act, 2016*).
2. *Article 35* of the Constitution guarantees every citizen the right to access:
 - a. Information held by the State; and
 - b. Information held by another person and required for the exercise or protection of any right or fundamental freedom.

B. FACTS OF THE REVIEW APPLICATION

3. The Commission on 28th January 2026, received an application for review under *Section 14(1) (a)* of the *ATI Act, 2016* from the Applicant herein to review the Respondent's decision declining to grant a certified copy of green card and official search over land parcel; *Matinyani/Mutulu/470*.
4. In the letter dated 11th December 2025 addressed to the Land Registrar, Kitui County, the Applicant requested for a certified copy of green card and official search over land parcel; *Matinyani/Mutulu/470*.
5. Upon receipt of the Application, the Commission conducted a preliminary assessment to establish whether the Applicant had filled and submitted the requisite service forms and paid relevant charges to the Respondent to enable access to the information sought. The Applicant was advised to follow the laid down access procedures after it was discovered that he had not filled the relevant forms and paid the requisite fees.
6. Subsequently, the Respondent on 25th February 2026 provided a certified extract of title for land parcel *Matinyani/Mutulu/470* to the Applicant. The Applicant shared a copy of the availed extract of title that was provided by the Respondent.
7. Upon review of the copy of the provided extract of title, the Commission finds and holds that the document supplied sufficiently addressed the Applicant's request for information dated 11th December 2025.

C. COMMISSION DECISION

8. Having made a careful analysis of the facts and information provided in this review application, the Commission, pursuant to the powers granted by Sections 22(3)(a)(ii) and Regulation 25(10) of the Access to Information (General) Regulations, 2023, **DECIDES:**

- i. **THAT** the response dated 25th February 2026 provided by the Respondent sufficiently addressed the Applicant's request for information dated 11th December 2025.
- ii. **THAT** the present Review Application stands resolved and marked as closed.

Dated, Signed and **Issued** at **Nairobi** this...7th day of**JULY**.....2026



DOROTHY JEMATOR
ACCESS TO INFORMATION COMMISSIONER

TAKE NOTICE THAT

Section 23(3) of the Access to Information Act, 2016 provides that ***"A person who is not satisfied with an order made by the Commission under subsection (2) may appeal to the High Court within twenty-one days from the date the order was made."***

Section 23 (5) of the Access to Information Act, 2016 provides that ***"If no appeal is filed under subsection (3), the party in favour of whom the order is made by the Commission may apply ex-parte by summons for leave to enforce such order as a decree, and the order may be executed in the same manner as an order of the High Court to the like effect."***