

**Ref. No. IPOA/CEO/PRESS/19 (25)**

**01/03/2024 10:40:58**

## **IPOA STATEMENT ON POLICE CONDUCT DURING THE KMPDU DEMONSTRATIONS**

The Independent Policing Oversight Authority (IPOA) is aware of the injuring of the National Secretary General & Chief Executive Officer at Kenya Medical Practitioners, Pharmacists & Dentists Union Davji Atallah and others on Thursday, 29<sup>th</sup> February 2024, during demonstrations in Nairobi County.

As mandated by Section 6(c) of Cap 86 of the Laws of Kenya, the Authority monitored the enforcement of public order management by members of the National Police Service and is currently conducting inquiries into the unfortunate injuring of demonstrators.

IPOA continues to urge members of the National Police Service (NPS) to discharge their mandate professionally and responsibly.

### **INVESTIGATIONS INTO FATAL PRISON OFFICER SHOOTING IN KITALE**

The Independent Policing Oversight Authority (IPOA) learned of the fatal shooting of a Kenya Prisons Officer outside the Kitale Law Courts in Trans Nzoia County on Tuesday, 28<sup>th</sup> February 2024.

Preliminary findings indicate that the shooting was done by a police officer who thereafter attempted to take his own life.

Upon learning of the incident, IPOA on its own motion immediately deployed its Rapid Response Team from the Eldoret Regional Office to initiate investigations into the matter and establish the facts of the unfortunate incident.

### **INVESTIGATIONS INTO FATAL SHOOTING IN LUCKY SUMMER, NAIROBI**

Meanwhile, IPOA at its headquarters on Wednesday 28<sup>th</sup> February 2024 received Lugari Member of Parliament, Hon. Nabii Nabwera who lodged a complaint against Kasarani Police officers for the suspected killing of two brothers in Lucky Summer.

Investigations into the killings and other policing-related concerns raised in Lugari Constituency have also commenced.

Finally, Section 6(a, c and g) of Cap 86 of the Laws of Kenya mandate IPOA to investigate deaths caused by police action and to monitor policing operations before recommending appropriate relief including internal disciplinary action and prosecution where criminal culpability is established. Therefore, the Authority commits to expedite investigations into these matters to bring closure to all those affected.

IPOA remains committed to being independent, impartial and fair.



**ANNE MAKORI, EBS**  
**CHAIRPERSON.**

\*\*\*END\*\*\*

**Notes:**

**CONDITIONS AS TO THE USE OF FORCE AS PER NPS ACT AND SERVICE STANDING ORDERS**

- A police officer shall always attempt to use non-violent means first.
- The force used shall be proportional to the objective to be achieved, the seriousness of the offence, and the resistance of the person against whom it is used.
- When the use of force results in injuries the police officers present shall provide medical assistance immediately and unless there are good reasons, failing to do so shall be a criminal offence.
- A police officer who uses any form of force shall immediately, report to his or her superior.
- Any use of force that leads to death, serious injury and other grave consequences shall be reported immediately to the **Independent Policing Oversight Authority**.
- It shall be a disciplinary offence for a police officer to fail to report in accordance with these regulations.
- A Police officer in uniform shall at all times affix a nametag or identifiable Service number in a clearly visible part of the uniform.
- Following the orders of a superior is no excuse for unlawful use of force.

*For queries, please call 020 4906000 or email [dennis.oketch@ipoa.go.ke](mailto:dennis.oketch@ipoa.go.ke)*

