

**REPUBLIC OF KENYA**  
**IN THE NATIONAL ENVIRONMENT TRIBUNAL AT NAIROBI**  
**TRIBUNAL APPEAL NO. NET E002 OF 2025**

KASHERO WENCESLAS CHINYAKA (CHAIRMAN) (SUING AS AND ON BEHALF OF CITIZEN PARTICIPATORY DEVELOPMENT GROUP).....	1 <sup>ST</sup> APPELLANT
PROJECT KENYA YOUTH ORGANIZATION.....	2 <sup>ND</sup> APPELLANT
MICHAEL KAZUNGU NGARI .....	3 <sup>RD</sup> APPELLANT
PETER YAA MANGI.....	4 <sup>TH</sup> APPELLANT
OMAR SALIM MWAKWELI .....	5 <sup>TH</sup> APPELLANT
GRACE UMAZI MWAGAMBO .....	6 <sup>TH</sup> APPELLANT
KATANA MRAMBA BAHATI.....	7 <sup>TH</sup> APPELLANT
IDD KHAMIS JEMBE .....	8 <sup>TH</sup> APPELLANT
SANDE CHINANGO MWALOLO.....	9 <sup>TH</sup> APPELLANT
MUSA BONDE CHINANGO.....	10 <sup>TH</sup> APPELLANT
GLORIA MNYANZI MWADZOYA .....	11 <sup>TH</sup> APPELLANT
KHAMISI MOHAMED .....	12 <sup>TH</sup> APPELLANT
RAMA YUSUF ALI .....	13 <sup>TH</sup> APPELLANT
MOHAMED HAMISI ATHMANI .....	14 <sup>TH</sup> APPELLANT
JOSEPH MUNGA KONDO .....	15 <sup>TH</sup> APPELLANT
JACKSON CHITENGELE KAI .....	16 <sup>TH</sup> APPELLANT
LIWALI CHARO POTOSA .....	17 <sup>TH</sup> APPELLANT
ROSE MGENI MANGI .....	18 <sup>TH</sup> APPELLANT
LINET JUMA MWAKAMSHA .....	19 <sup>TH</sup> APPELLANT
WILBERFORCE MUNDU .....	20 <sup>TH</sup> APPELLANT
MARTIN NDUNDI ISAAK .....	21 <sup>ST</sup> APPELLANT
BRAYAN MUYE GAMBO .....	22 <sup>ND</sup> APPELLANT
KIBWANA MWIJUMA KIBWANA .....	23 <sup>RD</sup> APPELLANT
JOSEPH MALUSHA ABEDI .....	24 <sup>TH</sup> APPELLANT
JACKSON NDAU MWAUSI .....	25 <sup>TH</sup> APPELLANT
JUMA MOHAMED .....	26 <sup>TH</sup> APPELLANT
HASSAN MWINYI KIBWANA .....	27 <sup>TH</sup> APPELLANT
NAAMAN ALI SAID.....	28 <sup>TH</sup> APPELLANT
REHEMA MBEKI JILO .....	29 <sup>TH</sup> APPELLANT

VERSUS

NATIONAL ENVIRONMENTAL MANAGEMENT AUTHORITY.....	1 <sup>ST</sup> RESPONDENT
MASHUJAA Q&M PLC .....	2 <sup>ND</sup> RESPONDENT
MASHUJAA CEMENT PLC.....	3 <sup>RD</sup> RESPONDENT

AND

COMMISSION FOR HUMAN RIGHTS AND JUSTICE(CHR).....	1 <sup>ST</sup> INTERESTED PARTY
KOKOTONI ENVIRONMENT.....	2 <sup>ND</sup> INTERESTED PARTY
ACTIVE ENVIRONMETAL TEAM.....	3 <sup>RD</sup> INTERESTED PARTY
INUA MAMA LAMU SELF HELP GROUP.....	4 <sup>TH</sup> INTERESTED PARTY
CAPITAL YOUTH CAUCAS ASSOCIATION.....	5 <sup>TH</sup> INTERESTED PARTY
WESTERN ENVIRONMENT FORUM.....	6 <sup>TH</sup> INTERESTED PARTY
UJAMAA CENTRE.....	7 <sup>TH</sup> INTERESTED PARTY

**DECREE**

In the Tribunal this 4<sup>th</sup> September, 2025 before Hon Emmanuel Mumla (Chairperson), Hon Winnie Tsuma (Vice-Chairperson) and Tribunal Members Hon Duncan Kuria, OGW and Hon Ronald Allamano.

This Matter coming up for Judgement on the Appellant's Notice of Appeal dated 11<sup>th</sup> February, 2025.

**IT IS HEREBY ORDERED & DECREED:**

- a) **THAT** the EIA Licences No. NEMA/EIA/PSL/33752 and NEMA/PSL/22789 issued to the 2<sup>nd</sup> and 3<sup>rd</sup> Respondents are hereby revoked and set aside.
- b) **THAT** each party shall bear its own costs.

GIVEN under my hand and Seal of the National Environment Tribunal at Nairobi this 4<sup>th</sup> Day of September, 2025.

  
SECRETARY

NATIONAL ENVIRONMENT TRIBUNAL

ISSUED this .....day of .....SEPTEMBER.....2025.