

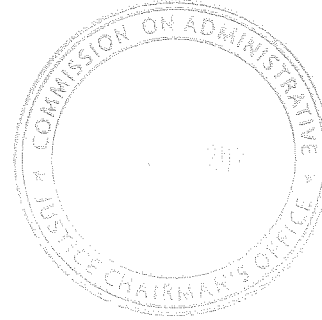
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Your Ref: CAJ/ATI/M/TRA/004/6/20 - SNK
Our Ref: KRC/CS/MD/3/207

Date: 17th April, 2020

Mrs. Lucy Ndung'u
Commissioner
Commission of Administrative Justice
West End Towers, 2nd Floor
Waiyaki Way, Westlands
P.O Box 20414 - 00200
NAIROBI



Dear *Madam*

RE: REQUEST FOR ACCESS TO INFORMATION/DOCUMENTS BY MR. KHELEF KHALIFA ON STANDARD GAUGE RAILWAY (SGR) TO KENYA RAILWAYS

We refer to the above matter and your letter of even reference dated 12th March, 2020.

We have perused the letter from Mr. Khelef Khalifa on the Request for information under Article 33 and 35 of the Constitution of Kenya and the Access to Information Act, 2016 with particular reference to Agreements entered between the Government of Kenya (GoK) or any Kenyan State or public agency with all service providers and or third parties (including foreign government/state) in regard to Standard Gauge Railway (SGR) and noted the contents therein.

Kindly note that the projects to which information is being requested in clauses 1a - 1d are projects between the Government of the People's Republic of China and the Government of Kenya with Kenya Railway's mandate solely being as an implementing agency of the said contracts. The custody of the said contracts is with the Office of the Hon. Attorney General.

With regard to the Agreements in Clause 1e, the same have non-disclosure clauses and therefore would be in breach of the Contractual terms of the same upon submission of the said Agreements.

We thank you for your continued cooperation.

Yours Sincerely

A handwritten signature in dark ink, appearing to read 'Philip Mainga', written in a cursive style.

PHILIP MAINGA
MANAGING DIRECTOR