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**SHOOTING INCIDENT IN THARAKA NITHI COUNTY**

The Independent Policing Oversight Authority has learnt of a shooting in Tharaka Nithi County during which a man was fatally wounded on Saturday, April 08, 2023. The shooting incident occurred after police responded to enforce public order management as demonstrators protested the killing of a man by civilians in Chuka Township.

Section 25 (1) of IPOA Act, demands that "the Authority shall investigate any death or serious injury including death or serious injury while in Police custody, which are the result of Police action or were caused by members of the Service while on duty."

Moreover, the same Act in subsection (2) demands that "the Police shall upon a death or serious injury as contemplated in subsection (1) take all necessary steps to secure evidence which may be relevant for the investigation, including pictorial and written evidence, and shall in writing notify the Authority, and supply it with the evidence and all other facts relevant to the matter, including, if available, the names and contact details of all persons who may be able to assist the Authority should it decide to conduct an investigation."

The Station Commander Chuka Police Station has since notified the Authority's Regional Office in Meru, of the incident. This is in line with the provisions of the NPS Act, Sixth Schedule, that any death be reported to IPOA within 24 hours.

Our Regional office in Meru has this morning dispatched a Rapid Response Team to launch investigations into the death.

Upon conclusion of its investigations, the Authority shall take appropriate action including recommending to the Director of Public Prosecutions the prosecution of any person found culpable.

In all its investigations, IPOA is impartial, fair and transparent.



**ANNE MAKORI, E.B.S.**  
**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 Police 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)***