

EXTERNAL (for general distribution)

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Further information on UA 301/90 (AFR 32/10/90, 17 July) and follow-ups
AFR 32/12/90 (27 July), AFR 32/16/90 (17 August) and AFR 32/25/90
(26 September) - Fear of Torture/Legal Concern

KENYA: George ANYONA
Edward OYUGI
Ngotho KARIUKI
Augustus KATHANGU
Caleb Mokaya GICHANA

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Caleb Mokaya Gichana, who had been pressed by police to appear as a prosecution witness against the other four men named above (which he refused to do) was charged on 27 August with possession of a seditious publication of Mwakenya, a clandestine opposition organization, and was remanded in custody. He has now been released on bail, although no date has been set for his trial. Amnesty International has been informed that he was tortured while in custody. No further action is required on his behalf for the present.

George Anyona, Edward Oyugi, Ngotho Kariuki and Augustus Kathangu were arrested on 11 July during a wave of arrests of government critics and charged with sedition. They made several court appearances during August and September when they complained about torture, ill-treatment and other violations of their human rights. They are still imprisoned in Mamiti maximum security prison near Nairobi and no date has yet been set for their trial - the Attorney General yet given consent to proceed with the charges against them.

FURTHER RECOMMENDED ACTION: Express and airmail letters:

- urging an independent and impartial investigation into complaints of torture and ill-treatment which were made by George Anyona and his fellow-defendants;
- calling for immediate improvements in their treatment in prison;
- renewing appeals for their immediate and unconditional release.

APPEALS TO:

President Daniel arap Moi
President of the Republic of Kenya
Office of the President
PO Box 30510
Nairobi, Kenya

Mr Matthew Muli
Attorney General
Office of the Attorney General
PO Box 40112
Nairobi, Kenya

Mr James Mareka
Commissioner of Prisons
Kenya Prison Service HQ
PO Box 30175
Nairobi, Kenya

COPIES TO

- Mr Wilson Ndolo Ayah, Minister of Foreign Affairs, PO Box 30551, Nairobi, Kenya
- A/C Geoffrey Kinoti, Kenya PoliceHQ, PO Box 30051, Nairobi, Kenya
- O-i-C, Kamiti Prison, PO Box 47472, Nairobi, Kenya
- The Chairman, Law Society of Kenya, PO Box 72219, Nairobi, Kenya
- Mr Justice Alan Hancox, Chief Justice, Law Courts, PO Box 30041, Nairobi, Kenya
- Mr Omondi Tunya, Chief Magistrate, PO Box 30041, Nairobi, Kenya
- The Weekly Review, PO Box 49010, Nairobi, Kenya
- The Daily Nation, PO Box 42271, Nairobi, Kenya
- The Kenya Times, PO Box 30080, Nairobi, Kenya
- The Standard, PO Box 30958, Nairobi, Kenya

and to diplomatic representatives of Kenya in your country.

PLEASE SEND APPEALS IMMEDIATELY. Check with the International secretariat, or your section office, if sending appeals after 20 November 1990.