



## ETHICS AND ANTI-CORRUPTION COMMISSION

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When replying please quote:

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**Your Ref:** LSK/IENO/EACC/SCOK

**MR. ISAAC E. N. OKERO,  
PRESIDENT, LAW SOCIETY OF KENYA,  
P.O BOX 72219-00200  
NAIROBI.**

### **RE: THE REGISTRAR OF THE SUPREME COURT.**

We refer to the above matter and your letter of 3/10/2017. We hasten to note that the letter had already been circulated widely in a number of media houses well before Ethics and Anti-Corruption Commission (the Commission) received its copy.

We have carefully considered the concerns raised in the said letter, which largely claim that:

- The Commission has no authority to intervene and purport to conduct an enquiry or investigation replicating functions that under the Constitution are expressly anchored in the Judiciary and ancillary organs of the Judiciary including Judicial Service Commission (JSC), and
- The Commission's said intervention amounts to an attack on the independence of the Judiciary and constitutes a blatant violation of the Constitution.

We wish to respectfully respond as follows:

The Commission's investigative mandate is derived from the Constitution and the law, to wit:

Chapter Six of the Constitution of Kenya, 2010 (CoK) at Art. 79 provides that: **"Parliament shall enact legislation to establish an independent ethics and anti-**