

Your Ref: CAJ/ATI/M.HEA/012/396 Our Ref: C/KELIN 1/1 Date: 17/09/2018

“By Hand Delivery”

Mr. Leonard Ngaluma,
Chief Executive Officer,
Commission on Administrative Justice,
2nd Floor, Westend Towers,
Waiyaki Way,
P.O BOX 20414-00200,
NAIROBI



Dear Sir,

RE: **Application for review of denial of information by the Ministry of Health in regard to Global Alliance for Vaccines and Immunization audit report**

We acknowledge, with thanks, your letter dated 17 August 2018.

We note the response from the Ministry of Health forwarding the GAVI audit report. Though the request for the report has been honored, the following requests for information remain outstanding.

- a) A copy of the intergovernmental agreement on the retention of this function by the national government pursuant to Article 187 of the Constitution and Section 26 of the Intergovernmental Relations Act.
- b) A report on the action taken against the persons adversely mentioned in the audit report including whether the Ministry has referred this case to relevant authorities for investigations and possible prosecution and whether any funds have been collected from those responsible in line with the law.

This is Exhibit marked "AAM-13" referred to in the Annexed affidavit of Alan Azless Maleche
Mombasa Road, SOMAK Building 4th Floor P.O. Box 112-00202 KNH Nairobi, Kenya | Tel: +254(020) 2515790 | Email: info@kelinkenya.org
Sworn/Declared before me on this 25th day of February 2018 at Nairobi in the Republic of Kenya

Commissioner for Oaths

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- c) Copies of documentations showing transfer of payment of the above money from the Ministry of Health and GAVI.
 - d) Information on the source of the money paid back to GAVI; in particular, the budget line the money came from.
 - e) Information on the measures the Ministry put in place to ensure compliance with the audit report.

We trust that you will urgently relay this concern to the Ministry and request them to provide the information within the next 14 days. Given that this matter has taken a considerably long time, one year to be precise, we will consider litigation if the information is not forthcoming within 14 days.

We look forward to your response and thank you for your continued cooperation on this matter.

Yours faithfully,



Allan A. Maleche,
Executive Director.