



Performances of Injustice

Following unprecedented violence in 2007/8, Kenya introduced two classic transitional justice mechanisms: a truth commission and international criminal proceedings. Both are widely believed to have failed, but why? And what do their performances say about contemporary Kenya, the ways in which violent pasts persist and the shortcomings of transitional justice?

Using the lens of performance, this book analyses how transitional justice efforts are incapable of dealing with how unjust and violent pasts actually persist. Gabrielle Lynch reveals the story of an ongoing political struggle requiring substantive socio-economic and political change that transitional justice mechanisms can theoretically recommend, and which they can sometimes help to initiate and inform, but which they cannot implement or create, and can sometimes unintentionally help to reinforce.

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The Politics of Truth, Justice and
Reconciliation in Kenya

GABRIELLE LYNCH
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*In loving memory of Berenika Stefanska (1983–2016) and the
echo of her voice: ‘Come on girl, come on!’*

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Abbreviations

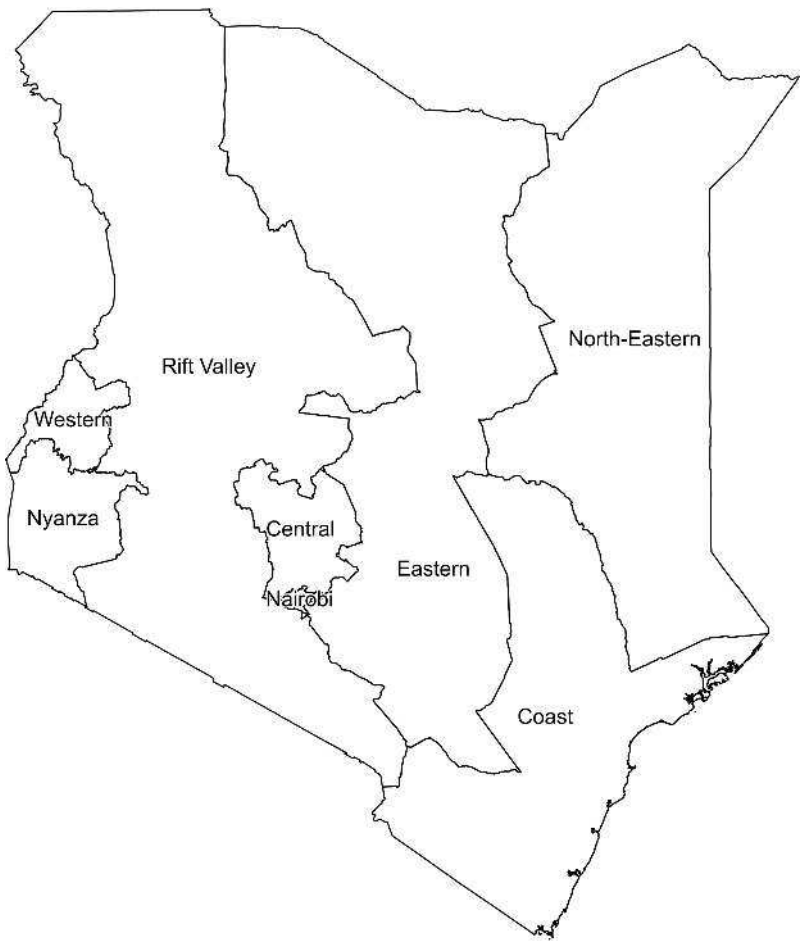
AfriCOG	Africa Centre for Open Governance
AG	Attorney General
AI	Amnesty International
AMP	Adversely mentioned person
AU	African Union
CJPC	Catholic Justice and Peace Commission
CSO	Civil society organisation
DC	District Commissioner
DPC	District Peace Committee
DRC	Democratic Republic of the Congo
ESRC	Economic and Social Research Council
FIDA–Kenya	Federation of Women Lawyers – Kenya
GiZ	<i>Deutsche Gesellschaft für Internationale Zusammenarbeit</i>
GSU	General Service Unit
HRW	Human Rights Watch
ICC	International Criminal Court
ICG	International Crisis Group
ICJ–Kenya	International Commission of Jurists – Kenya section
ICPC	International Centre for Policy and Conflict
ICTJ	International Centre for Transitional Justice
ICTY	International Criminal Tribunal for the former Yugoslavia
IDP	Internally displaced person
IOM	International Organisation of Migration
KHRC	Kenya Human Rights Commission
KIC	Kenya Intelligence Committee
KKV	<i>Kazi kwa Vijana</i>
KNCHR	Kenya National Commission of Human Rights
MYW	<i>Maendaleo ya Wanawake</i>
NCCCK	National Council of Churches of Kenya

List of Abbreviations

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NCIC	National Cohesion and Integration Commission
NGO	Non-governmental organisation
NLC	National Land Commission
NPS	National Police Service
NSC	National Steering Committee on Peace-Building and Conflict Management
NVSN	National Victims and Survivors Network
ODM	Orange Democratic Movement
OP	Office of the President
OTP	Office of the Prosecutor
PNU	Party of National Unity
PS	Permanent Secretary
PTC	Pre-Trial Chamber
RWPL	Rural Women Peace Link
TJRC	Truth, Justice and Reconciliation Commission
TNA	The National Alliance
TRC	Truth and Reconciliation Commission
UNDP	United Nations Development Programme
UNSC	United Nations Security Council
URP	United Republication Party
USAID	United States Agency for International Development
VPRS	Victims Participation and Reparation Section
VTF	Victims Trust Fund

Maps



Map 1 Kenya: Provinces, 1963–2010. Source: Alex Dyzenhaus.



Map 2 Kenya: Counties, 2010–to present. Source: Alex Dyzenhaus.

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