



Enforcing Rights in Kenya: A Scholarly Assessment of Domestic Courts' Mechanisms

Oginga Gitonga¹

¹ University of Nairobi

Published: 25 July 2005 | **Received:** 21 April 2005 | **Accepted:** 27 May 2005

Correspondence: ogitonga@hotmail.com

DOI: [10.5281/zenodo.18820954](https://doi.org/10.5281/zenodo.18820954)

Author notes

Oginga Gitonga is affiliated with University of Nairobi and focuses on Law research in Africa.

Abstract

This commentary focuses on the enforcement mechanisms for human rights law within domestic courts in Kenya. No empirical results are provided; instead, this commentary relies on secondary sources such as court judgments, legal scholarship, and policy documents to explore these mechanisms. The commentary highlights that while Kenyan courts have demonstrated an evolving approach towards human rights enforcement, there remains substantial room for improvement in terms of procedural efficiency and consistency across different court levels. To enhance the effectiveness of human rights enforcement, it is recommended that legal education programmes are strengthened to improve judges' understanding of international human rights instruments. Additionally, efforts should be made to streamline judicial procedures and increase transparency in decision-making processes.

Keywords: *African jurisprudence, human rights enforcement, legal pluralism, judicial activism, comparative law, legal formalism, African court systems*

ABSTRACT-ONLY PUBLICATION

This is an abstract-only publication. The complete research paper with full methodology, results, discussion, and references is available upon request.

✉ **REQUEST FULL PAPER**

Email: info@parj.africa

Request your copy of the full paper today!

SUBMIT YOUR RESEARCH

Are you a researcher in Africa? We welcome your submissions!

Join our community of African scholars and share your groundbreaking work.

Submit at: app.parj.africa



Scan to visit app.parj.africa

Open Access Scholarship from PARJ

Empowering African Research | Advancing Global Knowledge