

SPECIAL ISSUE



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GAZETTE NOTICE No. 9538

THE CONSTITUTION OF KENYA

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTIONS (GENERAL) REGULATIONS, 2012

(L.N. 2012 and L.N. 2017)

TALLYING CENTRES FOR THE 9TH AUGUST, 2022 GENERAL ELECTION

In Gazette Notice No. 7993 of 2022, Vol. CXXIV – No. 128 published on 1st July, 2022, *delete* and *insert* as specified herein below:

In the First Schedule

Delete; PRESIDENTIAL TALLYING CENTRE

Insert; NATIONAL TALLYING CENTRE

In the Third Schedule

Page 3951; Row 2; Column 5

Delete; KMTC Port Reitz Campus, Mombasa

Insert; St Mary's Catholic Church Community Centre Hall

Page 3951; Row 6; Column 5

Delete; Mtongwe Primary School

Insert; Young Women's Christian Association of Kenya (YWCA)

Page 3952; Row 33; Column 5

Delete; Lafey Boys Secondary School

Insert; Lafey Primary School

Page 3953; Row 15; Column 5

Delete; Teachers Advisory Centre

Insert; Mukurweini Technical Training Institute

Page 3953; Row 51; Column 5

Delete; Baragoi Boys Secondary School

Insert; Baragoi Primary School

Page 3955; Row 30; Column 5

Delete; Urii High School

Insert; St. Pius Urii Boys High School

In Gazette Notice No. 8785 of 2022, Vol. CXXIV – No. 128 published on 26th July, 2022, *delete* and *insert* as specified herein below:

Page 5670; Rows 37, 38 and 39;

Delete; St. Teresa's Primary High School

Insert; St. Teresa's Girls Primary School

Dated 5th August, 2022.

W. W. CHEBUKATI,

Chairperson,

Independent Electoral and Boundaries Commission.

GAZETTE NOTICE No. 9539

THE CONSTITUTION OF KENYA

THE INDEPENDENT ELECTORAL AND BOUNDARIES
COMMISSION ACT

(No. 9 of 2011)

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTION (GENERAL) REGULATIONS, 2012

(L.N. 2012 and L.N. 2017)

APPOINTMENT OF SECOND DEPUTY CONSTITUENCY
RETURNING OFFICERS FOR THE GENERAL ELECTION
SCHEDULED TO BE HELD ON 9TH AUGUST, 2022

CORRIGENDA

In Gazette Notice No. 8790 of 2022, Vol. CXXIV – No. 144 published on 26th July, 2022, *delete* and *insert* as specified herein below:

SECOND DEPUTY RETURNING OFFICERS

Page 5675; Column 5; Row; 23

Delete; John Papul Mburu

Insert; John Paul Mburu

Page 5677; Column 5; Row; 38

Delete; Amos Ogeto Mungei

Insert; Onduko Gilbert Atunga

Page 5677; Column 5; Row; 39

Delete; Onduko Gilbert Atunga

Insert; Amos Ogeto Mungei

In Gazette Notice No. 4961 of 2022, Vol. CXXIV – No. 79 published on 28th April, 2022, *delete* and *insert* as specified herein below:

DEPUTY CONSTITUENCY RETURNING OFFICERS

Page 2381; Column-5; Row-5;

Delete; Curtis Mawira Njeru

Insert; Jacob Mwenda Mugambi

Dated 5th August, 2022.

W. W. CHEBUKATI,
Chairperson,
Independent Electoral and Boundaries Commission.

GAZETTE NOTICE No. 9540

THE CONSTITUTION OF KENYA

THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION ACT

(No. 9 of 2011)

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTION (GENERAL) REGULATIONS, 2012

(L.N 2012 and L.N. 2017)

ELECTION RESULT PATH, COMPLIMENTARY MECHANISM FOR RESULT TRANSMISSION AND VOTING TIME FOR KENYAN VOTERS RESIDING OUTSIDE THE COUNTRY FOR THE GENERAL ELECTION SCHEDULED TO BE HELD ON 9TH AUGUST, 2022.

IN EXERCISE of the powers conferred by Articles 88 (4) of the Constitution of Kenya, section 4 of the Independent Electoral and Boundaries Commission Act, 2011, sections 38 and 39 of the Elections Act, 2011 and Regulations 79, 83, 87(1) (b), 3 and 98 (1) and (2) of the Elections (General) Regulations, 2012, the Independent Electoral and Boundaries Commission makes the following directives on the conduct of the 9th August, 2022 General Election exercise provided in the First, Second and Third Schedules herein below:

FIRST SCHEDULE

ELECTION RESULTS PATH

Where the constitutional threshold is achieved the Chairperson of the Commission announces results from each County, declares the results of the Presidential election and delivers a written notification of the result to the Chief Justice and to the incumbent President within seven (7) days of the declaration.

Where the constitutional threshold is not achieved a fresh election shall be held within thirty (30) days after the previous election and in that fresh election the only candidates shall be;

(a) The candidate, or the candidates who received the greatest number of votes and

(b) The candidate, or the candidates, who received the second greatest number of votes.

RESULT PATH AT THE NATIONAL TALLYING CENTER

The Presidential Returning Officer (Commission Chairperson):

1. Receives Form 34As and 34B from the Constituency Returning Officer.
 2. Verifies;
 - (i) the electronically transmitted Form 34As against the delivered Form 34As.
 - (ii) Collated result in Form 34B received from the Constituency Returning Officer against Form 34As from all the polling stations in the Constituency.
 3. Records errors/variances discovered in Form 34B and generate an Error Collation Report.
 4. Completes the handing over/ taking over section of Form 34B with the Constituency Returning Officer.
 5. Announces the received results from each Constituency.
 6. Tallies and completes Form 34C.
 7. Verifies the collated results in Form 34C against each polling station result Form 34As.
 8. Prints the Election Result Form 34C.
 9. Announces the results for each of the Presidential candidate for each county.
 10. Fills his name, signs, dates and stamps the Form 34C.
 11. Invites the chief agents to append their signatures in Form 34C.
 12. Determines that the candidate has achieved the Constitutional threshold of;
 - (i) More than half of all votes cast in the election; and
 - (ii) At least 25 percent of the votes cast in each of more than half of the Counties.
 13. Publicly declares the President Elect Results of the declaration Form 34C.
 14. Presents a copy of the Election Result Form 34C to the chief agents.
 15. Declares the result of the Election using Form 34C.
 16. Fills and issues a Certificate to the President Elect prescribed in Form 34D.
- RESULT PATH AT THE CONSTITUENCY TALLYING CENTER**
- The Constituency Returning Officer:
1. Receives all original Forms 34As election results physically delivered from all polling stations in the Constituency.
 2. Disregards the results of the count of a polling station where the total valid votes exceed the number of registered voters in that polling station.
 3. Disregards the results of the count of a polling station where the total votes exceed the total number of voters who turned out to vote in that polling station.
 4. Announces the results of the original Form 34As from each polling station.
 5. Collates by recording election results from all original Forms 34As of the Presidential Election as received from each polling station in the Constituency to Form 34B.
 6. Verifies the collated results in Form 34B against each polling station result Form 34As.
 7. Invites the Tallying Centre agents to verify and confirm the results in Form 34B and to append their signatures.
 8. Fills in Name, Identification Card Number, Sign, date and Stamp the Form 34B.
 9. Scans Form 34B and uploads to the public portal.
 10. Makes copies of Form 34B available to the Tallying center agents.
 11. Scans all received Form 34As and collated Form 34B.

12. Stores scanned Form 34As and collated Form 34B in the provided Commission archival tool.

13. Physically delivers the original Form 34As and 34B to the Presidential Returning Officer at the National Tallying Center.

ELECTION RESULT PATH AT A POLLING STATION

The Presiding Officer:

1. Counts votes and tabulates the election result in Form 34A.
2. Enters in Form 34A valid votes cast in favour of each candidate.
3. Enters in Form 34A the polling station counts
4. Enters in Form 34A the decision on disputed votes (if any).
5. Signs, dates and stamps the original and carbonated copies of Form 34A with the provided Presiding Officer's Stamp.
6. Allows the Deputy Presiding Officer to sign and date Form 34A.
7. Requests the candidates or agents present to append their signatures on Form 34A.
8. Indicates reasons by candidate or agent for refusal to sign (if any).
9. Duly fills Presiding Officer's comments.
10. Duly signs off the form after his/her comments
11. Announces the results as recorded in Form 34A.
12. Clicks the Result Transmission System (RTS) icon in the KIEMS Kit.
13. Puts in the Presiding Officer's Password.
14. Confirms on the KIEMS Kit whether:
 - (a) the Deputy Presiding Officer has duly signed the Form 34A;
 - (b) the Presiding Officer has signed the Form 34A; and
 - (c) the Form 34A has been stamped.
15. Captures a clear and focused image of the original Form 34A using the KIEMS Kit.
16. Verifies the image for clarity or legibility.
17. Displays to the Agents present the image captured.
18. Transmits the results using the KIEMS Kit.
19. Waits for the confirmation status "*Pending> Sending> Submitted.*"

If there is no network at the polling station;

20. Waits for the confirmation status "*Pending> Sending...*"
21. Switches off the KIEMS Kit and only switches it on once at the Constituency Tallying Centre for transmission to be "*...submitted*".
22. Fills in the Polling Station Diary with all relevant details.
23. Confirms correctness of Polling Station Diary regarding ballot counts for all elections.
24. Packages result Forms and related materials for transportation to the Constituency Tallying Centre.
25. Physically delivers the ORIGINAL Form 34A, ballot box, and other election results related forms, materials and equipment to the Constituency Returning Officer.

SECOND SCHEDULE

Complementary Mechanism for Result Transmission System

1. In case the results transmission fails at the polling station, the Presiding Officer will be required to proceed to the Constituency Tallying Centre and transmit from the Constituency Tallying Centre.
2. Where the KIEMS Kit fails completely:
 - (i) The Presiding Officer shall inform the Constituency Returning Officer of the failure of the Kit and asks for replacement or repair of the KIEMS Kit.

- (ii) In the event that the KIEMS kit cannot be repaired or replaced, the Presiding Officer shall document the incident in the Polling Station Diary which shall be signed by all the agents.
- (iii) The PO then proceeds to deliver the hard copy Form 34A and Polling Station Diary to the Constituency Returning Officer.
- (iv) The Commission shall publicize, through electronic or print media of national circulation, or any other accessible medium, to the public of the failure of transmission from that polling station.

THIRD SCHEDULE

VOTING TIME FOR KENYAN VOTERS RESIDING OUTSIDE THE COUNTRY

Pursuant to the *High Court Decision in Constitutional Petition No. E089 of 2022* and in exercise of the powers conferred by Articles 82 (1) (e), 83 and 88 (4) of the Constitution of Kenya, section 4 of the Independent Electoral and Boundaries Commission Act, 2011 and Regulations 39 of the Elections (Registration of Voters) Regulations, 2012 and Regulation 66 of the Elections (General) Regulations 2012, the Independent Electoral and Boundaries Commission notifies the public that the following directives shall apply in respect to time for voting for registered Kenyan voters living outside the country;

1. That voting shall be between 6.00 O'Clock in the morning and end at 5.00 O'Clock in the afternoon; and
2. That voting day shall be 9th August, 2022 local time in the respective country.

Dated the 5th August, 2022.

W. W. CHEBUKATI,
Chairperson,
Independent Electoral and Boundaries Commission.

GAZETTE NOTICE NO. 9541

THE CONSTITUTION OF KENYA

THE ELECTIONS ACT

(No. 24 of 2011)

THE ELECTIONS (GENERAL) REGULATIONS, 2012

SUSPENSION OF ELECTIONS

IN EXERCISE of the powers conferred by Article 88 (4) to the Constitution of Kenya, section 55B (1) (b) of the Elections Act, 2011 and Regulation 64A (1) (b) of the Elections (General) Regulations, 2012, the Independent Electoral and Boundaries Commission suspends the elections stated in the sixth column of the Schedule for the elective positions scheduled to be held on 9th August, 2022, General Election and shall communicate *vide* a Gazette Notice when the said elections will be conducted.

SCHEDULE

County Code	County Name	Constituency Code	Constituency	Elective Position
001	Mombasa	-	All	County Governor
037	Kakamega	-	All	County Governor
015	Kitui	071	Kitui Rural	Member of National Assembly
024	West Pokot	131	Kacheliba	Member of National Assembly
024	West Pokot	132	Pokot South	Member of National Assembly

Dated the 8th August, 2022.

W. W. CHEBUKATI,
Chairperson,
Independent Electoral and Boundaries Commission.

GAZETTE NOTICE NO. 9542

THE CONSTITUTION OF KENYA
THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION ACT
(No. 9 of 2011)
THE ELECTIONS ACT
(No. 24 of 2011)

THE ELECTION (GENERAL) REGULATIONS, 2012




(L.N. 2012 and L.N. 2017)

NOMINATED CANDIDATES FOR THE 9TH AUGUST, 2022 GENERAL ELECTION


CORRIGENDA

IN Gazette Notice No. 7995 of 2022, Vol. CXXIV – No. 129 “A” published on 1st July, 2022, *delete* the names of the candidates in the areas specified in the schedule:


SECOND SCHEDULE

County Code	County Name	Const. Code	Const. Name	Surname	Other Names	Party Code	Political Party Name	Abbrv	Symbol
018	Nyandarua	089	Kinangop	Ngugi	David Mwaniki	061	Ubuntu Peoples Forum	UPF	
036	Bomet	195	Chepalungu	Cheruiyot	Kipkoech Evans	068	Democratic Congress	DC	
044	Migori	253	Rongo	Omboga	Ochieng Michael	Ind	Independent	IND	

FOURTH SCHEDULE

County Code	County Name	Surname	Other Names	Party Code	Political Party Name	Abbrv	Symbol
011	Isiolo	Loktanei	Caroline Adapal	083	National Ordinary Peoples Empowerment Union	Nopeu	

FIFTH SCHEDULE

County Code	County Name	County Governor Candidate		Deputy County Governor Candidate		Party Code	Political Party Name	Abbrv	Symbol
		Surname	Other Names	Surname	Other Names				
015	Kitui	Ngilu	Charity Kaluki	Nzau	Gideon Wathe	029	National Rainbow Coalition	NARC	




In the Fifth Schedule;

Page 4158; Row 21; *Delete* Rows 5 and 6

Page 4163; Row 7; *Delete* Rows 5 and 6

In Gazette Notice No. 7995 of 2022, Vol. CXXIV – No. 129 “B” published on 1st July, 2022, *delete* the names of the candidates in the area specified in the schedule:

SIXTH SCHEDULE

Surname	Other Names	County Code	County Name	Const. Code	Constituency Name	Ward Code	Ward Name	Party Code	Political Party Name	Abbrv	Symbol
Eric	Omanwa Baswet	046	Nyamira	272	North Mugirango	1358	Bomwagamo Ward	021	Orange Democratic Movemen	ODM	
Murungi	Benson Kimathi	047	Nairobi County	290	Mathare	1449	Mlango Kubwa	Ind	Independent	IND	
Adongo	Walter Otieno	043	Homabay	250	Ndhiwa	1249	Kabuoch South Pala	Ind	Independent	IND	

Dated the 5th August, 2022.

W.W. CHEBUKATI,
Chairperson,
Independent Electoral and Boundaries Commission.

GAZETTE NOTICE NO. 9543


THE CONSTITUTION OF KENYA
THE ELECTIONS ACT
(No. 24 of 2011)
THE ELECTION (GENERAL) REGULATIONS, 2012
(L.N. 2012 and L.N. 2017)

NAMES AND SYMBOLS OF PERSONS OF INDEPENDENT CANDIDATES SCHEDULED TO PARTICIPATE IN THE COMMISSION
NOMINATIONS FOR THE GENERAL ELECTION SCHEDULED TO BE HELD ON 9TH AUGUST, 2022


CORRIGENDA

IN Gazette Notice No. 5519 of 2022, Vol. CXXIV – No. 89 published on 13th May, 2022 *delete* the names of the candidates in the area specified in the schedule:

FIFTH SCHEDULE

<i>County Code</i>	<i>County Name</i>	<i>Constituency Code</i>	<i>Constituency Name</i>	<i>Surname</i>	<i>Other Names</i>	<i>Identification Number</i>	<i>Symbol</i>
047	Nairobi City	289	Starehe	Kanyi	Charles Njagua	22851722	

SIXTH SCHEDULE

<i>County Code</i>	<i>County Name</i>	<i>Constituency Code</i>	<i>Constituency Name</i>	<i>CAW Code</i>	<i>CAW Name</i>	<i>Surname</i>	<i>Other Names</i>	<i>Identification Number</i>	<i>Symbol</i>
046	Nyamira	270	Kitutu Masaba	1350	Manga	Mosiere	Lydia Nyaboke	6060689	

Dated the 5th August, 2022.

W. W. CHEBUKATI,
Chairperson,
Independent Electoral and Boundaries Commission.