

- SAUTI KILA MAHALI -



FORTY SEVEN VOICES OF KENYA CONGRESS PARTY

ELECTION AND NOMINATIONS RULES

AMENDED AND ADOPTED BY

**Forty seven voices of kenya National Executive Congress
committee**

DOCUMENT OF DECEMBER 2024.

www.fortysevenvoicesofkenyacparty.co.ke

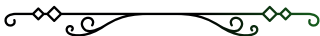


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PART I

Preamble 1.1.

1.1. Forty Seven Voices of Kenya Congress party (VOICES) (hereinafter referred to as 'the party') is a Party created for the people of Kenya to have their voices heard and fully implemented, by doing so Voices will unite Kenyans promote political and social democracy for a peaceful, and prosperous Nation.

1.2. To contribute to this process, the VOICES shall participate in National Elections with the aim of forming a democratic government for the Republic of Kenya, which will implement its ideologies and programs to improve the quality of life for all citizens of Kenyan.

1.3. The party is committed to undertake both party and national election processes that are transparent and democratic and that will deliver the choice of the best and most credible leadership for both the party and the Nation.

1.4. These Election and Nomination Rules and Procedures are governed by the provisions of the Constitution of the Forty Seven Voices of Kenya Congress Party and cover nomination of candidates and election of the officials of the party and nomination of party candidates to participate in Presidential, Gubernatorial, Parliamentary and County Assembly Elections.

2. General principles

2.1 The Nomination of candidates, and the election of party officials for national elections shall be guided by the following principles:

- a) Transparency and accountability;
- b) Democratic, free, fair and simple in which the will of the members of the party and the people of Kenya generally shall be paramount;
- c) Promotion of gender equality, equity and affirmative action for persons from marginalized groups and social sectors including women, the youth, people with disabilities and marginalized communities;
- d) Promotion of responsible, democratic, selfless and visionary leadership, acceptable to the Party members and the people of Kenya;
- e) Promotion of diversity within the elected officials in terms of geographical dispersion, gender, disability and age;
- f) Rules and procedures that allow the widest possible full and effective participation of the
- g) different groups of members in the society and that cultivate a democratic culture in the party and in our society.
- h) Promotion of decision making by consensus where possible failing which voting acclamation and secret ballot to be used.
- i) Effective dispute resolution processes

3. clarification ;

3.1. These rules may be cited as Forty-seven voices of Kenya congress party Election and Nomination Rules (hereinafter "the Rules")

3.2 In these rules, unless otherwise amended:

- (a) **"Agent"** means person duly accredited by a candidate as his agent.
- (b) **"Candidate"** means a person who has been cleared by the party in accordance to these rules.
- (c) **"Commission"** means Independent Electoral and Boundaries Commission (IEBC)
- (d) **"Election(s)"** means an election or elections referred to in these rules.
- (e) **"Officer"** means a Voice Party individual mandated during election on official duty,
- (f) **"NEB" or "Board"** shall herein refer to Voice party National Elections Board.
- (g) **"Nomination"** shall refer to appointment of candidates for Forty seven Voices party elections and the appointment of party candidates for national and by- elections".
- (h) **"Nomination official"** means a person duly appointed in accordance with these rules or any other person officially engaged in the nomination process.
- (i) **"Party"** means the Forty-Seven Voices of Kenya Congress Party(voices)
- (j) **"Polling Station"** means a place set aside for voting in accordance with these rules.
- (k) **"Presiding Officer"** means a person appointed or designated under these rules to preside at a polling station.
- (l) **"Voters"** means any person who is validly registered and in possession of The Voices party membership certificate, membership cards of any or the founding constituent parties, identity cards and a registered voter card under the laws of Kenya.
- (m) **"Special Interest Groups"** include—
 - (a) Women;
 - (b) Persons with Disabilities;
 - (c) Youth;
 - (d) Ethnic and other Minorities; and
 - (e) Marginalized Communities;

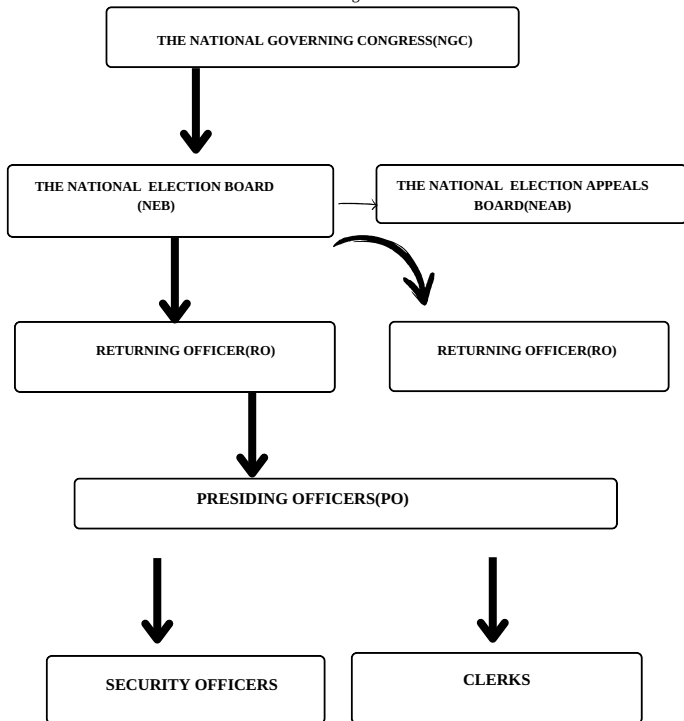
3.3 Application

These Rules shall apply to Party primaries and Party nominations to Party Lists.

3.4 Guiding Principles; The NEB shall conduct Party primaries and Party nomination to Party Lists in a manner that;

- (a) Is democratic, free and fair.
 - (b) Is inclusive and participatory.
 - (c) Applies technology where appropriate.
 - (d) Provides equal opportunities for all eligible party candidates, including women, persons with disability, youth and minorities.
 - (e) Selects the strongest candidates to position the Party to win the applicable electoral seat;
 - (f) Ensures that the Party's candidates list for the general elections to the National Assembly, the Senate and County Assemblies meet the requirements of the applicable laws on gender equity.
 - (g) Is open, transparent and accountable.
 - (h) Is credible.
 - (i) Is peaceful.
- 3.5 Access to information A copy of these Rules shall be available and accessible to the members of the Party;
- (a) at the Party's head office and branch offices.
 - (b) on the Party's website.(www.fortysevenvoicescongressparty.co.ke)

The Forty-seven voices party election and nomination structure will consist of the following



4.1 Establishment of the National Elections Board

(a) The National Elections Congress Board under Article 4.03 of the Party Constitution comprised of a Director of Elections and four members.

(b) The members of the National Elections Board may serve for a term of five years and are eligible for re-appointment at the expiry of their term, subject to a maximum of two consecutive terms.

(c) Subject to the Party Constitution, the National Elections Board shall plan, organize, direct, conduct, supervise and/or coordinate all Party primaries and nomination of candidates for all elective seats under these Rules where the Party fields a candidate.

(d) Without derogating from the generality of sub-rule (1), the specific duties of the National Elections Board in respect to Party primaries and nomination to Party Lists shall include:

(i) the conduct of Party primary elections for the selection of the Party's Presidential Candidate in the General Elections;
(ii) the conduct of Party primary elections for Party candidates to represent the Party in the General Elections for the following positions:

1. County Governor and Deputy Governor.
2. Senators.
3. County Woman Representatives to the National Assembly.
4. Members of the National Assembly and Members of the County Assemblies.

4.1.1 There is established the VOICES National Elections Board in accordance with the Party Constitution whose mandate is to plan, organize, direct, and coordinate VOICES internal party elections and the VOICES Presidential, Gubernatorial Parliamentary and Civic candidate's nominations throughout the Republic of Kenya, in readiness for the Presidential, Gubernatorial, parliamentary, and County Assembly General Elections,

4.1.2 The National Elections Board will be appointed by Party Leader on the recommendations of the NEC. The board will comprise of not less than five (5) and not more than nine (9) members based on gender balance including a chairperson, a deputy chairperson and Secretary; the Executive Director shall be an ex-official member . Hence;

4.1.3. Quorum five members .

4.1.4 The chairperson of the NEB shall be a person knowledgeable in Law, political science, social sciences, or humanities with a minimum of ten (10 years) experience. Further, the Chairperson must satisfy the following requirements;

- 1) Is a registered member of the Party.
- 2) Is knowledgeable and experienced in election matters.
- 3) Is eligible to vote at an election.
- 4) Has not been convicted of an election offence.
- 5) Satisfies the requirements of Integrity and Leadership as contained in the Constitution of Kenya and the Leadership and integrity Legislation.

4.1.5 Qualification of Members of the Board

(a) A member of the NEB shall serve for such period as shall be determined by the NEC and shall be eligible for re-appointment provided that a member shall not serve for more than two (2) terms of five (5) years Consecutively.

(b)The members of the board must be individuals of good standing and respectable, with high integrity who do not hold any elective party position.

(c) Not more than two-thirds (2/3) of members of the Board shall be of one gender

(d)The party will endeavor to ensure that Board Members consist of individuals from different ethnic groups and that special interests are represented in the Board.

(e) The Board Members shall be persons who are Kenya Citizens that have attained a minimum age of eighteen (18) years.

(f) A person desiring the removal of a member of the Board or the Board itself must make an Application to the National Executive Council stating the reasons for such removal.

4.1.6 Disqualification of board member

A Board member may be removed from office on the following grounds;

- a) The Board Member resigns or defects the Party rules
- b) Seriously violates the Party Constitution, Nomination Rules or the Code of Conduct
- c) Acts in a way deemed as gross misconduct while performing his/her duties.
- d) Declares an interest in a particular nomination.
- e) Becomes mentally incapacitated.
- f) Is declared bankrupt.
- g) Convicted of an election offence or criminal offence that carries a sentence of at least six months with no fine or the court finds that the person has violated provisions of chapter six of the Constitution of Kenya, 2010
- h) Death of the Board Member.

4.1.7 At the first meeting of the National Elections Board convened by National Executive Council, the Board members shall elect a Chairperson, a Vice Chairperson who shall be of a gender opposite to that of the Chairperson and a Secretary from among themselves.

4.1.8 Whenever the chairperson is absent, members of NEB shall elect from amongst themselves a member to act as the chairperson and exercise the powers and responsibilities of the chairperson.

4.2. Duties and Rights of the National Elections Board

4.2.1 The duties and rights of the National Elections Board shall be;

- (i) Propose and review of the Party elections and nominations rules for ratification by the NEC.
- (ii) Formulate its rules of procedure for approval by NEC.
- (iii) Plan, organize, lead, co-ordinate and conduct/supervise the Party elections and nominations for Presidential, Gubernatorial, Parliamentary and Civic Candidates.(secretary)
- (iv) Announce the qualifications and requirements to be an aspiring party candidate in accordance with the party constitutions and relevant laws at and notify members at least one month before the party primary.(chairperson) .
- (v) Announce the process and the timeline for identifying aspiring party candidates and notify all members at least a month before the party primary. (chairperson).
- (vi) Consult with NEC and issue notices to Members of the party of date, venue, and time within which applications for nomination for all elective seats shall be conducted and the timeline of return of the applications (secretary).
- (vii) Invite applications from aspiring party candidates, verify the applications in accordance to party requirements, verify documentations and arrange applications in accordance with the specific party ticket (secretary)
- (viii) Invite eligible aspiring candidates for vetting and clearance(secretary) .
- (ix) Vet candidates for nominations (members of the board).
- (x) Present the short list of eligible candidates to the party NEC and Party Leader (secretary).
- (xi) Prepare and print ballot papers(secretary) .
- (xii) Provide adequate equipment and nomination materials for nomination officials (NEC).
- (xiii) Review and ensure updated party membership lists ahead of nominations (secretary).
- (xiv) Identify suitable venues for conduct of party nominations (members of the board).
- (xv) Distribute nomination materials in a timely manner (secretary).
- (xvi) Independently and impartially exercise its functions on behalf NEC; (ex official).
- (xvii) Implement and oversee the operations of the VOICES Election and Nomination Rules in accordance with the Constitution of Kenya, the electoral laws, Party Constitution and party Regulations(ex official)

- (xviii) Prescribe forms and documents required for purposes of Party nominations(secretary)
- (xix) Issue an interim certificate to a candidate duly nominated upon being announced the winner(chairperson)
- (xx) Issue the final list of the duly elected and nominated members to the NEC(chairperson)
- (xxi) Appoint and post Returning Officers, Deputy Returning Officers, Presiding Officers, Deputy Presiding Officers, polling and Counting Clerks and Security Officers and all other necessary nominations officers as shall be necessary for the better carrying out of its mandate(chairperson)
- (xxii) Accredited independent election observers and Party agents (chairperson)
- (xxiii) Through the office of the Director of Elections, present to the NEC a list of all candidates contesting for Party positions for all elective seats provided that the NEC may raise an objection on reasonable grounds regarding the suitability of any candidate. (board members)
- (xxiv) The objections by the NEC will be reviewed by the NEB and a decision made by consensus in the first instance failure to which it will be determined by the Appeals Board.
- (xxv) Consult with the director of elections, party leader and the secretary general in service delivery. (chairperson)
- (xxvi) Determine eligibility of candidates for nomination as party candidates for presidential elections.(chairperson)
- (xxvii) Take all the necessary measures to ensure that the VOICES elections and nominations are transparent, peaceful, free and fair and that the choice of VOICES candidates truly reflects the will of VOICES members.(chairperson)
- (xxviii) If necessary to establish County/Branch Elections Panel in each Location (CEP's), make rules to govern their operation, in consultation with the National Executive Council.(ex official)
- (xxix) Provide logistics relating to the nominations exercise.(ex official)
- (xxx) Ensure the secrecy of the vote by ensuring adequate security provision.(ex official)
- (xxxi) Conduct nominations, count, and tally the votes .(secretary)
- (xxxii) Announce the results.(chairperson)
- (xxx) Ensure the secrecy of the vote by ensuring adequate security provision.(ex official)

5.County Elections Panel (CEP) and Branch Elections Panel (BEP)

5.1 In exercising its mandate, the National Elections Board may delegate its powers and duties to County or Branch Elections panel (CEP) as stipulated in these Election and Nomination Rules and Procedures.

5.2 (a) The National Elections Board in consultation with the County and Branch Executive Committee may appoint a County/Branch Elections panel where necessary, to oversee the nomination and election of party officials and delegates and the nomination of party candidates for national elections at the sub-branch and branch levels.

(b). The CEP shall consist of a minimum of five (5) and a maximum of nine (9) persons fairly distributed from within the branch, at least not more than two-thirds (2/3) of each gender.

(c) Quorum; (5) Members

5.3 The duties of the County/ Branch Elections Panel, which may be carried out in consultation with the National Elections Board where may be to:

- a) Supervise the nomination and election process at Sub-Branch and Branch levels;
- b) Determine eligibility of candidates for election as party officials and delegates at branch and sub branch level and eligibility as candidates for civic and parliamentary seats.
- c) Determine the number of and appoint Returning Officers, Deputy Returning officers, Presiding Officer, Deputy Presiding Officers, Polling and Counting Clerks and Security Officers.
- d) Accredite independent observers and party agents.
- e) Safely keep ballot boxes and other nomination materials in each constituency.
- f) Keep a register of the VOICES members for each sub-location in the branch who shall be eligible to vote during the elections and nominations.
- g) Receive the names of agents from the candidates.
- h) Submit the election and nomination results directly to the National Elections Board.
- i) Undertake any other responsibilities assigned by National Elections Board related to election and Nomination Process.
- j) Safely keep ballot boxes and other nomination materials in each constituency.
- k) Keep a register of the VOICES members for each sub-location in the branch who shall be eligible to vote during the elections and nominations.
- l) Receive the names of agents from the candidates.
- m) Submit the election and nomination results directly to the National Elections Board.
- n) Undertake any other responsibilities assigned by National Elections Board related to election and Nomination Process.

6 National Election Appeals Board (NEAB)

- 6.1. There shall be established a National Elections Appeals Board composed of Not less than three (3) and not more than nine (9) members including a chairperson, a deputy chairperson and a secretary. The Executive Director shall be an ex-officio member.
- 6.2. Not more than two-third (2/3) of members of NEAB shall be of the same gender and the **quorum** will be five Members (5)
- 6.3. In constituting the membership of the NEAB, the NEC and party leader shall take into considerations Individuals from different ethnic groups and special interest groups.
- 6.4. The members of NEAB shall elect one of their members who shall be of the opposite gender to the chairperson to be a deputy chairperson and another member to be a secretary to the board in their first meeting.
- 6.5 The Members of the NEAB shall be appointed by the Party Leader and the national chairperson on the recommendations of the NEC
- 6.6. The NEAB shall formulate its rules of procedures that the NEC will approve
- 6.7. A person shall be qualified to be appointed as a chairperson and member of the NEAB if the person is–
 - (i) Fully paid-up member of the Party

- (ii) experienced in dispute resolution;
- (iii) Eligible to vote at an election;
- (iv) Not been convicted of an election offence;
- (v) Satisfies the requirements of Chapter Six of the Constitution on leadership and integrity.

6.8 A member of the NEAB shall serve for such period as shall be determined by the NEC and shall be eligible for reappointment provided that a member shall not serve for more than two (2) terms of five (5) years consecutively.

6.9 No member of the Tribunal shall, during his or her tenure of office, be an aspirant in any party election or nomination.

6.10 A member of NEAB shall only be removed from office on the following grounds;

- a) Resignation .
- b) Violation the Party Constitution, Nomination Rules or the Code of Conduct .
- c) Declaration of an interest in a particular nomination, elective position or party organ .
- d) Becoming mentally incapacitated .
- e) Is declared bankrupt .
- f) Convicted of an election offence or criminal offence that carries a sentence of at least six months with no fine or the court finds that the person has violated provisions of chapter six of the Constitution of Kenya, 2010 .
- g) Death

6.11 A vacancy in the office of any of the National Election Appeals Board official will be advertised and the advertisement will specify required qualifications.

6.12 The advertisement, vetting and replacement of the new member of the Board will be within a period of 21 days

6.13 The NEAB shall hear and determine disputes arising from;

- (i) Party elections;
- (ii) Party nominations and
- (iii) Party lists for nomination as Member of Parliament or County Assembly

6.14. The Appellant will on appeal pay a non-refundable fee of **Kshs,10,000/=** to the Forty seven voices Party or such other fee as the party NEC may determine.

6.15. Parties have a right to represent themselves or be represented by legal representatives of their choice before the National Election Appeals Board.

6.16. The National Election Appeals Board may, on its own volition and or upon applications to it, consider the matters filed and render its decision thereon.

6.17. The hearing may be physical or virtual as the parties may elect and as the circumstances of the case may dictate.

6.18. Parties may be heard orally in person or the hearing can be a documents only hearing.

6.19. The Board will put in place measures to ensure that parties are heard and that no right to be heard is defeated by reason of distance. Provision may be made for County and Branch hearings as may be appropriate upon such a request being made to the Board.

6.20. The National Election Appeals Board shall, in suitable cases, have powers to Summon the Returning Officer responsible, witnesses or persons with relevant evidence and thereafter dismiss the appeal or grant orders sought including orders for re-count, re-tallying of votes or repeat of the nomination or election exercise.

6.21. The decision of the NEAB shall be final and binding, unless set aside, varied or substituted by a decision of the Political Parties Disputes Tribunal (PPDT).

6.22. The NEAB shall accord a fair hearing to all parties appearing before it and give parties equal opportunity to present their cases and or otherwise defend themselves.

6.23. The NEAB will be independent, neutral and impartial in the determination of its cases and in the execution of its mandate.

6.24. Members of the Board must declare conflict of interest relating to matters that they are dealing with. The Secretary to the Board will maintain a conflict of interest register for that purpose. Any matter in which a member is conflicted will be heard in the members absent.

6.25. Members of the NEAB shall abide by this Constitution, the Code of Conduct and the party rules and regulations.

6.26. The National Election Appeals Board shall consider and determine matters filed in accordance with the Constitution of Kenya, any applicable Law, party Constitution and Election and Nomination Rules within Twelve working days (12) days of receipt of the complaints.

6.27. NEAB shall consult with the National chairperson, Party NEC and Director of Elections in their service delivery.

6.28. Categories of Party Primaries and Nominations

The Party primaries and nominations activities shall comprise the following:

- (a) The Party primary elections for the selection of the Party Presidential Candidate.
- (b) The Party primary elections for the selection of candidates to vie for the following electoral positions in the General Elections and in By-Elections:
 - i. County Governor and Deputy Governor;
 - ii. Senator;
 - iii. County Woman Representative to the National Assembly;
 - iv. Member of the National Assembly; and
 - v. Member of the County Assembly.
- (c) Elections to the Party Lists pursuant to A

6.29. Methods of Conducting Party Primary Elections

The Party primary elections and elections for nominations to Party Lists shall be conducted using the following methods (and in the following order of priority) —

- (a) Consensus among candidates, Party and Community representatives.
- (b) Direct nominations.
- (c) The use of the delegates system through the Electoral College system.
- (d) Universal suffrage of registered party members (certified by the Registrar of Political Parties)

6.30. Disqualifications of Candidates

A person is disqualified from being nominated as a Party candidate or to a Party List for any elective position if the person: -

- (a) Fails to meet any qualification criteria specified for an elective position under the Constitution, an Act of Parliament or these Rules;

- (b) Holds a State Office or other Public Office other than as the Sitting President, Member of County Assembly, Member of National Assembly, Senator, County Governor or County Woman Representative to the National Assembly;

- (c) Is not a citizen of Kenya;

- (d) Is an undischarged bankrupt;

- (e) Has any outstanding dues and penalties owed to the Party;

- (f) Has employed violence, threats to violence, or intimidation, including violence against persons with disabilities or sexual and gender-based violence, as a means for political mobilisation against opponents. For the purposes of this paragraph; a candidate shall be held culpable and liable for the acts of omission and/or commission on the part of his or her supporters and/or agents. Violence shall include the use of derogatory language and abuses intended to demean the image of the opponents based on their disability or

- (g) Is serving a sentence of imprisonment of at least six months;
- (h) Presents fraudulent evidence of payment in support of any application under these Rules, or
- (i) Has been found by a court of competent jurisdiction, in accordance with any law, to have misused or abused a State Office or Public Office or to have contravened Chapter Six of the Constitution of Kenya, 2010

A person is not disqualified under sub- rule (1)

(g) and (i), unless all possibility of appeal or review of a relevant sentence or decision has been exhausted.

6.31. Election, criteria and procedure

1. The Board requires written submissions and recommendations, along with completed forms, to be submitted within the stated time frame.
2. The Presidential candidate and running partner will be nominated by the special National Delegates Congress or, in extraordinary circumstances, the General Council.
3. Elections will be conducted by secret ballot.
4. The County Forum will nominate candidates for the position of County Governor.
5. Closed primaries (only registered members) will be used in the nomination or election of County Representatives and Members of Parliament.
6. Within 7 days of receiving recommendations/applications, the Board will release a list of candidates for public inspection.
7. Scheduled forms will be used for record-keeping and election returns.
8. Party candidates' nomination notices and locations must be published at least three weeks before the scheduled date.
9. The Returning Officers and Presiding Officers must verify that candidates.
10. Party members get one vote per candidate and must use their current membership card and National Identification Card to cast the secret ballot.
11. Nominees may appoint two agents for the election and vote counting.
12. Votes will be counted at the polling station, in the presence of the candidate or agent. If a candidate or their agent fails to attend the counting on time, the Presiding Officer may take action.
13. The candidate with the highest number of votes cast in his/her favour shall be declared the winner of the election at that polling station and the Presiding Officer and all the candidates/ counting agents present will confirm the result by endorsing and signing the tally of votes cast.
14. The Returning Officer shall convey the endorsed and confirm the result vide FORM 4 of the Schedule to the chairperson of the Nominations and Election Board who shall tally and total all the returns in respect of each nomination.
15. The chairperson of the Board assisted by the members of the Board, shall tally and total the votes on the returns made by the Presiding Officers and all the candidates present or their agents shall certify the totals to be correct and sign the same.
16. If any candidate and/or agent refuses/fails to certify the totals as correct the Board shall make note of such refusal and record the grounds for refusal and certify and sign the results.
17. The person with the highest number of votes tallied shall be the winner of the nomination and the Board shall declare such a person the party candidate for that particular election.
18. If satisfied that the nomination has been conducted in accordance with these rules and the party constitution, the Board shall endorse and confirm the nomination of the candidate and such person(s) selected by the party and shall certify such nomination to the Independent Electoral and Boundaries Commission (IEBC) as provided for at Section 31(3) & (4) of the Elections Act, 2011

6.32. Eligibility criteria for candidates:

No one shall participate in party elections as voter and candidate unless that person:

- a) Is a fully registered member.
- b) Is a registered citizen of Kenya with a National Identification Card.
- c) Has signed the Electoral Code of conduct.
- d) Meets the requirements of Article Ten and Chapter Six of the Constitution of Kenya.

6.33. Qualifications.

A candidate seeking to be elected an office bearer shall be required to be:

1. A member of the forty seven voices Congress of Kenya.
2. Committed to the ideals and core values of the Party.
3. A fully paid up member. In the case of those seeking for national office and Branch Chairpersons they shall be life members.
4. Demonstrating having participated in party activities; provided that the National Executive Committee shall at its discretion have the power to waive this requirement if it deems it fit in the interest of the Party.
5. Present during the meeting at which the election is carried out, provided that the National Executive Committee shall at its discretion waive this requirement where a person seeking election has indicated in writing under his or her hand that he or she is willing to serve in such office if elected.

6.34. Disqualification from Participating In Election Of National Party Office .

Any delegate may be disqualified by the National Elections Board from taking part in party election on ground of proven misconduct with regard to elections including:

- 1 Engaging in bribery.
- 2 Making public utterances and machinations that may arouse racial, ethnic, religious or gender animosities amongst the party members.
- 3 Pledging or showing allegiance to another political party.
- 4 Promoting political violence and intimidation
- 5 Disregarding party policy decisions including the election and nomination rules
- 6 Engaging in any conduct with respect to elections, which would invite disciplinary proceedings under the Constitution of the Party.

6.35. Voting Procedures During Elections For National Office Bearers

- 1.Elections shall be by secret ballot or any other method acceptable to delegates present.
- 2.Elections shall be conducted by the Returning Officer with the assistance of other election officials, both duly appointed by the National Elections Board.
3. Persons elected to national offices shall assume office as soon as they are declared elected.
4. The National Elections Board shall immediately after the announcement of the results surrender all election documents and materials to the National Secretariat for safe custody for a period of 30 days.

7 -PRESIDING OFFICERS -

6.36 Their duties and responsibilities shall include:

- (i) Carrying out briefings and training for other election officials on the proper conduct or party elections in accordance with the party's Constitution and these Election and Nomination Rules.
- (ii) Ensuring the requisite logistics are in place at the election venue.
- (iii) Ensuring that sufficient and relevant voting materials and equipment are available including and not limited to:
 - Standard and acceptable ballot papers with provision for the vacant post, name of candidate and name of election venue.
 - Registers containing the names of certified elected delegates from the branch.
 - Register of party members.
 - Sufficient ballot boxes.
 - Writing materials.
 - Indelible ink for dipping voter's fingers after voting.
 - Tables and chairs.
 - Pressure/gas lamps.
 - Forms for recording result and making returns.
 - Identification cards for Election Officials.
 - Any Other material that may facilitate the proper conduct of election.
 - Liaising with the police to ensure adequate security during party elections and nominations.
 - Supervising other election officials.
 - Announcement of results of the election or nominations.
 - Compiling and submitting to the National Elections Board the results of the elections or nominations as the case may be.

6.37. Dispute and Appeal

(i) The National Executive Congress and the Board shall, upon the establishment of the Nominations and Elections Board, establish a National Nomination Dispute Resolution Panel (hereinafter referred to as the "Panel") which shall finally determine all and any matters and disputes between party members and/or party members pertaining to party nominations.

7.Presiding Officers.

7.1 The Presiding Officer shall be appointed by the National Elections Board and there shall be one Presiding Officer for every sub-location in the Constituency.

7.1.2 There will be a widely publicized notice inviting members of the public to for the position within a reasonable time.

7.1.3. The qualification and vetting procedure of the Presiding Officers shall be by the National Executive Congress

7.1.4. The duties of the Presiding Officer include: -

7.1.5. Ensuring the requisite logistics are in place at the polling station.

7.1.6 Supervising the polling/counting clerk.

7.1.7. Liaising with the police and Other security personnel to ensure adequate security during the elections.

7.1.8. Regulating the number of voters admitted into the polling station at any time, and to exclude all other person except:

- i. The candidates and their agents
- ii. Elections Officials on duty
- iii. Security Officers on duty
- iv. Persons necessary in assisting the blind voters or the incapacitated.

7.1.9. Admit to the polling station at least one agent of each candidate and may admit as many more agents as directed by party Rules. He may refuse admission to a person claiming to an agent for a candidate, if that person does not produce a letter to prove to be an agent signed by that candidate.

7.2.1 Keeping order at the polling station.

7.2.2. Order Security Officer to immediately remove any person who misbehaves or fails to obey his lawful instructions and orders, in a polling station.

7.2.3. A person so removed shall not re-enter the polling station during the continuance of the voting without the permission of the presiding officer.

7.2.4. Ordering the removal of a person, or dispersal of any gathering of persons, that appears to her/him to preventing free access to and from the polling station, or intimidating or interfering with voters. Any such Orders shall be sufficient for police or any other authorized officer to effect the necessary action.

7.2.5. Liaising with the police and Other security personnel to ensure adequate security during the elections.

7.3 - POLLING/COUNTING CLERK -

7.2.6. Regulating the number of voters to admitted into the polling station at any given lime, and to exclude all other person except: -

- i. The candidates and their agents
- ii. Elections Officials on duty
- iii. Security Officers on duty
- iv. Persons necessary in assisting the blind voters or the incapacitated.

7.2.7. Admit to the polling station at least one agent of each candidate and may admit as many more agents as directed by party . He may refuse admission to a person claiming to an agent for a candidate, if that person does not produce a letter of as agent signed by that candidate.

7.2.8. Keeping order at the polling station.

7.2.9. Order Security Officer to immediately remove any person who misbehaves or fails to obey his lawful instructions and orders, in a polling station.

7.3.0. Counting of votes at the close of the polls.

7.3.1 Polling/Counting Clerk

7.3.2. The Polling/Counting clerks shall be answerable to the Presiding Officer or his or her deputy under whom they shall be working.

7.3.3.They shall be appointed and the number, qualifications and vetting procedure shall be determined by the Branch Elections Panel.

7.3.4. There will be a widely publicized notice inviting members of the public to apply for the position within a reasonable period of time.

Their duties include:

7.4.1. Ensuring that the requisite logistics are in place at the designated polling stream before the elections or nominations start.

7.4.2. Preparing and laying out the polling station.

7.4.3. Checking of the voter's details in the register.

7.4.4. Issuing ballot paper to voter; direct the voter to the both and the ballot box.

7.4.5. Dipping of the voter's small left finger in ink after voting.

7.4.6. During counting, assisting the Presiding Officer in;

i. *Separating ballot for different posts and according to candidates.*

ii. *Sorting out the ballot papers and separating those which are suspected to be invalid.*

iii. *Counting the votes by publicly displaying the votes for each candidate.*

7.4.7. Carrying any other duties as may be assigned by the Presiding Officer.

7.5. Security Officers

7.5.1. Shall be appointed by the National Elections Board. The number, qualification and vetting shall be determined by the National Elections Board.

7.5.2. There will be a widely publicized notice inviting members of the public to apply for the position within a reasonable period of time.

7.5.3. The role of Security Officers is to maintain law and Order during the election and nomination.

7.5.4. All the security officers appointed shall be answerable to the Returning officer.

RULE .8 Disciplinary Measures.

8.1 All members and staffs of the forty seven voices party are bound by and subscribe to the Party code of conduct as well as that provided under the Political parties Act.

8.2 An officer, clerk or other person having a duty to perform under these regulations and who without reasonable cause contravenes the same by an act or omission of these regulations shall be liable to disciplinary action.

9.1.1 Party elections shall be conducted for the following organs of the party:

- Sub-location Executive Committee.
- Sub-Branch Executive Committee.
- Branch Delegates Congress.
- County Executive Committee.
- National Executive Committee.
- National Delegates Congress.

9.2 Board Qualifications

9.2.1. The following shall constitute the board qualifications, which candidates for nomination and election into party organs must satisfy;

- i. Eligibility under the Constitution of Kenya, Elections laws, political Parties. Laws, the party Constitution rules and regulations including the code of conduct.
- ii. Membership of the party.
- iii. Commitment to the ideals and core values of the party.
- iv. Payment of the required annual subscription fees.
- v. Participation in party activities.
- vi. Payment of nomination fees.

9.2.2. Active participation as a member of the party for at least six (6) months, provided that any person unable to meet this requirement may apply in writing to the National Executive Council for exemption from the Operation of this requirement and if the National Executive Council deems it in the interest Of the party, it may exempt such member

9.2.3. No member may be nominated for elections to any office of the party in his or her absence unless he or She has indicated in writing that he or she is willing to serve in such office if elected or such requirements are waived by the National Executive Council.

9.3 Disqualification

9.3.1 A person shall be disqualified from nomination and election into a position in Party if he or she;

- a. Suffers from any mental illness impairing his or her mental soundness.
- b. Has been convicted of any corrupt practices or any felony other than a political offence.
- c. Has been declared bankrupt and has not been discharged.

9.3.2 A person shall not be eligible to be elected as a Chairperson, Secretary or Treasurer of a Branch unless he or she is a fully paid up and active member of the Party.

9.3.3 A person shall not be eligible to be elected as a national official unless he or She is a fully paid up active member of the Party.

9.4 Specific Qualifications.

9.4.1 A person shall qualify for nomination and election into a position within the party Sub-Branch Executive Committee only if she or he is a registered member in that Sub-Branch.

9.4.2 A person Shall qualify for **nomination and election as a delegate to the Branch Delegates Congress** only if he or she is:

- a. A registered member in a sub-location within that Branch.
- b. Elected as a delegate from the Sub-Branch.
- c. A member of Branch Executive Committee.

9.4.3 A person shall qualify for **nomination and election as a member of the Branch Executive Committee** only if he or she;

- a. Is a registered member in a Sub-Branch within the relevant Branch.
- b. Is as a delegate from the sub-branch.
- c. Has been an active member of the party for at least three (3) months, provided always that any member of the Party who does not meet this requirement may apply in writing to the National Executive Council for exemption from the operation of this requirement and if the National Executive Council deems it in the interest of the Party it may exempt such a member.

9.4.4 A person shall qualify for **nomination and election as a member of the National Delegates Congress** if he or she is:

- a. A registered member in a Sub-location within a Branch.
- b. Elected a delegate from a Branch.
- c. The Forty Seven Voices Member of Parliament, Governor, Deputy Governor, Member of County Assembly.
- d. A member of the National Executive Council.
- e. A representative of a special interest group.

9.4.7 Vetting of Candidates

(1) Vetting of persons seeking to become the Party's candidates for the positions of President and Deputy President, Governors and Deputy Governors, Members of the Senate, Members of the National Assembly, County Woman Representative to the National Assembly, and Members of the County Assembly shall be conducted by the NEB.

(2) The NEB will verify the suitability of a Candidate by considering;

- (a) Whether the Candidate meets the constitutional criteria for election for the position to which the application relates.
- (b) The past record of the Candidate, including prior diligence and commitment to the Party.
- (c) Whether the candidate has any outstanding fines imposed by the Disciplinary Committee.
- (d) Any pending or concluded criminal cases before a court of law against the Candidate.
- (e) Pending complaints or other relevant information received from any person or body, including the Party's Disciplinary committee.
- (f) Whether any candidate and or his/ her supporters has/have employed violence, threats to violence, or intimidation, including violence against persons with disabilities or sexual and gender-based violence, as a means for political mobilization against opponents.

- (g) Information gathered in the course of personal interviews with any adversely affected candidate as well as his or her records The vetting will consist of not less than five (5) and not more than nine (9) members of the National Election Board.

RULE 10 Elections of National officials

10. a) The National Delegates Congress for the purposes of electing National Officials shall be as follows and as captured in the party Constitution;

- Eight (8) Delegates per Branch {At least two women and at least two youths and person with disabilities}
- All Forty Seven Voices Members of Parliament
- All National Executive Council members
- The Chairpersons of all committees and organs created by the National Executive Council
- Ten (10) representatives of special interest groups, including at least two (2) representatives of persons with disability.

10. b) National Delegates Congress for the purpose of conducting elections for National Officials shall be half of the composition (50%) of the members eligible to attend and participate in the elections.

The quorum is five (5) members

10. c) Apart from other members listed above as delegates to the National Delegates Congress, only registered and paid members who are duly elected as delegates at the branch level shall attend and participate in the elections of the party's national officials during the National Delegates Congress.

10. d) The term office for party officials 5 year.

10. e) Notice of Elections

There shall be a notice of not less than 21 days issued by the National Elections Board for all election of branch and national offices. The notice shall be published in such media as may be specified by the National Executive Committee. Such media may include electronic media such as radio, Email, WhatsApp, and at least one daily newspaper with high national circulation. In the event of an election occasioned by the death, resignation or disqualification of the sitting President, Governor, Member of Parliament or County Representative, the notice shall be made within (7) days after the announcement of election date by IEBC. This provision shall be applicable in nomination of candidates for elective positions and shall not apply in election of party office bearers.

10. f) Integrity and Morals for Member seeking for Party position

1. Honesty: Being truthful and transparent in all actions and communications.
2. Integrity: Demonstrating strong moral principles, including a commitment to doing what is right even when it is challenging.
3. Accountability: Taking responsibility for one's actions and decisions.
4. Respect: Showing respect for others, regardless of differences in opinions or beliefs.
5. Fairness: Treating all individuals fairly and without bias or discrimination.
6. Trustworthiness: Building trust with constituents and fellow party members through consistent and reliable behavior.
7. Civic-mindedness: Demonstrating a commitment to serving the public interest and upholding democratic values.
8. Responsibility: Understanding the importance of one's role within the party and the impact of one's actions on the party's reputation.

10. g) A special interest group (SIGs) ;

- Youth
- Women
- persons with disabilities
- Minority and marginalized

The NEB shall consider all the special groups during party elections the nomination Fees will be deducted to half.

10. h) Qualifications of Candidate.

A candidate seeking to be elected an office bearer shall be required to be:

- (1) A member of the Forty seven voices of Kenya Congress party of Kenya;
- (2) Committed to the ideals and core values of the Party;
- (3) A fully paid up member. In the case of those seeking for national office and Branch Chairpersons they shall be life members,
- (4) Demonstrate having participated in party activities; provided that the National Executive Congress Committee shall at its discretion have the power to waive this requirement if it deems it fit in the interest of the Party,
- (5) To be present during the meeting at which the election is carried out, provided that the National Executive Committee shall at its discretion waive this requirement where a person seeking election has indicated in writing under his or her hand that he or she is willing to serve in such office if elected.

10. i) Disqualifications.

Any delegate may be disqualified by the National Elections Board from taking part in the election of national officials On grounds of proven misconduct with regard to elections including:

- i. Bribing members prior to and during the party nominations and elections.
- ii. Making public utterances and machinations that may arouse racial, ethnic, religious or gender animosities among-st the party members.
- iii. Pledging or showing allegiance to another political party without the party's consent.
- iv. Promoting political violence and intimidation.
- v. Misappropriating party funds and misusing party facilities.
- vi. Disregarding or undermining party policy decisions including the election and nomination.
- vii. Engaging in any conduct with respect to elections, which would invite disciplinary proceedings under the Constitution of the party.

10.6 j) Quorum: The NEB shall ensure that there is a quorum before the commencement of business of elections in accordance with the Party Constitution.

10.7 procedures.

1. Elections will be by acclamation by show of hands and where there is no clear victory, there will be voting by secret ballot.
2. Elections by secret ballot will be conducted under the guidance of the National Elections Board.
3. Members in positions that are not contested will be declared winners for those positions.

10.8 k) Preparations for the elections

At any National Delegates Congress, convened for the purpose of holding elections for national officials, the Director of Elections and the election officials will;

- i. Arrange for security, law and order at the venue to ensure a conducive atmosphere for the free and fair elections devoid of violence, briber or other forms of inducements and undue influence or pressure.
- ii. Ensure that all delegates have a valid party card, national identify card or valid passport and the national voters card.
- iii. Ensure that only delegates in the certified list of delegates are present and participate in the elections.

iv. Ensure that there is a quorum.

v. Accredited media representatives within to cover the elections.

vi. Ensure that the venue for the elections is laid out in accordance with the method of elections to be used and that all material required for elections are available.

vii. Confirm that all the candidates presenting themselves for elections have been duly nominated by the National Elections Board.

viii. Post the list of candidates alongside the positions they are vying for at the election venue and bring the same to the attention of the delegates.

10.I) Procedures to be followed during balloting ,

To commence elections, the designated Returning Officer shall:

- i. Call the congress to order and explain the procedures to be followed in the election .
- ii. Call out the vacant positions one by one and indicate the names of persons who have been duly nominated to vie for these positions.
- iii. Where only one candidate has been duly nominated for a particular position, the Returning Officer shall determine and announce that the person has been elected unopposed.

iv. Where more than one candidate has been nominated for a particular position the Returning Officer shall conduct elections for that position.

- v. The elections will be by acclamation or by show of hands in the first instance.
- vii. The results will thereafter be announced and winners declared.
- viii. where there is need for elections by secret ballot, The Returning Officer shall provide the delegates with ballot papers and conduct the election for each of the positions in a systematic order until all the position has been voted for.

10. M) VETTING OF CANDIDATES;

- (1) Vetting of persons seeking to become the Party's candidates for the positions of President and Deputy President, Governors and Deputy Governors, Members of the Senate, Members of the National Assembly, County Woman Representative to the National Assembly, and Members of the County Assembly; shall be conducted by the NE
- (2) The NEB may, in considering the suitability of a Candidate, consider;
 - (a) Whether the Candidate meets the constitutional criteria for election for the position to which the application relates.
 - (b) The past record of the Candidate, including prior diligence and commitment to the Party.
 - (c) Whether the candidate has any outstanding fine imposed by the Disciplinary Committee.
 - (d) Any pending or concluded criminal cases before a court of law against the Candidate.
 - (e) Pending complaints or other relevant information received from any person or body, including the Party's Disciplinary Committee.
 - (f) Whether any candidate and or his/ her supporters has/have employed violence, threats to violence, or intimidation, including violence against persons with disabilities or sexual and gender-based violence, as a means for political mobilization against opponents.
 - (g) Information gathered in the course of personal interviews with any adversely affected candidate as well as his or her records.
- (2) All information obtained by the NEB during any personal interviews, where these are conducted, and records of the candidate being vetted shall be confidential.
- (3) Every candidate whose suitability to participate in Party primaries is in question shall by notice be given an opportunity to respond to any allegations against him or her and the said notice shall include a summary of complaints, if any, against the candidate.
- (4) The NEB shall reserve the right to determine the manner in which the complaint may be addressed.
- (5) The NEB shall as soon as possible [after the vetting process] publish on its website, media, and print for wide circulation of the name of candidates who have been successfully vetted to participate in the Party primaries for each electoral position.

RULE 11 Procedures to be followed after the balloting

- 11.1 After the balloting, the Returning Officer shall ensure that the votes for each of the positions are properly counted and communicated or emailed to fortysevenvoicescongressoffice@gmail.com; or the contacts of the Director of Elections.
- 11.2 The returning officer will make a written statement and announcement of the number of ballot papers issued to him/her, the number of ballot papers other than spoiled ballot papers used in the elections, the number of spoiled papers, and the number of ballot papers not used.
- 11.3 The candidate who receives the highest number of votes for the position shall be declared the winner. In the event of a tie, a repeat poll shall be conducted until the winner is determined.
- 11.4 The Returning Officer shall announce the results publicly in respect of each position and prepare a written report and certified list of elected officials, give copies to the candidates or their agents and submit the same to the National Elections Congress Board within 24 hours.
- 11.5 Persons elected to national offices shall assume office as soon as they are declared elected, provided that the outgoing officials shall hand over to incoming officials within seven days of the elections.
- 11.6 The Returning Officer shall after the announcement of the results and with the approval of the National Elections Board, keep all election documents and materials in safe custody for a period of 21 days. Thereafter, the Returning Officer shall hand over the documents and materials to the National Elections Board.

RULE 12. Disputes and Appeals.

12.1 Any candidate who is dissatisfied with the outcome of nominations or party elections has a right to appeal to the National Elections Appeals Board within 3 days of the announcement of the results.

12.2 The appeal shall be in writing, signed by the appellant and forwarded either physically or electronically.

12.3 The National Elections Appeals Board shall hear and determine the complaint within ten (10) days of receipt of the appeal. One may appeal to the Political Parties Tribunal if dissatisfied with the decision of the National Elections Appeals Board.

a) Disputes: The National Executive Congress and the Board shall, upon the establishment of the Nominations and Elections Board, establish a National Nomination Dispute Resolution congress (hereinafter referred to as the "Panel") consist of not more than 9 members and not less than five.

The Quorum of dispute appeal board will be five(5) members from NEB which shall finally determine all and any matters and disputes between party members and/or party members pertaining to party nominations.

- i) The Panel shall be an ad hoc body to deal with disputes arising out of the nomination process in a particular election and shall stand dissolved upon conclusion of the nomination process.
- ii) Any candidate dissatisfied with the outcome of party elections at the branch level shall have the right of appeal to the Appeals Panel within 24 hours of the announcement of the results.
- iii) The appeal shall be in writing and duly signed by the appellant and accompanied by a nonrefundable fee of Ksh. 10,000 which shall be payable to the Successive Party on appeal .
- iv) The requisite panel shall hear and determine the appeal within 48 hours of receiving the appeal. The decision of the panel shall be final.
- v) Complaints filed shall be heard and be disposed of within 72 hours.

13. Procedures declaring interest for party Elections

13.1 There will be a nomination form, which shall be completed by any member seeking nomination for any of the posts within the party and the timeline for submission shall be not less than Thirty days (30) from day of application

13.2 The form shall provide for:

- Name
- Age
- Gender
- Academic and Professional qualifications
- Occupation
- Membership Number
- Sub-Branch
- Year of Registration
- National ID Card Number or Passport Number
- Physical Address
- Nomination Fee Receipt Number
- Voters Card Number
- The position and the organ in which it is sought
- Proposer and Secondary who shall be fully paid up members
- Summary of Party activities engaged in so far;
- Statement of his or her commitment to the Party
- Date
- Signature

13.3 The form shall be accompanied by the Curriculum Vitae of the applicant .

13.4 In respect of nominations of candidates at Sub-Branch and branch levels, the National Elections Board shall scrutinize the applications for nomination and determine whether the applicant satisfies all the requirements for nomination for the position.

13.5 The National Elections Board shall respectively certify that the applicant does or does not qualify for nomination. The National Elections Board shall inform the applicant of its determination in writing and publicize the same to the members. The National Elections Board shall thereafter compile a list of all the applicants and its determination on the applications and certify and submit a copy to the National Executive Congress.

13.6 Nominations and elections for the national offices shall be supervised by the National Elections Board.

13.7 In respect of nominations for candidates for national positions, the National Elections Board shall scrutinize the applications for nomination and determine whether the applicant satisfies all the requirements of the position.

13.8 with respect to National Officials, the NEC will appoint officials in act in positions that fall vacant which appointments are subject to confirmation by the NDC.

13.9. Election Methods ;

The Party shall apply the following methods to conduct the Party Primary elections.

(a) Declaration of no contest

If, close to the period of receiving applications from candidates for any elective post; only one candidate is vetted and cleared in respect to that elective post in an electoral area, the NEB shall declare the candidate, the duly nominated Party candidate for that elective post in the relevant electoral area, publish a notice to that effect and issue the candidate with a nomination certificate in the prescribed form for that elective post.

(b) Election by Consensus

- (1) Where an elective post has attracted more than one candidate, the candidates, the Party officials, the county political gurus and the party members from that electoral area, may initiate a consensus-building process.
- (2) The parties to a consensus-building process may arrive at any of the following decisions.
 - (a) One candidate to represent the Party at the elections.
 - (b) Two strong candidates whose names are to be submitted to the NEB, to determine the candidate, to run on the Party ticket.
- (3) When determining the consensus candidates, the following shall be taken account.
 - (a) That the selected consensus candidates qualify to contest for the position, in accordance with the applicable laws.
 - (b) That the selected consensus candidates are the best suited to represent the Party in the electoral area.
- (4) Following the consensus-building process the candidates and other parties to the process shall sign an agreement indicating the outcome of the consensus-building process.
- (5) All the candidates to the consensus agreement shall sign a formal resolution giving effect to the agreement in Form 15 in the Schedule.
- (6) The Party will refund any application fees paid by the candidates who have not been selected by consensus.
- (7) The candidates who withdraw their candidature in favor of another shall give a formal undertaking not to participate in the ensuing elections either as independent candidates and/or on the tickets of other political parties.

(8) Where the Party is privileged to make appointments and/or nominations to certain positions, the Party, in making such appointments and/or nominations, shall consider the appointment of such candidates who will have withdrawn in favor of a Party candidate under this method, provided that these candidates qualify for the position.

(c) .Direct Nomination

(e) That the party leadership has for compelling reasons recommended that it is in the best interest of the party to issue direct party nomination to certain candidates.

15.4 Each candidate may appoint in writing one (1) agent per polling station. Such appointment shall be notified to the Presiding Officer.

15.5 No person shall vote in a sub-branch or branch other than that in respect of which he or she is registered as specified in the member's register.

15.6 The voting shall be by secret ballot.

15.7 The voting day shall begin not earlier than 6.00am and close not later than 6.00pm except under special circumstances. The special circumstances shall be documented by the Presiding Officer and forwarded in a report to the Returning Officer.

15.8 At the close of voting at each polling station, the Presiding Officer shall in the presence of candidates or their agents, count the votes cast for each candidate and enter the results in Election Return Form 1. The Presiding Officer shall certify the form and give a copy to the candidates or their agents.

15.9 The Presiding Officer shall retain copies of the election return forms and submit the original to the returning officer after announcing the results of the elections at the polling/counting station.

15.10 The Returning Officer shall tally all the results of all the polling stations in a sub-branch or branch as the case may be, announce the results and certify and submit the results and any other report to the National Elections Board.

15.11 The Returning Officer may where necessary certify and submit the results and any reports to the National Elections Board.

RULE 16. Categories of elections covered.

These rules shall govern nomination of party candidates in respect of any nomination to be held for Presidential, Gubernatorial and his/her Deputy, Parliamentary and Civic/ County Assembly Elections.

RULE 17. QUALIFICATIONS OF CANDIDATES

17.1 MEMBER OF THE COUNTY ASSEMBLY(M.C.A).

17.1.1 A person seeking nomination for civic elections fulfill the following requirements:

i. Be a Kenyan citizen with a National Identity Card holder of a valid Kenyan Passport as may be prescribed by law.

ii. Be 18 years of age and above.

iii. Be a registered voter in that electoral area.

iv. Be a Premium Member of the party.

v. Be a registered voter in that electoral area.

vi. Proficient in Kiswahili and English. Be a fully paid up member of the sub-branch in the area in which she or he is seeking nomination.

vii. Have an active member of the party for at least nine (9) months before the time of nomination, provided that the National Executive Council may for good cause which shall specifically documented, exempt an applicant from this requirement, subject to any conditions they may deem fit.

viii. Subscribe to the requirements as determined by NEB.

ix. Meet the minimum requirements for Civic Candidates as set out by the Independent Electoral and Boundaries Commission.

17.1.2 An applicant for nomination shall furnish the following documents:

CODE OF CONDUCT FOR POLITICAL PARTIES .

We, the Party Officials of..... (Name of Party), whose signatures are subscribed hereto, do hereby solemnly declare that—

1. Our political party shall, pursuant to Articles 91 and 92 of the Constitution and section 8 of this Act, subscribe and observe this code of conduct.
2. This code of conduct shall regulate the behavior of members and office holders of political parties, aspiring candidates, candidates and their supporters, promote good governance and eradicate political malpractices.
3. Political competition and co-operation shall be regulated under this code of conduct on the basis of rule of law and universally accepted best practices.
4. Our political party shall—
 - (a) promote policy alternatives responding to the interests, the concerns and the needs of the citizens of Kenya;
 - (b) respect and uphold the democratic process as they compete for political power so as to implement their policies;
 - (c) promote consensus building in policy decision making on issues of national importance.
5. Our political party shall—
 - (a) respect the right of all persons to participate in the political process including youth, minorities and marginalized groups;
 - (b) respect and promote gender equity and equality, human rights and fundamental freedoms;and
 - (c) be tolerant and inclusive in all their political activities.
6. Our political party shall—
 - (a) respect, uphold and defend the Constitution of Kenya;
 - (b) respect and uphold this Act and any other written law relating to elections and political parties;
 - (c) respect, uphold and defend their respective political party constitutions, political party election rules, political party nomination rules and any other political party rules and regulations developed and agreed upon in accordance with this code of conduct;
 - (d) respect, uphold and promote human dignity, equity, social justice, inclusiveness and non-discrimination and protection of the marginalized;
 - (e) respect, uphold and promote human rights and the rule of law;
 - (f) promote national patriotism and national unity;
 - (g) respect, uphold and promote democratic values and principles, performing inclusive participation of party members and accountable representation in governance for the development of the country;
 - (h) respect, uphold and promote good governance, integrity, respect, tolerance, transparency and accountability;
 - (i) promote cooperation in the political competition;
 - (j) promote sharing and devolution of power and resources;
 - (k) respect, uphold and promote democratic practices through regular free, fair and credible elections within the political party and among others have a democratically elected governing body and political party organs;
 - (l) respect, uphold and promote democratic practices through free, fair and credible political party nominations;
 - (m) respect, uphold and promote leadership and integrity as prescribed in the constitution of Kenya; and
 - (n) perform transparency and accountability in all its legislation and regulations, structures, procedures and performance.
7. Our political party shall not—
 - (a) engage in or encourage violence by its members or supporters;
 - (b) engage in or encourage any kind of intimidation of opponents, any other person or any other political party;
 - (c) engage in influence peddling, bribery or any other form of corruption;
 - (d) accept or use illicit or illegal money;
 - (e) accept or use public resources other than those allocated to the political party through the political party fund;

CODE OF CONDUCT OF FORTY SEVEN VOICES PARTY

- (f) advocate hatred that constitutes ethnic incitement, vilification of others or incitement to cause harm;
- (g) obstruct, disrupt, break-up or in any other way whatsoever interfere with a meeting, rally or demonstration of another political party or its leadership;
- (h) establish or maintain a para-military force, militia or similar organisation or having any links with such organizations; and
- (i) use state resources for partisan campaigns.

8. Our political party shall promote inter-party relations by—

- (a) ensuring free competition among political parties in respect of different political views and principles;
- (b) fostering trust and confidence through mechanisms for co-operation;
- (c) managing and mitigating political differences through constructive dialogue enhancing harmony among the parties; and
- (d) promoting national reconciliation and building national unity.

This declaration is made to the best of our knowledge, information and belief. Dated this day of 20 Names and signatures of three party officials:

1. Name

Signature

ID/Passport No.

2. Name

Signature

ID/Passport No.

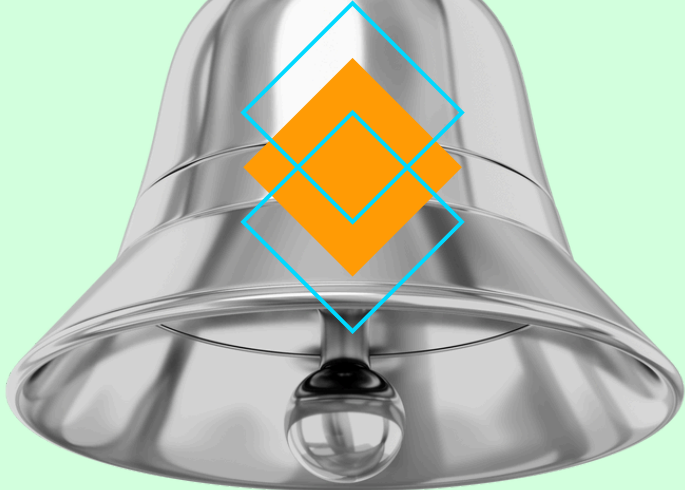
3. Name

Signature

ID/Passport No.

In the presence of

Commissioner of Oaths/Magistrate



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