

THE ELECTION AND NOMINATION RULES OF THE
GREAT EMANCIPATION AND NATIONAL ZEAL
PARTY

(THE ZEAL PARTY)

JULY 18, 2025

THE ZEAL PARTY

HMTC Building ,Opposite National Oil Petrol Station
Kitengela, Kenya.

P.O Box 910-00241 Kitengela.

Tel: 0714306754

Email Address: genzeal001@gmail.com

Web: www.genzeal.co.ke

Table of Contents

THE ZEAL PARTY

PARTY NOMINATION AND ELECTION RULES

PART I. INTRODUCTION

1.1 Preamble

1.2 Guiding Principles

PART II: PARTY ELECTIONS AND NOMINATION ORGAN

2.1 NATIONAL ELECTIONS BOARD

2.2 Qualification of Members

2.3 The Rights and Duties of Members of NEB

2.4 The Procedure for the Election of Members of NEB

2.5 Devolving the NEB to the County, Constituency, and Ward Level.

PART III: IDENTIFICATION OF CANDIDATES FOR ELECTION

3.1 Positions that are open for Party Officials

3.2 Notice of Elections

3.3 Qualifications to be a Party Official

3.4 Disqualification to be a Party Official

3.5 Declaring interest to be a Party Official

3.6: Ethics and Integrity Requirements for a Candidate

3.7 Vetting/ Interviewing/ Shortlisting Procedure for Identification of Candidates

3.8 Party Affirmative/SIGs Procedures to Encourage Aspiring Candidates

3.9 Timelines for the Process of Identifying Candidates

3.10 Documents Required for Aspiring Candidates

PART IV: ELECTION OF PARTY OFFICIALS

PART V: THE NOMINATION OF ASPIRING CANDIDATES FOR PARTY NOMINATIONS

5.3 Modes of Conducting Party Nominations

5.4 Ethics and Integrity Requirement for a Candidate

5.5 Party Affirmative/ SIG Procedure to Encourage Aspiring Candidates from these Groups.

5.6 Timelines for Identifying Candidates

PART VI: PARTY ORGANS TO OVERSEE PARTY NOMINATIONS AND THEIR DUTIES

Party Nomination and Election Rules

6.0 Election Officers

6.1 County Election Board

6.2 Returning Officers

6.4 Polling and Counting Clerks.

PART VII: THE NOMINATION OF PARTY CANDIDATE

7.1 Nomination of a Presidential Candidate

7.2 Nomination for the Governor or Senator

7.3 Nomination for a Member of Parliament

7.4 Nomination for County Women Representative

7.5 Nomination of Member of County Assembly

7.6 Mode of Election

7.7 Announcement of Results and Issuance of Nomination Certificate

PART VIII: PROCEDURE FOR NOMINATION OF CANDIDATES FOR PARTY LISTS

8.1-8.4 Nomination of parties

8.5 Issuance of the Notice of Candidate for the Party List

8.6 Application for Nomination for the Party Lists

8.7 General Requirements for Party Lists

8.8 Timelines for Nominations of Candidate for the Party Lists

8.9 Party Lists Nomination Committees

8.10 Quorum

8.11 Devolvment of the Body to County/ Constituency and Ward Level

8.12 Qualification & Disqualification of Candidates

8.13 Nomination Fees

PART IX NATIONAL OFFICE BEARERS

9.1 Duties and Functions of the National Office Bearers

PART X: PROCEDURE FOR NON-COMPETITIVE NOMINATION PROCESS

10.1 Circumstances under which Non-competitive Procedure may be Applied

10.2 Procedure for Identification of Candidate

PART XI: CODE OF CONDUCT FOR CANDIDATES AND MEMBERS

11.1 General Ethical Standards

Party Nomination and Election Rules

11.2 Obligations of Candidates

11.3 Obligations of all Party Members

11.4 Gender, Youth and Inclusivity

11.5 Use of Party symbols and Resources

11.6 Malpractices

11.7 Sanctions

11.8 Electoral Malpractice

11.9 Penalties of Electoral Malpractice

11.10 Reporting Electoral Malpractice

PART XII: CAMPAIGN GUIDELINES

12.1 Campaigns During Nominations

PART XIII: INTERNAL DISPUTE RESOLUTION

13.1 Establishment of Election Dispute Tribunal

13.2 Independence of the Election Dispute Tribunal

13.3 Filing Complaints

13.3 Hearing and Resolution of Complaints

13.4 Appeal Process

PART XIV: CAMPAIGN FINANCE AND EXPENDITURE

14.1 Nomination fees

14.2 Campaign Funding

14.3 Campaign Expenditure Limits

14.4 Use of Party Resources

PART XV: AMENDMENTS TO NOMINATION AND ELECTION RULES

15.1 Procedure for Amendments

15.2 Approval for Amendments

PART XVI: OTHER GUIDELINES

16.1. ELECTION SECURITY

16.2 VOTER EDUCATION AND PARTICIPATION

16.3 TECHNOLOGY IN ELECTIONS

16.5 TRAINING AND CAPACITY BUILDING

16.6 ELECTION OBSERVATION AND REPORTING

16.7 POST-NOMINATION PROCESSES

16.8 POST-ELECTION REVIEW

PART XVII: FINAL PROVISIONS

19.1 Interpretation of the Rules

19.2 Compliance with National Laws

19.3 Effective Date

PARTY NOMINATION AND ELECTION RULES

PART I. INTRODUCTION

1.1. Preamble

We, the members of the Great Emancipation and National Zeal Party:

- **RECOGNIZING** the ethnic, cultural, and religious diversity of Kenya, are:
- **COMMITTED** to building a better Kenya with equity, inclusivity, and hope for current and future generations.
- **DEDICATED** to upholding honesty, openness, transparency, and accountability in political leadership.
- **DRIVEN** by the spirit of freedom and the desire to protect the rights and freedoms of every Kenyan.
- **RESOLVED** to create a national political movement that actualizes the aspirations of all Kenyans, regardless of social status, through participatory governance and a commitment to justice.

1.2. Guiding Principles

The guiding principles for party nominations and elections shall include:

- **Inclusivity and Representation:** All eligible members shall have the opportunity to participate in the nomination process including minorities and Marginalized groups.
- **Internal democracy:** Party members shall have the right to take part in decision making process about candidate selection and leadership.
- **Fairness and equity:** All candidates shall be treated equally, without discrimination ensuring clear criteria for eligibility and impartial oversight. .
- **Transparency:** The nomination and election processes shall be open and transparent. Whereby the rules, procedures and timelines for nominations shall be clearly defined, communicated and publicly accessible.
- **Accountability:** Party officials and candidates shall be held accountable for adhering to these rules, where clear mechanisms shall be defined for redress or appeal in case of any disputes that arises in the party.
- **Non-violence, safety and Security:** The process shall be peaceful and free from violence, intimidation, and corruption, and the same shall be in compliance with the provisions of the party Constitution.
- **Legal Compliance:** The rules, processes and procedures followed by the party shall be in compliance with the Constitution of Kenya, National Electoral laws, and the Party Constitution.

- **Timeliness:** The party's elections and nominations shall follow a clear, and predictable calendar provided by the party, to allow proper preparation by the members, subsequently ensuring that no last-minute manipulation occurs.

PART II: PARTY ELECTIONS AND NOMINATION ORGAN

2.0 NATIONAL ELECTIONS BOARD

2.1 This organ within the Zeal Party shall be responsible for managing and overseeing the processes of leadership elections and candidate nominations. Subsequently, the body will ensure that the procedures undertaken by the party are fair, transparent, and in line with the party's Constitution and national laws.

2.1.1 The members of the National Elections Board shall be appointed by the National Executive Committee upon a resolution made by two-thirds of members and will comprise of a Chairperson and five members a secretary (non-voting) who handles administrative functions. The members of the National Election Board may serve for a term of five years and are eligible for re-appointment at the expiry of their term, subject to a limit of two consecutive terms.

2.1.2 A member shall be qualified for appointment as a chairperson of the National Elections Board if such person candidate seeking election to the NEB must:

- i) Be registered party members in good standing.
- ii) Not have been convicted of an offence involving dishonesty, electoral malpractice or abuse of office.
- iii) Not hold or be contesting for any elective political office in the party.
- iv) Must satisfy any educational, moral and ethical requirements prescribed by Chapter Six Constitution of Kenya and have no pending criminal or disciplinary cases, whether within the party or before a court or tribunal.
- v) Not a discharged bankrupt.

2.2 Qualification of Members

A person shall be qualified for appointment as a member of the National Elections Board if such a person.

- i. Holds diploma or degree from a recognized university or college.
- ii. Has relevant experience in any of the following fields, Governance, Law, Finance, Management and public administration.
- iii. Meets the requirements of Chapter Six of the Constitution.

2.3 The Rights and Duties of Members of NEB

- i. Organize and conduct elections for national, regional, county and grassroots party officials, as well as certify and announce the results of internal elections in a timely manner.

Party Nomination and Election Rules

- ii. Manage the nomination processes for party candidates contesting in public elections, from MCAs, Parliamentary seats, gubernatorial and presidential.
- iii. Vetting candidates and aspirates to ensure that they meet the eligibility criteria.
- iv. Voter registration and roll management, where the NEB shall maintain an updated and accurate register of party members eligible to vote or be elected.
- v. The Board shall conduct party primaries, as well as apply alternative nomination method as provided for by the party.
- vi. The organ shall receive and adjudicate complaints related to internal elections and nominations, as well as, ensure such disputes are resolved in a timely manner, through a fair and transparent process.
- vii. The organ shall promote inclusivity enforcing provisions for minorities and marginalized groups, as well as facilitate affirmative action in nominations and leadership positions.
- viii. Ensure that the party adheres to all legal processes, relevant electoral laws, and party constitution.

2.4 The Procedure for the Election of Members of NEB

- i. In appointing the Chairperson and members of the National Elections Board, the National Executive Committee shall ensure that not more than two thirds of the same genders.

2.4.1 Quorum

- i. The National Executive Committee shall ensure that two thirds of the members of the party are present during the elections.

2.5 Devolving the NEB to the County, Constituency, and Ward Level.

2.5.1 The NEB shall establish and appoint a County Election Board for each county.

2.5.2 The Panel shall be supervised by the National Elections Board, and will comprise of three (3) persons of high moral value and integrity to supervise the Party's elections in the counties.

PART III: IDENTIFICATION OF CANDIDATES FOR ELECTION

3.1 The Zeal Party shall conduct elections for the following organs of the party;

- i. National office bearers of the Party (National Executive Council)
- ii. Branch/County Executive Committee
- iii. Constituency Executive Committee
- iv. Ward and Location Executive Committee
- v. Polling Station Managing Committee
- vi. The Zeal Party Women League
- vii. The Zeal Party Youth League

3.2 Notice of Elections

The National Elections Board shall issue a notice of less than 21 days 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,

WhatsApp, The Zeal Party Website, and at least two daily newspapers with high national circulation.

3.3 Qualification to be a Party Official

A candidate seeking to be elected as a party official shall be required to be;

- I. A member of The Zeal Party;
- II. A member who is committed to the ideals and core values of the party;
- III. A fully paid-up member. In the case of those seeking for national office and Branch Chairpersons they shall be life members;
- IV. Be an active participant in party activities.
- V. Be present during the meeting at which the election is conducted.

3.4 Disqualification from Aspiring to be a Party Official

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:

- i. Engaging in bribery
- ii. Promoting political violence and intimidation.
- iii. Making public machinations and utterances that may provoke ethnic, racial, ethnic, gender or religious hostilities amid the party members.
- iv. Pledging or showing allegiance to another political party.
- v. Engaging in any conduct with respect to elections that would result in disciplinary proceedings under The Zeal Party Constitution.
- vi. Disregarding party policy decisions including the nomination and election rules.

3.5 Declaring Interest to be a Party Official

- i. Any member that is interested in becoming an office bearer shall provide a written application and recommendations accompanied by duly filled and signed forms.
- ii. Provide the committee with academic documents, endorsements, and identification documents required by the National Election Board.
- iii. A signed declaration of commitment to uphold party values, constitution, and code of conduct.
- iv. Provide payment of a non-refundable nomination fee, if applicable.

3.6 Ethics and Integrity Requirements for a Candidate

Any member seeking election as a party official must uphold the following ethical requirements including;

- i. A member must exhibit unwavering commitment to party's vision, mission, constitution, and code of conduct, as well as uphold the principles of democracy, equality, non-discrimination, justice, accountability and transparency in both action and word.

Party Nomination and Election Rules

- ii. A member shall be a person of high moral character and moral standing, and not be convicted of a criminal offence involving abuse of office, fraud, corruption and hate speech, as well as incitement.
- iii. A member must not be a declared Bankrupt.
- iv. A member shall pledge to respect the rule of law including electoral laws, party procedures, and the authority of party organs and national institutions.
- v. A member must pledge to conduct their public engagements and campaigns with restraint, civility and decorum, and must not engage in intimidation or violence, hate speech, vote buying or bribery.

3.7 Vetting/Intervening/ Shortlisting Procedure for Identification of Candidates

- i. Through the assistance of the Candidate Vetting Committee, members selected to become party officials after presenting relevant documents shall interview candidates, and review their application documents paying special attention to the candidate's personal integrity, adherence to party principles and compliance with the law.
- ii. The candidates who pass the vetting process shall be shortlisted, and formerly approved to take part in the party elections.
- iii. A party who may feel aggrieved by the decision of the vetting committee shall have the right to appeal such a decision within 7 days of being notified of the outcome.
- iv. In the event where an appeal is raised such an appeal shall be reviewed within 3 days, providing full details as to the reason of a reversed decision, or maintenance of the status quo of the initial decision. Where such an outcome will be relied to the aggrieved party.

3.8 Party Affirmative/Sigs Procedure to Encourage Aspiring Candidates

This section establishes the party's commitment to foster inclusive participation by actively supporting candidates from marginalized or underrepresented groups including women, persons with disabilities, youth, ethnic minorities and other Special Interest Groups (SIGs).

- i. The party shall promote meaningful participation and equity by SIFs in all electoral and leadership process, ensuring that such process is in alignment with the party constitution and values, as well as National laws and policies on affirmative action.
- ii. The party shall actively support SIG candidates by implementing targeted outreach and mentorship.
- iii. The party shall offer reduced, or discounted nomination fees for SIG candidates, especially women, youth and PWDs.
- iv. The party shall allocate reserved appointive and elective positions for SIGs at all leadership levels, ensuring that the same complies with the constitutional two-thirds gender rule and other statutory thresholds.
- v. The party shall provide training in campaign strategy, fundraising, public speaking and digital outreach that is tailor-made to SIGs.
- vi. While promoting affirmative action the party shall ensure that all candidates are treated with dignity and fairness, and no candidate shall be unfairly excluded or discriminated against based on a non-SIG status.

Party Nomination and Election Rules

3.9 Timelines for the Process of Identification of Candidates

- i. The National Election Board after issuing a notice shall give the candidates a duration of 14 days to submit their relevant documents, after which the vetting processing shall take place.
- ii. The Candidates Vetting Committee shall within 7 days after the close of document presentation provide the NEB and NEC with the number of candidates who have successfully passed the vetting process.
- iii. Any disputes that may arise from the vetting process shall be addressing with 3 days across the board, ensuring that comprehensive report is provided as to the reasons for denial or acceptance after the appeal process.

3.10 Documents Required for Aspiring Candidates.

- i. Candidates shall obtain nomination forms from the Party headquarters or designated offices, and complete them in full, providing accurate personal details, and the required supporting documentation.
- ii. **Nomination papers must include:**
 - o A declaration of interest in the elective position.
 - o Proof of Party membership.
 - o Copies of the candidate's identification documents (national ID and voter registration).
 - o A statement of compliance with the Party's Code of Conduct.
 - o Receipt of prescribed membership fee.

PART IV: ELECTION OF PARTY OFFICIALS

Party officials' elections shall be conducted by the Returning Officer with the help of other election officials, both duly appointed by the National Elections Board.

Elections shall be by secret ballot or any other method that is acceptable to delegates present.

- i. The polling centers shall be open for the admission of delegates eligible to vote from 6.00 A.M to 4.00 P.M. This means that no voter shall be admitted into a polling center after 4.00 P.M.
- ii. The polling time may be adjusted by NEB based on special circumstances that may be presented regarding any circumstances prevailing in an electoral area.
- iii. Only voters who have been identified on the Party Voters Register shall be allowed entry into the polling center.
- iv. The presiding officer shall, in the presence of the candidates or agents-
 - a. Open each ballot box and empty its contents onto the counting table or any other facility provided for the purpose, and allow each candidate to count the votes each has received.
 - b. The total votes cast for each candidate shall be recorded.
 - c. The presiding officer shall in respect of every ballot paper, announce the candidate in whose favor the vote was cast.
 - d. Display to the candidates or agents the ballot paper sufficiently for them to ascertain the vote; and

- e. Put the ballot paper at the place on the counting table, set for the candidate in whose favor the vote was cast.
- f. The presiding officer shall record the count of the vote in the relevant Polling Center for each elective post.
- v. A candidate or an agent shall have the right to dispute the inclusion in the count, of a ballot paper or object to the rejection of a ballot paper, where upon which the presiding officer may decide to uphold or reject the complaint and the decision of the presiding officer shall be final.
- vi. The results shall be announced by the Returning Officer as soon as the votes have been tallied.
- vii. The National Elections Board shall immediately after the announcement of the results shall surrender all election documents and materials to the National Secretariat for safe custody for a period of 30 days.
- viii. Persons elected to national offices shall assume office as soon as they are declared elected.
- ix. The party officials shall hold their respective offices for a period of 5 years, where the same is renewable.
- x. The quorum for the Electoral College for the purpose of conducting all party officials' elections stated above shall be two thirds of the delegates eligible to vote.

PART V: THE NOMINATION OF ASPIRING CANDIDATES FOR PARTY NOMINATIONS

- i. These rules provide the procedure for identifying aspiring candidates in respect of any nomination, to be held for Presidential, Member of the Senate, Governors, Members of the National Assembly, Members of the County Assembly and County Woman Representative.
- ii. All party nominations shall adhere to the principles of democratic free and fair elections, Chapter 6 of the Constitution of Kenya, the Elections Act, the Political Parties Act and any other relevant laws.

5.3 Party Nominations shall be Conducted Through any of the Following Modes:

- i. Universal suffrage by party members is approved party electoral areas as per electoral laws and the Constitution of Kenya.
- ii. Direct nomination by the National Election Board, ONLY when in an electoral area there is only one eligible candidate offering themselves for nomination, or if other eligible candidates had who previously offered their candidature poll out leaving a single candidate, provided all the vetting requirements have been met.
- iii. Documented and NEB-approved and supervised consensus between or among candidates who previously offered their candidature for the same nomination slot.
- iv. Interviewing of candidates by a NEB constituted panel for nomination of the most qualified applicant based on criteria approved by NEB for instances when the consensus mode fails and there is no adequate time to conduct.
- v. Announcement of vacant position shall be made upon a resolution by the NEC, the NEB shall advertise and receive applications in forms prescribed in these rules for Party

Party Nomination and Election Rules

Elections for nominations for the positions of Members of the National Assembly, Members of the County Assembly, County Woman Representative, Senator, Governor and President.

- vi. The verification clerk shall identify every person presenting as a candidate at the polling center by verifying their identification details against the information in the Party Voters Register. Upon verification the clerk shall cross out his or her name on the Voters Register to indicate that the candidate has been identified and allowed to take part in the elections.

5.4 Ethics and Integrity Requirements for a Candidate;

In vetting a candidate, the NEB shall consider the following:

- i. The contribution of the candidate to the promotion of Party activities, ideology and growth.
- ii. Compliance with Chapter 6 of the Constitution.
- iii. Loyalty to the party, its leadership and organs, policies and procedures.
- iv. Demonstrate the ability to propagate and articulate Party Policies and Ideology
- v. Exhibit the capability to represent the region for which the candidate is seeking nomination.

5.5 Party Affirmative/ Sigs Procedures to Encourage Aspiring Candidates from these Groups

In relation to encouraging aspiring candidates from party affirmative and SIGs the party shall;

- i. Reduce the nomination fees where it shall offer either a partial or full waiver of nomination fees for women, youth (18-35 years), Persons with Disabilities (PWD) and Marginalized groups as defined by the law.
- ii. The party shall reserve a minimum number or percentage of elective or appointive positions for SIG members at the National Executive, County and Constituency Committees and Nomination lists for public elective office.
- iii. The party shall conduct awareness forums, workshops, and town halls that specifically target SIGs to raise awareness of leadership opportunities, encourage early engagement in the electoral process, and offer capacity-building and mentorship sessions.
- iv. In the event where a SIG candidate is equally qualified with a non-SIG candidate, preference shall be given to the SIG candidate to advance inclusion.
- v. The application procedures shall be made user-friendly, with the option of assisted registration and accessible materials for PWDs.
- vi. The party shall establish a Leadership Incubator Program for SIG members, offering mentorship from experienced leaders, training on campaign strategy, communication and governance, as well as networking opportunities with party leadership.
- vii. The party organs or committees that fail to implement affirmative action provision shall be investigated by the Party Disciplinary Committee, where such organs shall be subject to reconstitution or sanctions if found to be non-compliant.

Party Nomination and Election Rules

5.6 Timelines for Identifying Candidates

- i. The party shall ensure that the process for identifying candidates is predictable, time-bound and transparent. This means that the timelines provided by the party shall be aligned with the IEBC calendar, as well as any legal deadlines provided by electoral laws, and the Constitution of Kenya.
- ii. Subsequently, the party shall ensure that adequate notice is issued to all interested candidates and members of the Party.
- iii. The National Election Board may adjust timelines in the event of by-elections, coalition arrangements, force majeure or court orders. Any changes in the timeline has to have been approved by the NEC, and the same communicated publicly within 48 hours.

5.7 Fees for Special Groups

Pursuant to these rules, the nominations fees for the various positions held by special interest groups shall be as hereunder or as reviewed or revised from time to time by the NEB;

- a) Woman Governor: Two hundred thousand Kenya Shillings (KShs 200,000)
- b) Youth Governor: Two hundred thousand Kenya Shillings (KShs 200,000)
- c) Persons with Disabilities (Governor): One hundred and fifty thousand Kenya Shillings (Kshs. 150,000)
- d) Woman Senator: One hundred thousand Kenya Shillings (Kshs 100,000)
- e) Youth Senator: One hundred thousand Kenya Shillings (Kshs 100,000)
- f) Persons with Disabilities (Senator): Seventy-Five thousand Kenya Shillings (Kshs. 75,000).
- g) Women (National Assembly): One hundred thousand Kenya Shillings (Kshs 100,000)
- h) Youth (National Assembly): One hundred thousand Kenya Shillings (Kshs 100,000)
- i) Women Representative: One hundred thousand Kenya Shillings (Kshs 100,000)
- j) Woman (Member of County Assembly): Thirty thousand Kenya Shillings (Ksh. 30,000)
- k) Youth (Member of County Assembly): Thirty thousand Kenya Shillings (Ksh. 30,000)
- l) Persons with Disability (Member of County Assembly): Twenty thousand Kenya Shillings (Ksh. 20,000).

PART VI: PARTY ORGANS TO OVERSEE PARTY NOMINATIONS AND THEIR DUTIES

6.0 ELECTION OFFICERS

6.1 COUNTY ELECTION BOARD

They party shall establish a County Election Board in each county to coordinate elections on behalf of the NEB.

- i. The County Election Board shall comprise of five members of the Party ordinarily resident in the County who shall be distinguished persons of good moral standing in society and of high integrity and they shall not be seeking any elective post or nomination.
- ii. The County Election Board shall be under the supervision and the general direction of NEB and shall perform all such tasks and duties as assigned and delegated to them.
- iii. The NEB shall be responsible for the recruitment and deployment of all County Election Board personnel.

The County Election Board shall be composed of the following members:

- i. Chairperson.
- ii. Secretary and
- iii. Three ordinary members

6.2 Returning Officers

6. 2.1 There shall be County Returning Officers, and Constituency Returning Officers, appointed by the NEB.

6.2.2 Duties of Returning Officers:

Duties and responsibilities of County Returning Officers and Constituency Returning Officers shall include but not limited to:

- a) Ensuring readiness of polling stations including security, material, personnel, as well as conforming availability of voter registers, ballots and other necessary documents.
- b) Carrying out briefings or trainings for election officers on the proper conduct of the Party elections in accordance with the Party's Constitution and Elections and Nomination Rules.
- c) Ensuring that requisite logistics are in place at the election's venue for a free and fair elections.
- d) Supervising other election officers to ensure level play field.
- e) Announcing election results promptly and accurately
- f) Compiling and submitting results of the elections to the NEB.
- g) Compiling and submitting a comprehensive report of the voting process, challenges encountered, and recommendations.
- h) Undertaking any other responsibility or duty that might lawfully be assigned to them by the NEB

6.2.3 Role of County Returning Officer:

County Returning Officer shall:

- a) Be in charge of County elections and nominations.

- b) Receive and tally elections results in respect of Governor, Member of Senate and County Women Representative.
- c) Maintain and preserve all election materials and returns and deliver the same to the NEB at the conclusion of the nominations, Party elections or primaries where applicable.

6.2.3 Role of Constituency Returning Officer:

Constituency Returning Officer shall:

- a) Be in charge of elections and nominations within the Constituency.
- b) Supervise polling and tallying of votes within the Constituency.
- c) Announce result of elections after tallying within the Constituency.

6.3 Presiding Officers

There shall be Presiding Officers appointed by the NEB who shall be in charge of polling and counting in Polling Stations under the general direction of Constituency Returning Officers, in case of Constituency elections or otherwise County Returning Officers, in the case of County elections.

6.3.1 Role of Presiding Officers: Presiding Officers shall:

- a) Under general direction of respective Returning Officers be in charge of election and nomination exercise within Polling Stations.
- b) Where applicable, supervise polling and tallying of votes within Polling Stations.
- c) Co-ordinate and direct Polling and Counting Clerks within Polling Station.
- d) Submit election results to the respective Returning Officer.
- e) Ensure that there is ample security and an environment conducive for voting during elections within and the immediate surroundings of Polling Stations.
- f) Ensure that voting process is free and fair; free from all forms of violence, intimidation, bribery, discrimination, manipulation or coercion.
- g) Protect the rights of all voters including Special Interest groups and the illiterate.
- h) Carry all tasks and duties as may be lawfully assigned to them by respective Returning Officers and the NEB.

6.4. Polling and Counting Clerks

There shall be such number of polling, counting and tallying clerks as the Returning Officers in consultation with the NEB shall determine to carry out such duties and functions as may be assigned to them by Returning Officers or Presiding Officers, as the case may be, for the successful conduct of elections and nomination.

PART VII: THE NOMINATION OF PARTY CANDIDATES

These rules govern nomination of Party candidates in respect of any nomination herein to be held for Presidential, Member of the Senate, Governors, Members of the National Assembly, Members of the County Assembly and County Woman Representative.

7.1 Nomination of a Presidential Candidate

7.1.1 A person seeking nomination for Presidential elections shall fulfill the following requirements:

- i. Be a Kenyan citizen with a National Identity Card or passport
- ii. Be 35 years of age and above,
- iii. Be a registered voter,
- iv. Be a life member of the Party,
- v. Is a holder of a degree from a university recognized in Kenya.
- vi. Be of high moral standing and integrity,
- vii. Meet the minimum requirements for Presidential Candidates as set out by the Independent Electoral and Boundaries Commission of Kenya, or
- viii. Is qualified to stand for election as a Member of Parliament.

7.1.2 Candidates in respect of Presidential nomination shall be required to provide the following:-

- i. Duly completed Nomination Form in duplicate.
- ii. Copy of national identity card or Passport,
- iii. A copy of Elector's card,
- iv. A copy of the Zeal Party Life Membership Certificate
- v. Non- refundable fee of 1,000,000/= paid to the Zeal Party by a Bankers Cheque or deposited in the Party's account or any other amount prescribed by NEC by way of reduction/graduation or waiver for qualifying Special Interest Group candidates, paid to The Zeal Party by Banker's Cheque or deposited in the Party's mobile money account.
- vi. A copy of the degree certificate obtained from a university recognized in Kenya,
- vii. Duly executed Code of Conduct and Pledge of Commitment Form
- viii. Meet all other requirements under the Elections Act and Regulations made by the Commission.

7.1.3 Disqualification from nomination as a candidate for election as a President.

A person is disqualified from being nominated as a candidate for election as a President if the person:-

- i. Is a State Officer or other Public Officer other than a sitting president, Member of Parliament and Member of County Assembly,
- ii. Has at any time within the five years immediately before the date of election held office as a member of the Independent Electoral Boundaries Commission or any Election Commission,
- iii. Is of unsound mind,
- iv. Is an undischarged bankrupt,
- v. Is serving a sentence of imprisonment of at least six months, or

- vi. Has been found, in accordance with any law, to have misused or abused a State Office or Public Office or to have contravened any provision of Chapter Six of the Constitution of Kenya.
- vii. Presents fraudulent evidence of payment in support of any application under these Rules.

7.2 Nominations for the Governor or Senator

7.2.1 A person seeking nomination for elections as Governor/ Senator shall fulfill the following requirements:

- i. Be registered as a voter in the County for which he/she seeks election,
- ii. Be a life member of the Party,
- iii. Be in possession of a degree certificate obtained from a university recognized in Kenya,
- iv. Demonstrate active participation in Party programs six months prior to seeking nomination, provided that the National Executive Committee may for good cause which shall be specifically documented, exempt an applicant from this requirement, subject to any conditions it may deem fit.

7.2.2 An applicant for nomination shall furnish the following documents:

- i. Duly completed Nomination Form in duplicate.
- ii. Copy of national identity card or Passport,
- iii. A copy of Elector's card,
- iv. A copy of The Zeal Party Life Membership Certificate
- v. Non- refundable fee of Kshs. 500,000/= for Governor and Kshs. 200,000 paid to The Zeal Party by a Bankers Cheque or deposited in the Party's account or any other amount prescribed by NEC by way of reduction/graduation or waiver for qualifying Special Interest Group candidates, paid to The Zeal Party by Banker's Cheque or deposited in the Party's mobile money account.
- vi. A copy of the degree certificate obtained from a university recognized in Kenya, viii. Duly executed Code of Conduct Form.
- vii. Meet all other requirements under the Elections Act and Regulations made by the Commission.

7.2.3 Disqualification from nomination as a candidate for election as a Governor/ Senator.

A person is disqualified from being nominated as a candidate for election as a Governor or Senator if the person:-

- viii. Is a State Officer or other Public Officer Member of County Assembly,
- ix. Has at any time within the five years immediately before the date of election held office as a member of the Independent Electoral Boundaries Commission or any Election Commission,
- x. Is of unsound mind,
- xi. Is an undischarged bankrupt,
- xii. Is serving a sentence of imprisonment of at least six months, or

Party Nomination and Election Rules

- xiii. Has been found, in accordance with any law, to have misused or abused a State Office or Public Office or to have contravened any provision of Chapter Six of the Constitution of Kenya.
- xiv. Presents fraudulent evidence of payment in support of any application under these Rules.

7.3 Nominations for a Member of Parliament

7.3.1 A person seeking nomination for Parliamentary elections shall fulfill the following requirements:

- i. Be a registered voter in the Constituency or county for which he/she seeks election.
- ii. Has attained post-secondary school qualification recognized in Kenya.
- iii. Be a Party life member.
- iv. Is proficient in both English and Kiswahili languages.
- v. Demonstrate active participation in Party programs six months prior to seeking nomination, provided that the National Executive Committee may for good cause which shall be specifically documented, exempt an applicant from this requirement, subject to any conditions it may deem fit.
- vi. Meet the minimum requirements for Parliamentary Candidates as may be set out by the Independent Electoral and Boundaries Commission of Kenya.

7.3.2 Candidates in respect of Parliamentary nominations shall be required to provide the following:

- i. Duly completed Nomination Form in duplicate.
- ii. Copy of national identity card or Passport.
- iii. A valid copy of Elector's card.
- iv. A valid copy of The Zeal Party Life Membership Certificate.
- v. Non- Refundable nomination fee of Kshs.100,000 paid to The ZEAL Party or any other amount prescribed by NEC by way of reduction/graduation or waiver for qualifying Special Interest Group candidates, paid to The Zeal Party by Banker's Cheque or deposited in the Party's mobile money account.
- vi. Duly executed Code of Conduct Form.

7.3.3 Disqualification from nomination as a candidate for election as a Member of Parliament

A person is disqualified from being nominated as a Member of Parliament if the person:

- i. Is a State Officer or other Public Officer other than a Member of Parliament.
- ii. Has, at any time within the five years immediately preceding the date of the election, held office as a member of the Independent Electoral Boundaries Commission.
- iii. Is a member of a County Assembly.
- iv. Is of unsound mind.
- v. Is an undischarged bankrupt.
- vi. Is subject to a sentence of imprisonment of at least six months as at the date of nomination as a candidate.

Party Nomination and Election Rules

- vii. Has not been a citizen of Kenya for at least the ten years immediately preceding the date of the election, or
- viii. Is found, in accordance with any Law to have misused or abused a state office or public office or in any way to have contravened the provisions of Chapter Six of the Constitution of Kenya.
- ix. Is found to have planned, sponsored or participated in any violent activity intended to disrupt elections.

7.4 Nominations for County Women Representative

7.4.1 A person seeking nomination for County Woman Representative shall fulfill the following requirements:

- a. Be a registered voter in the County for which she seeks election.
- b. Be a duly registered member of The Zeal Party.
- c. Have been an active member of the party six months prior to seeking nomination, provided that the National Executive Committee may for good cause which shall be specifically documented, exempt an applicant from this requirement, subject to any conditions it may deem fit.
- d. Meet the minimum requirements for Parliamentary Candidates as may be set out by the Independent Electoral and Boundaries Commission of Kenya.

7.4.2 Candidates in respect of County Women Representative nominations shall be required to provide the following:

- a. Duly completed Nomination Form in duplicate.
- b. Copy of National Identity Card or Passport.
- c. Confirmation of Voters Registration.
- d. Valid Party membership card.
- e. Non- refundable nomination fee of Ksh. 150,000.00 (One Fifty Thousand Only) or any other amount prescribed by NEC by way of reduction/graduation or waiver for qualifying Special Interest Group candidates, paid to The Zeal Party by Banker's Cheque or deposited in the Party's mobile money account.
- f. Duly executed Party Code of Conduct Form.
- g. Meet all other requirements under the Elections Act and Regulations made by the Independent Elections and Boundaries Commission.

7.4.3 Disqualification from nomination as a candidate for election as County Woman Representative A person is disqualified from being nominated as County Woman Representative if the person:

- a) Is a State Officer or other Public Officer other than a Member of Parliament.
- b) Has, at any time within the five years immediately preceding the date of the election, held office as a member of the Independent Electoral Boundaries Commission or any national election management body.
- c) Is a Member of a County Assembly.

Party Nomination and Election Rules

- d) Is of unsound mind.
- e) Is an undischarged bankrupt.
- f) Is subject to a sentence of imprisonment of at least six months as at the date of nomination as a candidate.
- g) Is found, in accordance with any Law to have misused or abused a state office or public office or in any way to have contravened the provisions of Chapter Six of the Constitution of Kenya.
- h) Is found to have planned, sponsored, or participated in any violent activity intended to disrupt elections.

7.5 Nominations for Member of the County Assembly

7.5.1 A person seeking nomination for election as member of the County Assembly shall fulfill the following requirements:

- i. Be registered as a voter in the Ward or County for which they are seeking election.
- ii. Be a duly registered member of The Zeal Party.
- iii. Demonstrate active participation in Party programs six months prior to seeking nomination, provided National Executive Committee may for good cause, which shall be specifically documented, exempt an applicant from this requirement, subject to any conditions it may deem fit.
- iv. Meet the minimum requirements for County Assembly Candidates as may be set out by the Independent Electoral and Boundaries Commission.
- v. Agree to participate in the Party vetting process.

7.5.2 An applicant for nomination shall furnish the following documents (all official documents must be certified):

- a) Duly completed Party Nomination Application Form in duplicate.
- b) Copy of national identity card or Passport.
- c) Confirmation of Voters Registration.
- d) Valid Party membership card.
- e) Non- refundable nomination fee of Ksh. 100,000.00 (One Hundred Thousand only) or any other amount prescribed by NEC by way of reduction/graduation or waiver for qualifying Special Interest Group candidates, paid to The Zeal Party by Banker's Cheque, or deposits to the Party's mobile money account.
- f) Valid Party membership card.
- g) Duly executed Code of Conduct Form.
- h) Meet all other requirements under the Elections Act and Regulations made by the Independent Electoral and Boundaries Commission.

7.5.3 Disqualification from nomination as a candidate for election as a Member of the County Assembly A person is disqualified from being nominated as a candidate for election as a Member of County Assembly if the person:

- a) Is a State Officer or other Public Officer other than a Member of County Assembly.
- b) Has at any time within the five years immediately before the date of election, held office as a member of the Independent Electoral Boundaries Commission or any national election management body.
- c) Is of unsound mind.
- d) Is an undischarged bankrupt.
- e) Is serving a sentence of imprisonment of at least six months.
- f) Has been found, in accordance with any law, to have misused or abused a State Office or Public Office or to have contravened any provision of Chapter Six of the Constitution of Kenya.
- g) Is found to have planned, sponsored, or participated in any violent activity intended to disrupt elections.

7.6 Mode of Election

The NEC shall by a resolution determine the mode of election in any electoral area in the Republic of Kenya and NEB shall publish such resolutions not later than twenty-one days to the date of party primaries. The following shall apply:

- a) NEB shall originate the program of the day for all applicable electoral areas;
- b) Voting shall be by secret ballot and each voter shall be entitled to cast one vote only;
- c) Voters must be in The Zeal Party membership register as provided by the Office of the Registrar of Political Parties;
- d) Inspection of the Membership Register shall be done at the close of the registration period as prescribed by NEB;
- e) NEB shall organize to have all voting material (equipment, stationery, etc.) and duly appointed staff in time for the nomination process;
- f) Voting shall start at 8.00 a.m. and close at 5.00 p.m. at the polling units or designated areas;
- g) At the commencement of the nominations, the NEB officer in charge shall indicate clearly on a poster and announce the names of all eligible candidates.
- h) NEB shall determine the kind and design of ballot papers to be used;
- i) NEB shall designate the polling units;
- j) NEB may accredit observers;
- k) Any ballot paper that does not bear the stamp of UP shall be declared invalid. The stamp shall be in the strict custody of the NEB officer in charge of the nomination process at every polling unit;

Party Nomination and Election Rules

- l) At the close of polling, all ballot boxes containing cast votes shall be closed and sealed by the officer in charge in the presence of the candidates or their appointed agents;
- m) Presiding Officers shall count and tally votes cast at each Polling Station and forward them to the Constituency Returning Officer who shall make the final tally before announcing results of the elections in respect of the Member of County Assembly Representatives, County Women Representatives and Member of National Assembly;
- n) The Constituency Returning Officers shall submit forthwith the vote tally to the County Returning Officer who shall make the final tally with respect to nominations for Governor and Senator before making public the result of Party nominations for County elections.

7.7 Announcement of Results and Issuance of Nomination Certificates:

- a) Each Returning Officer shall tabulate and collate certified results received from Presiding Officers at the Polling stations level and promptly announce the results in the presence of all the candidates or their agents.
- b) The Returning Officer shall thereafter issue a certificate of return showing the total number of votes garnered by each candidate in every polling station and which shall be signed by either the candidate or their agents and a certified copy of which shall be immediately forwarded to the County Elections Board which shall in turn certify the same and transmit to the NEB.
- c) Where a dispute has been filed at the County Elections Appeal Tribunal, the County Elections Board shall withhold the certificate of return until such time as they are furnished with the verdict of the Tribunal and which, in any case, shall not be more than fourteen (14) days of the date of the dispute, save for by-elections where the verdict shall be furnished within the shortest time possible, in any case, not exceeding a period of 72 hours from when a dispute is filed.
- d) Upon receipt of the certified copy of the certificate of return from the County Elections Appeal Board and where no appeal has been lodged at the National Elections Appeals Tribunal, the NEB shall proceed to process and issue the nomination certificate to the declared winner within seven (7) days of the primaries or determination of a dispute.
- e) The NEB shall accordingly enter the name of the winner on the Party list and the same shall not be removed except by a decision of the Independent Electoral and Boundaries Commission Complaints and Dispute Resolution Committee or an order of the High Court.

PART VIII: PROCEDURE FOR NOMINATION OF CANDIDATES FOR PARTY LISTS

To be eligible for appointment to the Zeal Party nomination lists for the County Assembly, the National Assembly, and the Senate, the candidates shall follow the guideline stipulated below;

8.1 Nomination of members to the Party list shall be by application as prescribed and publicized by NEC in all branches.

Party Nomination and Election Rules

8.2 Nomination of members to the Party list shall be by application as prescribed and publicized by NEC in all branches.

8.3 NEB shall, with support from the Branch Executive Councils and NEC receive applications, shortlist, interview/vet and recommend nominees to the Party list for Members of County Assembly and the National Assembly to NEC for approval, prioritization, and presentation to IEBC within prescribed timelines.

8.4 Pursuant to articles 97(1)(c), 98 (1)(b), (c), (d) and 177(1)(b) and (c) of the Constitution of Kenya and section 34 of the Elections Act, 2011, the Party shall nominate members to the Party list as prescribed by these laws prior to Party nominations.

8.5 Issuance of the Notice for Candidates for the Party List

- i. A notice inviting applications for nominations to the National Assembly Party List shall be issued by NEB at the appropriate time.
- ii. A notice inviting application for nominations to the Senate Party List shall be issued by NEB at the appropriate time.
- iii. A notice inviting applications for nominations to the County Assembly Party List shall be issued by NEB at the appropriate time.

8.6 Application for Nomination to the Party Lists

- i. Aspiring candidates for nominations to the Member of National Assembly and Senate Party Lists shall submit to the NEB a duly filled application. Where the NEB requires the applications to be submitted electronically; the digital form may be adjusted as shall be deemed necessary to facilitate this mode of application.
- ii. Aspiring candidates for nominations to the Member of any of the County Assembly Party Lists shall submit to the NEB a duly filled application. Where the NEB requires the applications to be submitted electronically; the digital form may be adjusted as shall be deemed necessary to facilitate this mode of application.

The aspiring candidates under sub-rules (1) and (2) shall in addition submit the following to the NEB:-

- a) A signed commitment to the Party's Constitution, Party Code of Conduct, the Electoral Code of Conduct, the Party Manifesto, and the values and principles of the Party.
- b) A self-declaration from commissioned by a commissioner for oaths as prescribed under the Leadership and Integrity Act, 2012 (No.19 of 2012);
- c) Copies of the candidate's national identity card and or valid passport, certified by a commissioner of oaths;
- d) Certified copies of the candidate's academic qualifications from the relevant institutions.

Party Nomination and Election Rules

e) Evidence of registration as a member of the Party indicating when the candidate joined the Party as a member and that you are a member in good standing;

f) Information on the Party activities that you have participated in, any positions held in the Party and the representation opportunities that you have served in for the party; and

g) A receipt or other evidence of payment of nomination fees to the Party's designated bank account, clearly identifying the aspiring applicant.

4) Where an aspiring candidate intends to be nominated on the ground that the candidate is a person with disability, the candidate shall, in addition to the applicable requirements specified under sub-rules (1), (2) and (3), submit a certification confirming his or her registration with the National Council for Persons with Disabilities.

5) A person who wished to be nominated to represent the youth shall be a person who has attained the age of eighteen years but has not attained the age of thirty-five years and such person shall provide documentary proof of his or her age.

6) The NEB reserves the right to verify the authenticity of any document submitted to it, with the relevant issuing entity.

7) Any person submitting false information shall automatically be disqualified as a party list candidate.

8.7 General Requirements for Party Lists

1) A Party List nominee shall be a person qualified for election for the seat for which he or she has been nominated.

2) A Party List nominee shall be a ZEAL Party Member in good standing.

3) A Party List Applicant shall have been a member of ZEAL Party for at least one year preceding the General elections.

4) Each Party List shall contain the name, address, age, sex, disability and category of disability, phone number, occupation, identity card number or passport number and colored passport size photograph image, elective post sought and such other qualifications as are provided by law, in the prescribed Form.

5) The NEB shall submit the Party Lists to the Commission at least forty-five days before the date of the General election.

6) The Party Lists shall not contain a name of a candidate nominated for an election.

7) The Party Lists shall not contain a name of a candidate who has benefited from party lists nominations more than once.

Party Nomination and Election Rules

8) For gender equity each Party List shall reflect the diversity of the people of Kenya by location in regard to the applicable electoral area, gender, ethnicity, age, disability and other forms of marginalization.

9) A Party List shall not be amended during the term of Parliament or the County Assembly as the case may be, for which candidates are elected.

10) A Party List submitted to IEBC shall not be valid unless signed by the Chairperson of NEB.

8.8 Timelines for Nominations of Candidates for the Party Lists

- i. The NEB shall be responsible for receiving all applications by persons wishing to be elected to any Party List. The NEB shall carry out the vetting and shortlisting of candidates to all Party lists, sort the applications into the different categories and forward the lists of eligible candidates to the National and County Party Lists Nomination Committees for the election of the members of the Party Lists.
- ii. In the exercise of its function under sub-rule(1) above, the NEB may co-opt such other persons as it deems necessary.
- iii. Upon receipt of all applications to the Party List and after due verification, vetting and shortlisting therefore, the NEB shall;
 - a. Forward the different shortlists to the respective County Party Lists Nomination Committees to elect the County Assembly Party List nominees, in order of priority.
 - b. Forward the shortlisted applicants for nomination to the National Assembly and the Senate Party Lists, to the National Party Lists Nomination Committee to elect persons to the National Assembly and the Senate Party Lists in order of priority.

8.9 Party Lists Nomination Committees

- i. There shall be a National Party Lists Nominations Committee and 47 County Party Lists Nominations Committees to conduct the elections to the Party Lists in accordance with these Rules.
- ii. The National Party Lists Nominations Committee shall be comprised of and chaired by the Party Leader. The Chairperson of the NEB shall be co-opted as the Secretary and shall take the minutes of the meeting.
- iii. Qualification of Committee Members
 - a. A person shall be qualified for appointment as a member of the National Party Lists Nominations Committee if such a person.
 - b. Holds diploma or degree from a recognized university or college.
 - c. Has relevant experience in any of the following fields, Governance, Law, Finance, Management and public administration.
 - d. Meets the requirements of Chapter Six of the Constitution.

8.10 Quorum

- i. The National Executive Committee shall ensure that two thirds of the members of the party are present during the elections.

8.11 Devolvement of the body to County/Constituency and Ward Level

There shall be a County Party Lists Nominations Committee for each of the 47 counties for the election of Party list nominees for the Gender Equality and Marginalized Party Nominations lists for the County Assembly as contemplated in Article 177 (1) (b) and (c) of the Constitution of Kenya. The County Party Lists Nominations Committee for each County shall comprise of the following:

- a) The Chairperson of the County Coordinating Committee.
- b) All chairpersons of the Branch Women Forum.
- c) The County Youth League Representative in the County Coordinating Committee.
- d) The chairperson of the County Disability Forum.
- e) All National Executive Committee Members from the County.

8.12 Qualifications and disqualification prescribed for applicants for Party tickets for Member of Parliament, Senator, Woman Member of Parliament and Member of County Assembly shall apply for nominees for the Party list.

8.13. Nomination fees

- i) Pursuant to these Rules, the nominations fees for the various positions shall be as hereunder or as revised or reviewed from time to time by the NEC|;
- a) President: One Million Kenya Shillings (Kshs 1,000,000/);
- b) Governor: Five Hundred Thousand Kenya Shillings (Kshs 500,000/);
- c) Senate candidates: Two Hundred Thousand Kenya Shillings (Kshs. 200,000);
- d) Women Representatives : One Hundred and Fifty Thousand Kenya Shillings (Kshs. 150,000);
- e) Member of National Assembly: One Hundred Thousand Kenya Shilling (Kshs. 100,000)
- f) Member of County Assembly: One Hundred Thousand Kenya Shillings (Kshs. 100,000)
- g) Special Interests Groups for all categories for affirmative action: Seventy-Five Thousand Kenya Shillings (Kshs. 75,000/)

Party Nomination and Election Rules

PART IX: NATIONAL EXECUTIVE COMMITTEE

The National Officials shall constitute the National Executive Committee (NEC).

The National Executive Committee (NEC) shall be the executive organ responsible for the day-to-day management of the Party.

- (a) The National Officials of the Party (NEC) shall be the –
- i. Party Leader
 - ii. National Chairperson;
 - iii. National Secretary General;
 - iv. National Organizing Secretary;
 - v. National Treasurer;
 - vi. Director of Elections;
 - vii. National Women's Leader;
 - viii. National Youth Leader;
 - ix. National Trustee.

9.1: DUTIES AND FUNCTIONS OF THE NATIONAL OFFICE BEARERS

All office bearers shall perform their functions within the spirit and provisions of this Constitution and shall ensure that they are guided by the objectives, principles and values of the Party.

Subject to any other duty expressly provided for by this Constitution, the main duties of elected National Office bearers shall be:

9.1.1 The Party Leader:

- i. Be accountable to party committees in the same way as other members of the Executive and will be expected to outline his or her future plans and work to the Executive and The Party.
- ii. in exercising his or her duties at all times abide by Party policy and Philosophical Basis.
- iii. Articulate and defend party policies;
- iv. Convene, set the agenda and preside over all Party national meetings including National Delegates Convention and any other special meeting as he or she shall deem necessary;
- v. Convene and preside over the joint meetings of the Parliamentary Group and the National Executive Committee;
- vi. Convene and preside over meetings of the National Governing Council.

1) The Deputy Party Leader shall:

- i. Assist the Party Leader and carry out the duties of the Party Leader in his /her absence.
- ii. Be the principal deputy of the Party Leader and shall perform such duties and functions as might be expressly delegated to him/her by the Party Leader.
- iii. Assist the Party Leader in developing policy formulation processes including formulation of the Party's Strategic Plan.

9.1.2 National Chairperson

Party Nomination and Election Rules

The duties and responsibilities of the National Chairperson shall include:

- i. To chair meetings of the Party other than those chaired by the Party Leader and Deputy Party Leader;
- ii. To convene and preside over National Executive Committee meetings under the direction of the Party Leader.
- iii. To preside over the National Delegates Convention. iv) To convene and preside over the Parliamentary Group meetings.

9.1.3 National Deputy-Chairperson

The National Deputy Chairperson shall, under the direction of the National Chairperson:

- i. Chair Meetings in the absence of the Chairman
- ii. Assist the National Chairperson in matters relating to coordination and liaison with other political parties;
- iii. Perform such other specific assignments as might be delegated to him/her by the National Chairman from time to time.

9.1.4 Secretary General

He or she shall be the Party Spokesperson and be responsible for the management of the National Secretariat and remain the principal custodian of Party records from grassroots to the national level. His/her responsibilities shall include:

- i. Ensuring discipline and proper order in the Party in accordance with the Party Constitution and in all respects establishing unity within the Party and ensure adherence to Party policies and relevant by-laws by office bearers, members and the Party Parliamentary Group.
- ii. Ensuring that all meetings including the National Executive Committee, National Governing Council and National Delegates Convention take place as provided for in the Constitution at such time as may be decided by the National Executive Committee;
- iii. Keeping or causing to be kept a proper record of minutes of all meetings of the National Executive Committee, the National Governing Council and the National Delegates Convention and ensuring the distribution of such minutes and conveying of decisions made to persons and branches concerned;
- iv. Issuing correspondence on behalf of Party organs in which he or she is a member and sending out notices of all meetings of the organs concerned;
- v. Preparing annual reports on the work of the National Executive Committee, the National Governing Council and the National Delegates Conferences;
- vi. Be the depository and custodian of all Party documents including Party Seal, Minutes Register, instruments of intellectual property rights, instruments of registration, registration of all Party Branches and Party members' register;
- vii. Corresponding and consulting with the Registrar of Political Parties on behalf of the Party as the authorized principal officer of the Party;

Party Nomination and Election Rules

- viii. Being signatory to all the bank accounts and a mandatory signatory to the Political Parties Fund Account;
- ix. Be the chairman of the committee responsible for the oversight of finance and administration;
- x. Signing the nomination certificates of the Party's candidates subject to the provisions of this Constitution or any other written law;
- xi. Act as the Party Leader in the event of vacancy in the office of Party Leader and Deputy Party Leader.
- xii. Any other duties conferred upon him or her by this Constitution or the National Executive Committee.

9.1.5 Deputy Secretary General

The Deputy Secretary General shall, under the direction of the Secretary General and assist the Secretary General in the implementation of Party's strategies, policies and programmes and any other specific assignments as might be delegated to him/her by the Secretary General from time to time.

9.1.6 National Treasurer

The National Treasurer shall be in charge of Party finances and shall supervise all financial transactions at all Party levels under the direction of the National Executive Committee.

- i. He or she shall also receive and bank all monies on behalf of the National Executive Committee and operate a banking account together with such other signatories as may be specified by the National Executive Committee;
- ii. keep such books of account as may be necessary to record clearly the financial position of the Party;
- iii. Prepare Annual Party Budgets or Estimates and overall fiscal planning;
- iv. Monitor financial allocations and expenditure according to departmental votes as may be approved by the National Executive Committee ensure the execution of prudent stewardship standards and best financial practices to protect Party's finances;
- v. Prepare and submit to the National Executive Committee a Financial Statement every quarter of the year and ensure that copies of duly audited Annual Accounts are circulated to all delegates at the same time the notice convening the National Delegates Convention is sent out;
- vi. Be responsible, in conjunction with Party's Finance and Resource Mobilization Committee, for the formulation and execution of resource mobilization plans and strategies.

9.1.7 Deputy National Treasurer - The Deputy National Treasurer shall assist the National Treasurer in;

- a. Ensure the execution of prudent stewardship standards and best financial practices to protect Party's finances;

Party Nomination and Election Rules

- b. Perform such other specific assignments as might be delegated to him/her by the National Treasurer from time to time.

9.1.8 National Organizing Secretary

The National Organizing Secretary shall supervise organizations of the party and in particular:

- i. Organize public meetings, functions, and meet the people tours;
- ii. Be responsible for promoting and mobilizing for party activities including the recruitment of Party members at branch level;
- iii. Coordinating effective functioning of all branches and ensuring they hold meetings in accordance with the requirements of this Constitution;
- iv. maintaining and developing new relationships with party supporters in the Diaspora;
- v. In consultation with the Secretary General and the NEC, supervise the organization of the National Delegates Convention, National Governing Council and thereafter report on the progress in the holding of such meetings.

Deputy National Organizing Secretary the Deputy National Organizing Secretary shall work under the direction of the National Organizing Secretary, and perform such 27 assignments as he/she shall be assigned from time to time by the National Organizing Secretary

The National Executive Committee shall, in its own discretion and subject to the availability of funds, grant such honoraria, out of pocket expenses, to any National Official so as to reasonably facilitate his or her attendance at meetings or to ameliorate his or her just and fair expenses.

PART X: PROCEDURE FOR NON-COMPETITIVE NOMINATION PROCESS

The party shall nominate a candidate who will be unopposed and a non-competitive method shall be applied, where the such a method she be in accordance with the Political Parties Act, the Elections Act, and guidelines stipulated by the Independent Electoral and Boundaries Commission (IEBC).

10.1 Circumstances under which non-competitive procedure may be applied

- i. The party may at its discretion invoke the non-competitive procedure in the event where only one eligible candidate expresses interest for a position after the close of applications.
- ii. A candidate withdraws or is disqualified and only one remains
- iii. The party reserves a seat for affirmative action or a strategic nominee
- iv. The party leadership decides to directly nominate a candidate to promote unity or coalition agreements, such an action taken by the party leadership has to be minuted and justified.

10.2 Procedure for Identification of Candidate

- i. The National Election Board shall have the mandate to nominate a candidate through the non-competitive method.
- ii. After the close of nomination application window, the NEB confirms the number of qualified applicants.
- iii. In the event where only one candidate is qualified, then the NEB carries out a full eligibility check to confirm, legal compliance, party membership and good standing, as well as ethics and integrity as stipulated under the code of conduct.
- iv. If the sole candidate or applicant passes the vetting the NEB shall then prepare a formal nomination recommendation report, including, evidence of single candidacy or grounds for non-competition, vetting results and background checks and justification for the non-competitive route.
- v. Such a recommendation, is then passed to the NEC that may approve or reject the recommendation with reasons in writing.
- vi. Once approved, the candidate shall be issued with a nomination certificate, and such decision will further be communicated to the IEBC, especially in the event of public office nominations, as well as party members and stakeholders.
- vii. Any party who may be aggrieved by the non-competitive nomination may challenge such a nomination through the Party Elections Dispute Tribunal within 48 hours of publication.
- viii. The EDT shall have 72 hours to determine on the matter, and their deliberations and conclusions of the case have to be in writing.
- ix. To ensure that all party members are considered from the county/constituency level, the NEB shall request all interested party to formally put in a request, which shall be considered through the relevant bodies at the county/ constituency level.
- x. Such an action by the NEB shall guarantee enhancement of grassroots inclusivity and accessibility, as well as promote transparency, fairness and local representation.

PART XI: CODE OF CONDUCT FOR CANDIDATES AND MEMBERS

11.1. General Ethical Standards

All candidates, Party members, and election officials shall adhere to the following ethical standards during the nomination and election process:

1. **Honesty and Integrity:** All participants shall conduct themselves with honesty and maintain the highest standards of integrity in their dealings.
2. **Non-Violence:** Candidates and their supporters must refrain from using violence, threats, or intimidation to influence the election process.
3. **Non-Discrimination:** The election process must be free from discrimination based on race, ethnicity, gender, religion, or disability.
4. **Transparency:** All candidates must disclose their campaign expenses and any financial contributions received during the election period.
5. **Respect for Results:** All participants must accept the results of the election and refrain from engaging in activities that undermine the legitimacy of the process.

11.2 Obligations of Candidates

Party Nomination and Election Rules

Candidates seeking nomination or running for any elective position under the party shall;

- a. Accept and abide by the decisions of the party's electoral and nomination bodies.
- b. Refrain from engaging in hate speech, tribalism, sexism or incitement.
- c. Declare all campaign donations and funding sources to the party.
- d. Avoid bribery, voter manipulation, or any other corrupt practices.
- e. Refrain from violence or encouraging acts of intimidation.
- f. Respect their opponents and promote issue-based campaigns.

11.3 Obligations of All Party Members.

Party members shall

- a. Protect the image and interests of the party at all times.
- b. Participate in party programs, campaigns and democratic processes.
- c. Avoid defection or campaigning for other parties or independent candidates.
- d. Not engage in acts that bring the party into disrepute, including misinformation or defamation.
- e. Resolve disputes using internal party mechanisms before seeking external recourse.

11.4 Gender, Youth, and Inclusivity

All members and candidates shall;

- i) Promote the full participation and fair treatment of women, youth, persons with disabilities (PWDs), and marginalized communities.
- ii) Respect gender quotas and support affirmative action policies within the party.

11.5 Use of Party Symbols and Resources

- i) Members shall use party symbols, logos, and resources responsibly.
- ii) No member shall misuse party property or misrepresent the party for personal gain.

11.6. Malpractices

The following behaviors are strictly prohibited and shall result in disciplinary action:

1. **Bribery and Corruption:** Offering or accepting any form of inducement in exchange for votes.
2. **Defamation and Hate Speech:** Spreading false or damaging information about opponents or using hate speech to incite violence.
3. **Voter Manipulation:** Interfering with the free will of voters through coercion, threats, or undue influence.

Party Nomination and Election Rules

4. **Destruction of Campaign Materials:** Candidates or their supporters may not destroy or deface the campaign materials of their opponents.

11.7. Sanctions

1. The Party may impose sanctions on any candidate or member found guilty of violating the Code of Conduct. Sanctions may include:
 - Disqualification from the nomination process.
 - Suspension or expulsion from the Party.
 - Fines or penalties as determined by the NEC.
2. The Party shall also report any criminal conduct to the relevant authorities for further investigation and prosecution.

11.8 Electoral Malpractice

Electoral malpractice includes any form of illegal or unethical behavior that compromises the integrity of the nomination and election process. This includes:

1. **Bribery:** Offering or accepting money or favors in exchange for votes.
2. **Voter Intimidation:** Using threats or coercion to influence voters.
3. **Multiple Voting:** Attempting to vote more than once in the same election.
4. **Tampering with Election Materials:** Interfering with ballot boxes, registers, or voting equipment.
5. **Spreading False Information:** Disseminating false information aimed at misleading voters or discrediting opponents.

11.9 Penalties for Electoral Malpractice

1. Any candidate found guilty of engaging in electoral malpractice shall face disqualification from the nomination process and may be banned from contesting in future Party elections.
2. Members who engage in electoral malpractice shall be subject to suspension or expulsion from the Party.
3. The NEB shall refer cases involving criminal activity to the relevant law enforcement authorities for investigation and possible prosecution.

11.10. Reporting Electoral Malpractice

1. Party members, candidates, and polling officials are encouraged to report any incidents of electoral malpractice to the NEB or the Election Dispute Tribunal.
2. Reports of malpractice shall be investigated promptly, and appropriate action shall be taken based on the findings.
3. Whistleblowers who report electoral malpractice in good faith shall be protected from retaliation or victimization.

PART XII: CAMPAIGN GUIDELINES

Party Nomination and Election Rules

12.1 Campaigns During Nomination

1. Candidates are permitted to campaign from the time of their approval until 48 hours before the nomination election.
2. Campaign materials, including posters, flyers, and social media posts, must comply with the Party's ethical guidelines. Candidates are prohibited from using hate speech, incitement, or defamatory statements.
3. The use of Party resources during campaigns must be declared, and candidates are required to submit a campaign expenditure report at the end of the nomination process.
4. Candidates must avoid engaging in acts of bribery, intimidation, or coercion.

PART XIII: INTERNAL DISPUTE RESOLUTION

13.1. Establishment of Election Dispute Tribunal

1. The Party shall establish an **Election Dispute Tribunal** (EDT) to hear and resolve any disputes that may arise from the nomination process.
2. The EDT shall consist of five members appointed by the National Executive Committee (NEC), including legal experts and Party officials who are independent and impartial.
3. The Tribunal shall be constituted and operational from the commencement of the nomination process until 30 days after the conclusion of the nomination elections.
4. At least one-third ($1/3^{\text{rd}}$) of the members shall possess legal qualifications and experience in dispute resolution.
5. The tribunal shall be chaired by a person with a legal background and at least (5) years' experience in legal practice or dispute resolution.
6. The mandate of the tribunal shall be to deal with any dispute concerning the interpretation of the Party Constitution or any internal disputes involving members of the Party or any disputes concerning any matters relating to the Party Affairs or the management of the Party.
7. The EDT shall establish and appoint a County (Branch) dispute resolution Advisory Panel for each county. The Panel shall be supervised by the Elections Dispute Tribunal, and will comprise of three (3) persons of high moral value and integrity to listen to any disputes arising from the county, and ward level, and report back to the EDT.
8. The Election Dispute Tribunal shall ensure that two thirds of the members of the party are present during any dispute that may arise during the nomination or election process.

13.2 Independence of the Elections Dispute Tribunal

- 1) The Elections Dispute Tribunal shall be independent and impartial in the exercise of its functions.
- 2) The Tribunal shall not take direction from any organ or officer of the party in the conduct of its adjudicative responsibilities.
- 3) All decisions of the Tribunal shall be binding, subject only to appeal on procedural or legal grounds to a specially constituted appellate panel of the NEC.

Party Nomination and Election Rules

4) Members of the Tribunal shall enjoy security of tenure and may only be removed for cause, following a due process.

13.3. Filing Complaints

1. Any candidate, agent, or Party member who believes that there has been a violation of these rules may file a written complaint with the EDT within 48 hours of the occurrence of the event in question.
2. The complaint must include the following details:
 - The nature of the violation.
 - The persons or entities involved.
 - Evidence supporting the complaint.
3. Upon receipt of a complaint, the EDT shall immediately notify the relevant parties and schedule a hearing within 7 days.

13.4. Hearing and Resolution of Complaints

1. The Tribunal shall hear evidence from both the complainant and the respondent, ensuring that all parties are given an equal opportunity to present their case.
2. The Tribunal shall issue a ruling within 14 days of the hearing, providing written reasons for its decision.
3. The ruling of the EDT shall be binding on all parties involved, and the Tribunal has the authority to annul, uphold, or modify the election results based on the evidence presented.

13.5. Appeal Process

1. Any party dissatisfied with the decision of the EDT may request the National Executive Committee (NEC) to review the decision within 7 days of receiving the ruling.
2. The NEC shall review the case and if there is evidence of miscarriage of justice.
3. A separate appellate panel may be constituted and the same shall be drawn from its members not involved in the original appointment of the tribunal, or even present during the hearing of the original dispute.
4. The final decision by the Separate appellate panel shall be final and binding on all parties.

PART XIV: CAMPAIGN FINANCE AND EXPENDITURE

14.1. Campaign Funding

1. Candidates are permitted to raise funds for their campaigns but must adhere to the following limitations:
 - A candidate may not accept donations exceeding Ksh 2 million from any individual donor.
 - All donations must be declared and submitted to the Party for approval.
 - Corporate contributions must be made in accordance with the Political Parties Act and related campaign finance laws.

Party Nomination and Election Rules

2. The Party shall provide limited financial support to candidates, subject to availability and the decision of the NEC.

14.2. Campaign Expenditure Limits

1. To ensure a level playing field, the NEC shall set campaign expenditure limits for each elective position.
2. Candidates must submit detailed expenditure reports within 14 days of the conclusion of the nomination election. Failure to do so may result in disqualification.
3. The NEC reserves the right to audit the campaign accounts of any candidate to ensure compliance with the expenditure limits.

14.3. Use of Party Resources

1. Candidates are permitted to use Party offices, venues, and resources for their campaigns, subject to the following conditions:
 - o The use of Party resources must be disclosed to the NEC.
 - o No candidate may have preferential access to Party resources.
2. Any misuse of Party resources for personal gain shall result in disciplinary action.

PART XV: AMENDMENTS TO NOMINATION AND ELECTION RULES

15.1. Procedure for Amendments

1. These rules may be amended by the National Executive Committee (NEC) at any time to reflect changes in the Party's policies, objectives, or in response to legal and regulatory developments.
2. Any proposal to amend these rules must be submitted in writing to the NEC and supported by at least one-third of its members.
3. Proposed amendments shall be circulated to all Party members for their review and input before a final decision is made by the NEC.

15.2. Approval of Amendments

1. Amendments to these rules shall require a two-thirds majority vote of the NEC.
2. Once approved, the amendments shall take effect immediately and shall be communicated to all Party members through official channels.

PART XVI: OTHER GUIDELINES

16.1. ELECTION SECURITY

16.1.1 Role of Law Enforcement

1. The NEC, in coordination with national and local security agencies, shall ensure that security is maintained at all polling stations throughout the nomination period.

2. Law enforcement officers shall be deployed to prevent violence, intimidation, and any other unlawful conduct that may disrupt the nomination process.
3. The NEB shall work with security personnel to develop contingency plans to address any security challenges that may arise.

16.1.2 Prevention of Electoral Violence

1. The Party shall establish mechanisms to prevent electoral violence, including promoting dialogue and tolerance among candidates and their supporters.
2. Any form of violence or intimidation during the nomination process shall result in immediate disqualification of the offending candidate and their supporters may face legal action.
3. Candidates are responsible for maintaining peace and order during their campaigns and ensuring that their supporters comply with the Party's Code of Conduct.

16.2 VOTER EDUCATION AND PARTICIPATION

16.2.1. Voter Education

1. The NEB shall organize voter education programs to inform Party members about their rights and responsibilities during the nomination process.
2. Voter education materials shall be made available in both print and digital formats, and in languages accessible to all Party members across different regions.
3. Educational campaigns shall emphasize the importance of peaceful participation and the need for members to make informed choices when selecting candidates.

16.2.2 Encouraging Voter Participation

1. The Party shall promote wide participation in the primaries by encouraging all eligible members to vote.
2. The NEB shall facilitate the registration of new members and ensure that all registered members have an opportunity to vote, including through mobile or remote voting mechanisms, where applicable.
3. Special consideration shall be given to ensuring the participation of marginalized groups, including women, youth, and persons with disabilities

16.3 TECHNOLOGY IN ELECTIONS

16.3.1. Use of Technology in Voting

1. The NEB shall explore the use of electronic voting systems to enhance transparency and efficiency during the nomination process.
2. If electronic voting is introduced, the NEB shall ensure that all systems are tested, secure, and free from external interference or tampering.
3. The Party shall provide voter education on the use of technology and ensure that all members are familiar with the voting procedures.

16.3.2. Election Results Transmission

1. Election results from polling stations shall be transmitted electronically to the Party headquarters for prompt tallying and declaration.
2. The NEB shall ensure the confidentiality and integrity of all transmitted results and prevent unauthorized access or manipulation of data.
3. Official results shall be announced by the NEB within 24 hours of the conclusion of the voting process.

16.4. MEDIA AND PUBLICITY

16.4.1. Media Coverage of Primaries

1. The NEB shall work with local and national media outlets to ensure adequate coverage of Party primaries, while adhering to the principles of fairness and impartiality.
2. Candidates are encouraged to engage with the media to promote their candidacies, provided they do so in accordance with the Party's Code of Conduct and ethical standards.
3. The NEB shall monitor media coverage to ensure that it is free from bias or undue influence from external parties.

16.4.2. Use of Social Media

1. Candidates may use social media platforms to communicate with voters and promote their campaigns, but must adhere to guidelines on responsible usage.
2. The Party shall regulate the use of social media during the nomination period to prevent the spread of misinformation, hate speech, or defamatory content.
3. Any candidate found using social media to incite violence or discredit opponents shall face disciplinary action, including disqualification.

16.5 TRAINING AND CAPACITY BUILDING

16.5.1 Candidate Training Programs

1. The Party shall offer training programs for all candidates to prepare them for the nomination process and their potential roles as elected leaders.
2. Training shall cover topics such as leadership skills, campaign management, public speaking, and ethics in governance.
3. All candidates must complete the Party's training program before participating in the primaries.

16.5.2 Capacity Building for Polling Officials

1. Polling officials shall receive comprehensive training on election procedures, dispute resolution, and the handling of election materials.

2. The NEB shall conduct refresher courses for polling officials before each nomination cycle to ensure that they are familiar with the latest regulations and best practices.
3. Polling officials found lacking in competence or impartiality may be replaced by the NEB at any time.

16.6 ELECTION OBSERVATION AND REPORTING

16.6.1. Domestic and International Observers

1. The Party shall allow domestic and international observers to monitor its nomination and election processes to ensure they meet the highest standards of transparency and fairness.
2. The NEB shall issue accreditation to election observers, ensuring they have access to polling stations, counting centers, and other relevant locations.
3. Observers are required to remain impartial and adhere to the Party's Code of Conduct.

16.6.2 Observer Reports

1. After the conclusion of the nomination elections, observers shall submit their reports to the NEB, detailing their findings, including any irregularities or incidents that may have occurred.
2. The NEB shall review all observer reports and take appropriate action, including making recommendations for future improvements or addressing any issues raised.
3. Observer reports shall be made available to the public to promote transparency and accountability in the Party's nomination processes.

16.7 POST-NOMINATION PROCESSES

16.7.1. Transition from Nomination to Election

1. Once a candidate is nominated, they shall be declared the official Party candidate for the respective elective office.
2. The NEB shall issue a certificate of nomination to each successful candidate, which shall serve as proof of their candidacy.
3. The Party shall provide financial, logistical, and moral support to its nominated candidates to ensure their success in the general election.

16.7.2. Collaboration with Other Party Candidates

1. Nominated candidates are expected to work together with other Party candidates at different levels to promote the Party's agenda and ensure electoral success.
2. The Party shall organize joint campaign events and other initiatives to enhance cooperation among its candidates.

16.8 POST-ELECTION REVIEW

16.8. 1. Post-Election Evaluation

1. After each election cycle, the NEB shall conduct a post-election evaluation to review the effectiveness of the nomination and election processes.
2. The evaluation shall involve feedback from Party members, candidates, polling officials, and election observers.

16.8.2. Recommendations for Future Improvements

1. Based on the findings of the post-election evaluation, the NEB shall make recommendations to the NEC for improving future nomination and election processes.
2. The NEC shall consider these recommendations and implement changes as necessary to enhance the transparency, efficiency, and fairness of the Party's elections.

PART XVII: FINAL PROVISIONS

17.1. Interpretation of the Rules

1. The NEB shall have the authority to interpret these rules in cases where there is ambiguity or uncertainty regarding their application.
2. Any disputes arising from the interpretation of these rules shall be referred to the NEC for a final decision.

17.2. Compliance with National Laws

1. These rules are subject to the Constitution of Kenya, the Political Parties Act, and any other relevant national laws.
2. In the event of any conflict between these rules and the national laws of Kenya, the national laws shall prevail.

17.3. Effective Date

1. These Nomination and Election Rules shall take effect immediately upon their adoption by the National Executive Committee and also subject to ratification by the Registrar of political parties.
2. All Party members, candidates, and officials are expected to comply with these rules as a condition of their participation in the nomination and election processes.