



**INJECT**  
**PARTY OF**  
**KENYA**

# **PROPOSED ELECTIONS AND NOMINATION RULES**

# TUNAAMINI ITABADILIKA





## 1. GENERAL PROVISIONS

1.1. In accordance with the INJECT Party Constitution, these rules are established to guide the election and nomination of party candidates for public office and party officials. The INJECT Party is committed to ensuring that its electoral processes are transparent, fair, and democratic, reflecting the principles of accountability, inclusivity, and respect for the rule of law. These rules shall govern all matters relating to elections and nominations, including eligibility, procedures, and dispute resolution, to uphold the integrity and unity of the party.

1.2. Elections and nominations within the party shall be conducted in an open, transparent, free, and fair manner.

1.3. All processes shall adhere to the provisions of the Kenyan Constitution, Electoral Laws, and the Party Constitution.

1.4. The party shall use consensus, secret ballot, or other democratic methods acceptable to members for elections and nominations, overseen by the *National Elections Board*.

1.5. Elections shall be overseen by the National Elections Board (NEB)

1.6. The Party shall provide equal opportunities for all eligible party candidates, including women, persons with disability, youth and minorities;

## 2. ELECTION ORGANS AND THEIR COMPOSITION

### National Elections Board (NEB)

2.1. The Board shall consist of not less than five (5) and not more than nine (9) member including the Chairperson and the Deputy Chairperson.

2.2. The Chairperson and members of the Board shall be appointed by the Party Leader from a list of nominees by the National Governing Council (NGC).

2.3. The Deputy Chairperson shall be elected from among the members of the Board by the Board Members and he or she shall be of opposite Gender to the Chairperson.

2.4. The Chairperson shall be a person qualified to hold the office of a judge of the High Court of Kenya.

2.5. The Deputy Chairperson and Members of the Board must be distinguished members of the party who are reputable, knowledgeable, competent and impartial.

2.6. The Chairperson and Members of the National Elections Board shall serve for a period of 3 years after which they may be eligible for reappointment provided they shall not serve for more than two (2) terms.

2.7. The quorum for all meetings of the NEB shall be at least a third of the members eligible to attend and vote.

2.8. Any member of the NEB who absents himself/ herself from three consecutive meetings without leave of the chairperson, shall be liable for disciplinary action.

2.9. Leave of absence envisaged in Article 14.9. shall only be valid if sought in writing, sent electronically to the Chairperson any time before commencement of the meeting and must be accepted in writing, electronically.

2.10. The Board shall have the following powers and duties:

- A. Implement the Party Nominations and Election Rules in accordance with the Constitution of Kenya, the Electoral Laws in force and the party constitution.
- B. The Board shall organize and supervise Party nominations and elections in open, transparent, free and fair elections and in compliance with the party nomination rules and the Electoral Laws in force.
- C. The Elections Board shall make rules and regulations for the management of the elections and nominations with the approval to the National Governing Council (NGC).
- D. The Elections Board in consultation with The National Governing Council (NGC) shall, announce the dates and venues for the nomination exercise.
- E. The Elections Board in consultation with the National Governing Council (NGC) shall advertise elections and venues of the Polling stations.
- F. Prepare and present periodic reports to the National Governing Council (NGC).
- G. Prescribe forms and documents needed for purposes of party elections and nomination of party candidates and shall supervise the issuance and return of those forms as circumstances may warrant.
- H. The Board shall issue an interim certificate to a candidate duly elected or nominated as a party candidate.
- I. The Chairperson of the National Elections Board shall be a mandatory signatory to the final nomination/election certificates approved by the National Governing Council (NGC).
- J. Issue a final list of the duly elected/nominated members to the National Governing Council (NGC).
- K. Appoint and post the Returning Officers, Presiding Officers and such other officials and staff as are necessary for the better carrying out of its mandate.

### 3. ELECTION COMMITTEES

- 3.1. The NEB may constitute and appoint, as it deems fit, Election Committees to support the conduct of Party primaries in any of the wards, constituencies and/or counties
- 3.2. Each Election Committee shall be composed of such number of persons as NEB may deem necessary
- 3.3. Members of an Election Committee shall be members of the party who are resident in the area where an election is to be conducted. They must be independent, neutral and distinguished persons of good moral standing in society and who shall not be seeking any elective post or nomination.
- 3.4. The Election Committee shall work under the supervision and the general direction of the NEB and shall perform all such tasks and duties as shall be assigned and delegated to them by the NEB.
- 3.5. The NEB shall be responsible for the recruitment and deployment of all Election Committee members.



#### 4. ELECTORAL AREAS AND POLLING CENTRES

4.1. The NEB shall, after determining the best way to conduct the party primary appoint a place or places at which the polling centre/s for each electoral area shall be established; and publish the notice.

4.2. In determining the number of polling centres and the location of any polling centre, the NEB shall have regard to geographical considerations, accessibility for persons with special needs, (including persons with disabilities), population and any other factors affecting communication between places within the electoral area.

4.3. The NEB may alter the number of polling centres and the location of any polling centre and shall thereupon publish a notice before the date of any election

4.4. The NEB may with prior arrangement with the relevant authorities, for the purposes of voting assign.

#### 5. ELECTION OFFICERS

5.1. The NEB shall recruit and train electoral officers to support its conduct of Party elections on such terms and conditions as it deems fit. The recruitment may take place any time prior to the commencement of the Party primaries. The recruitment will take into account the skills needs relating to the selected method of voting.

##### 5.2. County Returning Officers

The NEB shall appoint a county returning officer for each county and may appoint such number of deputy county returning officers as it may consider necessary. The county returning officer shall be responsible for—

- A. Conducting Party elections at the county level;
- B. Receiving nomination papers in respect of candidates nominated for the post of Governor, County Woman Representative and the Senate;
- C. Tallying and declaration of results, in the prescribed form, from all constituencies in the county for purposes of the nomination of the party candidate for county Governor, ] Senator and County Woman Representative;
- D. Such other functions as may be assigned by NEB.

##### 5.3. Constituency Returning Officers

The NEB shall appoint a constituency returning officer for each constituency and may appoint such number of deputy constituency returning officers for each constituency as it may consider necessary. The constituency returning officer shall be responsible for—

- A. Conducting Party primaries at the constituency level;
- B. Receiving nomination papers in respect of candidates nominated for the post of member of the National Assembly and members of County Assembly;
- C. Tallying and declaring, in the prescribed form, the final results from each polling centre in

- a constituency for the election of the Party candidate for member of the National Assembly and members of the county assembly;
- D. Submitting, in the prescribed form, the tallied results for the election of the Party candidates for county Governor, Senator and county woman representative, to the respective county returning officer;
- E. Such other functions as may be assigned by the NEB.

#### 5.4. Presiding Officers at polling centres

The NEB shall appoint a presiding officer for every polling centre and may similarly appoint such number of deputy presiding officers as may be necessary. The functions of a presiding officer shall be—

- A. Presiding over elections at an assigned polling centre;
- B. Counting, tallying, and announcement of results at the Polling centre; and
- C. Submitting polling center results to the Constituency returning officer.
- D. where computer aided voting is the method applied; aggregating the results from the different computers or electronic gadgets used at the polling centre, recording the results as reflected on each electronic gadget used on the applicable form, transmitting the results of each gadget used to the tallying centre and submitting the forms with the recorded results to the relevant Returning Officer.
- E. A returning officer may preside at a polling centre and in that case the returning officer shall, for the purposes of these Rules, be deemed to be the presiding officer of that station.

### 6. TALLYING CENTRES

6.1. The NEB shall designate the tallying centre/s to be used for tallying and announcing the Party primary elections results in respect of the different electoral areas as it may deem necessary.

6.2. The NEB shall appoint one or more Returning Officer/s to each designated tallying centre, one or more deputy Returning officer/s and the necessary number of tallying clerks to support the tallying process.

6.3. Where the Party adopts the method of computer aided voting, the NEB may set up one Tallying centre per county and design an application that will ensure that the voting from all polling centres is designed in a manner that facilitates the transmission of all the polling centre votes to accurately, aggregate the results of each electoral area.

6.4. Where there is one County tallying centre the NEB will determine whether to have one or more Returning officer/s for the centre.

### 7. AGENTS

7.1. An aspiring candidate in a Party primary shall appoint his or her agents to represent his or her interests during the party primaries elections. An agent shall be appointed by the candidate vide a letter addressed to the NEB and shall—

- A. be issued with an appointment letter by the aspiring candidate identifying him or her as the agent of that candidate; and
- B. be accredited by the NEB prior to appointment;
- C. be a registered member of the Party;
- D. be issued with an accreditation pass by the NEB.

7.2. An agent may represent one candidate at a time, but where candidates so agree, he or she may represent more than one candidate, provided that the candidates are not vying for the same elective seat.

7.3. Every agent appointed by a candidate for purposes of these Rules shall at all times during the performance of the duties authorized by the candidate to wear the accreditation pass.

## 8. REMOVAL OF AN ELECTION OFFICER

8.1. An election officer may be removed from office on grounds of:

- A. Serious violation of the Constitution of Kenya, 2010 or the electoral laws.
- B. Serious violation of the INJECT Party Constitution and these Rules.
- C. Inability to perform the functions of office arising from mental or physical incapacity.
- D. Gross incompetence.
- E. Communications with a candidate that compromises the integrity of the electoral process.
- F. Bribery and/or soliciting for financial or other favours from candidates and/or their agents.
- G. Violation of any other laws relating to elections.

8.2. An election officer shall be notified of the grounds for removal and be permitted to defend himself before the National Elections Board before a decision is made.

## 9. NOMINATION OF PARTY CANDIDATES

### 9.1 Eligibility Criteria

9.1.1 These Rules govern the election of the Party's candidates, seeking to run in the General Elections or By-Elections for the following positions:

- A. President and Deputy President
- B. Governor and Deputy Governor
- C. Member of the Senate
- D. County Woman Representative to the National Assembly
- E. Members of the National Assembly
- F. Member of the County Assembly



### 9.1.2. Candidates must submit the following documents:

- A. Detailed Curriculum Vitae (CV)
- B. National Identity Card
- C. Voter's Card or evidence of registration as a voter
- D. Relevant academic and/or professional certificates
- E. Candidates must pay a non-refundable nomination fee as determined by the National Governing Council (NGC) or a waiver of the fee for special interest groups as may be decided on by the NGC

9.1.3. The party shall ensure regional and ethnic diversity in all election organs and nominated positions, including special interest groups (youth, women, PWDs).

### 9.1.4. Presidential and Deputy Presidential Candidates

- A. Presidential and Deputy Presidential candidates must be nominated by the *National Delegates Convention*.
- B. They must meet all the requirements for presidential elections under the Kenyan Constitution and electoral laws.
- C. They are required to sign an agreement binding them to the party's duties and obligations.

### 9.1.5. Gubernatorial, Senatorial and Women Rep Candidates

- A. Gubernatorial, Senatorial and Women Rep candidates shall be nominated by not less than five thousand registered members of the party from the county.
- B. The candidate must meet all the requirements for election under the Kenyan Constitution and electoral laws of Kenya.

### 9.1.6. Member of National Assembly Candidates

- A. Member of National Assembly candidates shall be nominated by not less than one thousand five hundred registered members of the party from the constituency.
- B. The candidate must meet all the requirements for election under the Kenyan Constitution and electoral laws of Kenya.

### 9.1.7. County Assembly Candidates

- A. County Assembly candidates shall be nominated by not less than five hundred registered members of the party from the ward.
- B. They must meet the requirements of the Kenyan Constitution and electoral law

## 9.2. Disqualification 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. Is not a party member
- B. Is barred by the Governing Council after undergoing a disciplinary process for violating the INJECT Party Constitution and Code of Conduct
- C. Fails to meet any qualification criteria specified for an elective position under the Constitution, an Act of Parliament or these Rules;
- D. 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;
- E. Is not a citizen of Kenya,
- F. Is an undischarged bankrupt;
- G. Has any outstanding dues and penalties owed to the Party;
- H. 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 gender;
- I. Is serving a sentence of imprisonment of at least six months;
- J. Presents false documents as evidence in support of any application under these Rules, or
- K. 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.

## 9.3. Fees

An application for nomination for party candidature at all levels shall be accompanied by a non-refundable nomination fee that will be decided on by the National Governing Council. Such fees may be waived to enhance participation of special groups as the NGC may find necessary.

## 9.4. Notice of Vacant Positions for Party primaries

The NEB shall publish a notice to members regarding Party primaries, at least seven days before the date of the primaries. Such a notice shall state—

- A. the dates and venues of the primaries for each electoral area;
- B. the persons eligible to participate in the exercise;
- C. the date by which Party officials who wish to participate in the Party primaries must resign

from their Party offices;

- D. the mode through which the elections by universal suffrage of registered party members (certified by the Registrar of Political Parties) are to be held, specifying the mode of voting as either manual or by a computer-enabled means, or by a combination of both;
- E. the Party official(s) who shall be responsible for the exercise;
- F. the duration of the exercise;
- G. the fees, if any, that should be paid and details of how the payment should be effected;
- H. the date by which eligible persons must perform any act in relation to the exercise;
- I. where any aggrieved Party may file any grievances regarding the exercise;
- J. the Party official(s) who shall hear and determine any appeal in relation to the exercise; and
- K. other relevant detail pertaining to the exercise.

The notice may be amended by a decision of the National Governing Council

### 9.5. Application for Vacant Positions for Party primaries

9.5.1. An aspiring candidate shall submit to the NEB, a duly filled application form together with—

- A. a signed commitment to the Party's constitution, Party Code of Conduct, the electoral code of conduct and the values, Party Manifesto, and principles of the Party;
- B. a self-declaration form duly 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 or valid passport, certified by a commissioner of oaths;
- D. certified copies of the candidate's academic qualifications from the relevant institutions;
- E. evidence of registration as a premium member of the Party; and
- F. a receipt or other evidence of payment of nomination fees to the Party's designated bank account, clearly identifying the aspiring applicant or a waiver of fees from the National Governing Council of the Party.

9.5.2. 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.

9.5.3. 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 requirements specified above submit a certification confirming his or her registration with the National Council for Persons with Disabilities.

9.5.4. A person who wishes 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.



9.5.5. The NEB reserves the right to verify the authenticity on any document submitted to it, with the relevant issuing entity.

## 9.6. Vetting of Candidates

9.6.1. 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.

9.6.2. 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 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 mobilisation against opponents.

## 10. PARTY PRIMARIES

### 10.1. Order of Priority

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
- D. Universal suffrage of registered party members (certified by the Registrar of Political Parties).

### 10.2. Declaration of no contest

If at the close of the period for receiving applications from candidates for any elective post only one candidate is vetted and cleared in respect of 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.

### 10.3. Election by Consensus

10.3.1. Where an elective post has attracted more than one candidate, the candidates, the Party officials, the community leaders and the party members from that electoral area, may initiate a consensus-building process.

10.3.2. 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

10.3.3. The Party will refund any application fees paid by the candidates who have not been selected by consensus.

10.3.4. The candidates who withdraw their candidature in favour 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.

10.3.5. 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 favour of a Party candidate under this method, provided that these candidates qualify for the position.

### 10.4. Direct Nomination

10.4.1. Notwithstanding any other provision in these Rules, the Party May issue direct nominations to candidates.

10.4.2. Where direct nomination is the method to be applied, the NEB shall carry out a due diligence exercise to justify the use of this method. The due diligence exercise shall take into consideration any of the following:

- A. Credible research has been carried out in regards to the relevant electoral area through a scientific survey conducted by a competent entity, to provide an evidence-based opinion that a particular candidate is best placed to deliver the relevant electoral seat for the Party
- B. There is a confirmation that the aspirant is the only qualified candidate for the position that is the subject of the electoral exercise or stands elected.
- C. That such a direct nomination shall aid the Party to comply with the provisions of Article 81(b) of the Constitution of Kenya, 2010 as to gender thresholds provided that the candidate under consideration is qualified and capable of delivering the seat for the party.
- D. That the party leadership has compelling reasons that it is in the best interest of the party to issue direct party nomination to certain candidates.

10.4.3. In the application of the direct nomination method, the Party may also consider the views of other representatives of the electorate from the applicable electoral area including but not limited to community opinion leaders; party members from the electoral area including women, youth and persons with disability; religious and cultural leaders;

10.4.4. Where a candidate and or his or her supporters disrupt the party primaries through the use of violence, intimidation and other means that make it impossible for the conduct of a free and fair exercise, the NEB shall have the authority to give a direct nomination to any of the other opponents if the time left, or the resource factor does not permit the repeat of the exercise in a credible manner.

10.4.5. The Party's NGC shall meet to consider and approve the list of persons to be given direct party nomination certificates after consideration of the report that shall have been

compiled by the NEB.

10.4.6. Where the Party issues a direct nomination to a candidate the other candidates who had applied for that position shall be refunded the application fees paid.

### **10.5. Election procedure by universal suffrage of registered party members (certified by the Registrar of Political Parties)**

10.5.1. Universal suffrage of registered party members (certified by the Registrar of Political Parties) shall be employed as the method of last resort in the election of Party candidates under these Rules.

10.5.2. It is hereby provided that where an election shall be held under the universal suffrage method the NEB shall determine the mode to be used having due regard to the number of registered party members (certified by the Registrar of Political Parties) as registered voters in the assigned polling centre.

### **10.6. Campaign Rules**

10.6.1. Candidates shall not use hate speech, violence, or bribery

10.6.2. No campaigns shall be permitted forty-eight hours before polling is due to begin.

### **10.7. Conduct During Elections**

All candidates and party members are expected to conduct themselves with integrity, promoting party unity and respecting the election outcomes.

Misconduct, corruption, or violation of these rules may lead to disciplinary action, including suspension or expulsion from the party.

## **11. PARTY LISTS**

**11.1. The party shall submit party lists for nominated members to the *Independent Electoral and Boundaries Commission (IEBC)* in accordance with the Kenyan Constitution.**

The lists shall include:

1. National Assembly nominees for special interest groups (youth, persons with disabilities, etc.)
2. Senate nominees representing women, youth, and persons with disabilities.
3. County Assembly nominees for special interests

### **11.2. General Requirements for Party Lists**

- A. A Party List nominee shall be a person qualified for election for the seat for which he or she has been nominated
- B. A party List nominee shall be an INJECT Party premium member of good standing
- C. A Party List Applicant shall have been a member of INJECT for at least One year preceding



the General elections.

D. 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.

E. The NEB shall submit the Party Lists to the Independent Electoral and Boundaries Commission at least forty-five days before the date of the General election.

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

G. (Except in the case of the Senate Party List and the County Party Lists for gender equity, each Party List shall comprise the appropriate number of qualified candidates and alternates between male and female candidates known as the 'Zebra Sequence' in the priority in which they are listed.

H. Except in the case of the Senate Party List and the County Party Lists 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 marginalisation.

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

J. A Party List submitted to IEBC shall not be valid unless signed by the Chairperson of NEB and the Party Leader.

### **11.3. Party Lists for the National Assembly**

The Party Lists for the National Assembly shall comprise of the Twelve (12) names in three lists, including:

- A. List 1 containing Two (2) women and Two (2) men, representing persons with disabilities in order of priority
- B. List 2 containing Two (2) women and Two (2) men representing the youth in order of priority.
- C. List 3 containing Two (2) women and Two (2) men, representing workers in order of priority.
- D. The Party Lists shall alternate between women and men candidates with a woman being ranked first.

### **11.4. Party Lists for the Senate**

The Party Lists for the Senate shall comprise of Twenty (20) names in three lists, including:

- A. List 1 containing Sixteen (16) women in order of priority.
- B. List 2 containing One (1) woman and One (1) man representing persons with disabilities beginning with the woman
- C. List 3 containing One (1) woman and One (1) man representing the youth in order of priority.

D. The Party Lists in (b) and (c) of this rule shall alternate between women and men candidates with a woman being ranked first.

### 11.5. County Assembly Party Lists

11.5.1. The Party list for the County Assembly (Marginalized Groups namely; youth women and young men, women and men with disability and women and men from ethnic and other minority groups) for each County shall have 8 names of qualified marginalized groups nominees.

11.5.2. The County Assembly (Marginalized Groups) Party List shall be presented in the Zebra format where the names shall alternate between the women and men nominees with a woman's name ranking first.

11.5.3. The 8 nominees in the County Assembly (Marginalized Groups) Party List shall have at least 3 young men and women aged below 35 of age, 3 male and female persons with disabilities and 2 male and female persons representing any other marginalized groups as may be applicable in the particular County.

11.5.3. The Party lists for each of the County Assemblies' (Gender Top Up) shall contain the number of qualified nominees necessary to be nominated to ensure that the County Assembly comprises not more than two thirds of either gender if the number of elected members in all the Wards in the particular County are of one gender.

11.5.4. The County Assembly (Gender Top up) Lists shall be two, each containing an equal number of nominees; the first of women only and the second of men only. The nominees for the County Assembly (gender top-up) shall be drawn, in order of priority, from the list of the members of the gender that is below the One-Third Thresh hold after the Elections of the County Assembly members in the particular County. The number of nominees required for each of the County Gender Top Up lists shall be provided by the NEB.

### 11.6. Notice of Vacant Positions for Party Lists

A notice inviting applications for nominations to the Party List shall be issued by NEB at the appropriate time

### 11.7. Application for nomination to the Party Lists

11.7.1. 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

11.7.2. 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

11.7.3. The aspiring candidates 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 form duly commissioned by a commissioner for oaths as prescribed under the leadership and integrity act, 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;
- E. Evidence of registration as a member of the party indicating the date when the candidate joined the party as a member and that the membership remains in good standing;
- F. Information on the party activities that the member has participated in, any positions held in the party and the representation opportunities that he or she has 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.

### 11.8. Vetting and Shortlisting

11.8.1. 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 to the Party lists.

11.8.2. In the exercise of its function, the NEB may co-opt such other persons as it deems necessary.

11.8.3. Upon receipt of all applications to the Party List and after due verification, vetting and shortlisting therefor, the NEB shall—

A. Forward the different shortlists to the respective County Party Lists Nomination Committees to elect the County Assembly (Gender Top-Up) Party List nominees, in order of priority, from the Sixth (6th) position to the last as shall be guided for every county; and to elect the 8 County Assembly (Marginalised) Party List nominees, in order of priority, from the third (3rd) position, provided that the Committee may not include the names of persons who do not come from the applicable county nor persons who do not appear on the shortlist.

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 the order of priority; and the lists from the county party list nomination committees for the National committee to elect the top 5 nominees and top 2 nominees to the County Assemblies (gender equality) and (marginalized) Party Lists respectively.

### 11.9. Party Lists Nomination Committees

11.9.1. 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.

11.9.2. It is hereby provided that the National Governing Council shall be the National Party Lists Nominations Committee for the purposes of these Rules.

11.9.3. The National Party Lists Nominations Committee shall be convened 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.

11.9.4. The County Executive Committee shall be the County Party Lists Nominations Committee for the purposes of these Rules.



### 11.10. Election to Party Lists

#### 11.10.1. Party Lists Elections by the County Party Lists Nominations Committees

A. The County Party Lists Nominations Committees shall be responsible for the election of candidates to the County Assembly (Gender Equity) Party Lists, from the Sixth (6th) position to the end; and the election of candidates to the County Assembly (Marginalised including Persons with Disability and Youth) Party Lists from the Third (3rd) to the Eighth (8th) from all applications received for that purpose from the NEB.

B. The County Party Lists Nominations Committees shall, beyond the number of nominees indicated for the Gender Equity List for the County in question, and the Six (6) nominees for the County Marginalised List above, elect Five (5) more nominees for the Gender Equity List and Two (2) more nominees for the list of the Marginalised from which nominees may be picked to fill any vacancy arising before the finalization of the nomination by the National Party Lists Nominations Committee. The additional names shall also be ranked in order of priority.

C. Every County Party List Nomination Committee shall sit to elect members to the County Party list on a date, time and place designated by the NEB for this purpose. After the elections, a photographic image of the agreed lists, as signed by the chairperson of the nomination committee and the rapporteur, shall be taken and forwarded to the NEB immediately after the election by the committee members and the hard copies also delivered not later than the day following the elections; provided that the Committee may not nominate persons who do not come from the applicable county nor persons who do not appear on the NEB shortlist.

D. The NEB shall designate such suitable person, not being a member of the County Party Lists Nominations Committee, to serve as a rapporteur for the elections.

E. The NEB may make provision, where it deems necessary, to record the proceedings of the County Party Lists Nominations Committee through electronic means. The recording of the proceedings shall be undertaken by the rapporteur.

F. At the conclusion of the Party Lists elections by a County, the designated rapporteur shall immediately take a photographic image of the election's declaration form, and transmit using the network-enabled gadget, the declaration form and the digital recording referred to in sub-rule (6) above, where such recording was directed by the NEB, to the number designated by NEB.

G. The NEB shall, after receiving the Party lists from the County Party Lists Nominations Committees and verifying that they are in compliance with these rules forward the lists to the National Party Lists Nomination Committee.

H. Where the NEB refers a list back for reconsideration, the relevant County Party Lists Nominations Committee shall amend the list in light of the NEB's reservations and shall re-submit it to the NEB for approval within 2 days, failing which the NEB shall amend the list for onward transmission to the National Party Lists Committee.

#### 11.10.2. Party Lists Elections by the National Party Lists Nominations Committee

A. The National Party Lists Nominations Committee shall be responsible for the election of candidates to the National Assembly and the Senate Party Lists from all applications received for that purpose from the NEB. In addition, the National Party Lists Nominations Committee shall fill the first Five (5) positions in the County Assembly (Gender Equality) Party Lists and the first Two (2) positions in the County Assembly (Marginalized Groups) Party Lists.

B. After receiving the County Party Nomination lists, the National Party Lists Nomination Committee shall sit to carry out elections of persons to the party lists for National Assembly, the Senate and the County Assemblies' lists for Gender equity and the marginalized; provided

that the Committee may not nominate persons who do not meet the qualifications in these rules. In determining whom to nominate for the County Party list positions, the Committee shall not include persons who do not come from a County for which nominees are being considered.

C. Where the National Committee elects to include some of the nominees already included on the party lists forwarded by the County in the top 5 positions for gender Equity lists and in the top 2 for the Party list for the marginalized, the committee shall include the next person who did not make it to the list in the order of priority, from the additional list that shall have been provided by the County Committees.

11.10.3. The NEB shall submit the Party Lists, under the hand of the Chairperson of the NEB and the Party Leader, to the independent Commission in accordance with relevant laws.

## 12. PARTY ELECTIONS

### 12.1. General Provisions

12.1.1. Party officials shall be elected at various levels (National, County, Constituency, Ward) through a fair election process overseen by the relevant election boards.

12.1.2. All candidates seeking party positions must be fully paid-up premium members of the party.

12.1.3. Elections shall be held as outlined in the party constitution.

12.1.4. Campaign period shall be 21 days for national positions and 14 days for lower positions.

### 12.2. Procedure for Election of National Officials

12.2.1. The positions to be filled shall include the national officials, county officials, constituency officials and ward officials as specified by the constitution.

12.2.1 Notices of vacancies shall be published by the National Elections Board in accordance with the party constitution.

### 12.3. Nominations, Elections, and Voting

A. Nominations shall be submitted at least 30 days before elections

B. Notice of elections shall be issued at least 60 days before the election date.

C. Voting shall be by secret ballot unless unanimously agreed otherwise.

D. Voting shall take place at any time between 6:00 AM and 5:00 PM on the election day unless extended or otherwise specified by the National Elections Board as need may arise.

E. Votes shall be counted immediately after polling closes, in the presence of candidates/agents.

F. The NEB shall announce provisional results within 24 hours

G. Any candidate dissatisfied with the results may file a petition within 7 days to the National Elections Appeals Tribunal

H. The NEB Chairperson shall officially declare the final results after resolving all disputes.

I. Winners shall be issued certificates and their names forwarded to the ORPP for registration.

#### 12.4. Quorum

The quorum for election of party officials shall be as specified in the constitution for the various conventions.

#### 12.5. Assumption of Office

- A. Elected officials shall assume office immediately after certification by the NEB.
- B. An oath of office shall be administered by the outgoing Secretary-General or NEB Chair.
- C. All elected officials shall serve their term as specified in the constitution.
- D. Officials may be removed from office for misconduct as per the party's disciplinary procedures.

### 13. DISPUTE RESOLUTION

Any disputes arising from the nomination or election process will be referred to the *National Elections board, National Elections Appeals Tribunal and the Internal Dispute Resolution Committee*.

### 14. PENALTIES FOR BREACH OF RULES

14.1. The National Disciplinary Committee may impose penalties such as suspension, expulsion, or fines for breaches of election and nomination rules.

14.2. These Election and Nomination Rules shall be binding upon all members and organs of the INJECT Party and shall be implemented in accordance with the Party's Constitution. The Party reserves the right to amend these rules as necessary to reflect changes in the legal or political environment, subject to approval by the National Governing Council and where necessary, the National Delegates Convention.


14.3. It is the responsibility of every member and candidate to familiarize themselves with these rules and uphold the values and principles of the Party throughout the electoral process.


### 15. HARMONIZATION


Where these nomination rules contradict any provision of the INJECT Party Constitution, the Party Constitution shall take precedence of the rules provided that the National Elections Board shall notify the National Governing Council of such a contradiction for amendment of the rules.



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