



**UDA**  
**KAZI NI KAZI**

## **PARTY CONSTITUTION**

**SEPTEMBER 2023**





**UDA**

**KAZI NI KAZI**







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## ARTICLE 1: ESTABLISHMENT

1.1 There is established for the people of Kenya a Political Party known as United Democratic Alliance (UDA) hereinafter referred to as ‘the party’, which is registered under the Political Parties Act. It shall be a body corporate with a common seal, perpetual succession and may sue and be sued in its corporate name.

1.2 The party is founded on the principles of good governance; including equity, diversity, love, unity, freedom, justice, accountability, transparency and peace.





1.3 The leadership of the party shall ensure a just and prosperous nation through good governance and nurturing the right social, economic and political atmosphere for a just society to thrive.

1.4 The party symbol is a Wheelbarrow symbolizing “The value, dignity and commitment to work in pursuit of an equitable society”.

1.5 The party colours are Yellow, Black, and Green.

1.6 The party’s slogan is “Kazi ni Kazi”, meaning, “every hustle matters”.

## ARTICLE 2: PREAMBLE

2.1 **WE**, the members of the Party are; of the ethnic, cultural and religious diversity of Kenya;

2.1.1 **COMMITTED** to create a better Kenya where there is equity and inclusivity for the current and future generations;

2.1.2 **APPRECIATE** that everybody and every hustle matters in the growth and development of our Country;

2.1.3 **RECOGNISING** the need for honesty, openness, transparency and accountability in political leadership in our Country;

2.1.4 **INSPIRED** by the indomitable spirit of hard work and the resilience of the people of Kenya;

2.1.5 **DRIVEN** by the desire to uphold the fidelity to the rule of law and to protect and implement the Constitution of the Republic of Kenya;

2.1.6 **EXERCISING** our Political and Social Rights as recognized and guaranteed by the Supreme Law of the Land:

**DO RESOLVE** to form a National, Democratic, Transparent, Accountable and a Representative Political Party to actualize the hopes, dreams and aspirations of the people of Kenya from all walks of life.

**WE FURTHER RESOLVE** that the Party shall ensure that the Country remains a united and indivisible State proud of its diversity, and in which all persons regardless of the position, economic or social status enjoys all the rights, freedoms, liberties and protection as set out in the Constitution of Kenya, to the greatest extent permissible under the Law and shall fully participate in the decision-making process of the Country.



**OUR PHILOSOPHY** is that everyone in Kenya matters and deserves a chance on the table of decision-making and through the Party; Kenyans of all walks of life shall have the opportunity to contribute to nation building and to better their lives and the lives of future generations.

## **ARTICLE 2.2 VISION**

An equitably empowered Kenyan society living in a peaceful and united Country.

## **ARTICLE 2.3 MISSION STATEMENT**

To facilitate the fundamental rights, freedoms and potential of Kenyan people through a devolved, accountable and democratic government anchored onto a bottom-up economic model that promotes equal opportunities, improved economic welfare and shared prosperity.

## **ARTICLE 2.4 PARTY SYMBOL, SLOGAN & COLOURS**

2.4.1 The party symbol shall be a wheelbarrow and the party slogan shall be “Kazi ni Kazi”. The colours shall be:

2.4.1.1 **YELLOW** (dominant); Represents sun, wealth and justice of our beloved country.

2.4.1.2 **GREEN** Represents productivity, growth and auspiciousness of our land, Kenya.

2.4.1.3 **BLACK** Represents the people’s identity and consciousness.

2.4.1.4 **WHITE** (background); Represents the foundation on which the hustler government will be built on that is peace and unity.

## **ARTICLE 2.5 OFFICES OF THE PARTY**

The registered head office of the Party shall be based at Hustler Plaza, off Ngong Road, Ndemi Road, P.O. Box. 37500-00100 Nairobi.



## ARTICLE 2.6 VALUES & PRINCIPLES

- 2.6.1 Dignity and respect.
- 2.6.2 Determination, creativity and hard work
- 2.6.3 Democratic and Participatory Governance
- 2.6.4 Fidelity to the rule of law and Constitutionalism
- 2.6.5 Equality, Equity and Inclusivity
- 2.6.6 Transparency and openness
- 2.6.7 Gender parity; and Non-discrimination.

## ARTICLE 3: OBJECTIVES.

- 3.1 To promote a just, democratic, constitutional and an equal opportunities' society.
- 3.2 To build a fair, remunerative and competitive economy that rewards effort and enterprise.
- 3.3 To transform state and governance from a system that protects the power and privilege of the few to a people-centered service-delivery system.
- 3.4 To lead with humility, by faith and example, and inspire all of us to be the change we want to be;
- 3.5 To rise together as a nation that treasures and celebrates its diversity and affirms the dignity of every individual and community as equal before one another as we are before God;
- 3.6 To establish a democratic, people driven and inclusive Government of the people of Kenya, based on principles of integrity and equity;
- 3.7 To pursue and protect basic human rights and freedoms of life, worship, movement and association and human dignity;
- 3.8 To maintain constitutional, good governance and protect civil, political, economic, religious and cultural rights of every Kenyan;
- 3.9 To guarantee and protect the national heritage, resources and environment, security and equality before the law;



3.10 To promote working conditions and basic human rights and freedoms, without any form of discrimination based on creed, colour, gender, race, or tribe;

3.11 To be committed to legal and regulatory reforms;

3.12 To ensure full participation of women and youth in the governance of the state;

3.13 To pursue and guarantee provision of free health care, basic education and welfare services to ensure dignified quality standard of life for all Kenyans and to recognize every economic activity and nurture the same;

3.14 To promote, establish and pursue a just government, free of corruption, committed to high moral standards and observance of the established laws;

3.15 To promote peace, reconciliation, cohesion and integration of all communities;

3.16 To secure and affirm independent institutions for effective operation of government;

3.17 To nominate, sponsor and field party members as candidates for presidential, parliamentary and county elections;

3.18 Uphold the two-third gender principle in all structures and organs of the party;

3.19 To ensure full participation of women, youth, people living with disability, and minorities in the programs, activities and governance of the party; and such other objectives as shall be determined by the members through the various organs of the party.

## ARTICLE 4: MEMBERSHIP.

4.1 Membership to the party is open to all Kenyans irrespective of Colour, Creed, gender, or race;

4.1.1 Any adult Kenyan citizen upon application and are prepared to abide by this constitution and any other rules made thereunder,

4.1.2 Any person who has manifested a clear identification with the Party and its principles, policies and programs may apply for membership,





- 4.1.3 All members shall subscribe to the Party's Code of Conduct and pledge of commitment,
- 4.1.4 All members shall pay the prescribed membership fee.

#### ARTICLE 4.2 APPLICATION FOR MEMBERSHIP

4.2.1 One can apply for membership in person and or in writing to the authorised officials of the Party from Counties or the National Executive Committee (NEC).

4.2.2 The National Executive Committee (NEC) has the right to allow or reject any application for membership based on the rules and regulations as established in this constitution. This role may be delegated to a committee created by NEC and the party will develop the membership guideline.

4.2.3 Membership shall be renewable within the time frame set up by the party. A member may be issued with a Party membership card.

4.2.4 The Party shall determine the different types of membership and membership fees to be paid by each category of members.

4.2.5 The Membership Register shall contain details on; Identification, Region, Ethnicity, Persons Living with Disability, Gender and County.

4.2.6 There shall be a continuous update of the membership register.

#### ARTICLE 4.3 RIGHTS OF A PARTY MEMBER

4.3.1 A member subject to relevant regulations is entitled to;

4.3.1.1 Participate in Party activities and meetings;

4.3.1.2 Participate actively and effectively in the discussion, formulation and implementation of Party policies and programs;

4.3.1.3 Access Party documents including the Constitution, Members Guide, Election and Nomination Rules, Party Manifesto, circulars, memoranda and other relevant materials and information about their local branch upon formal request to the authorised Party office bearer;

4.3.1.4 Submit proposals or statements to the Constituency Secretary, County Secretary, or NEC provided such proposals are submitted through the appropriate structures and follow established protocol in the Party;

4.3.1.5 Participate in elections and be eligible for Party elections at all levels upon nomination.



4.3.1.6 Subject to this Constitution;

4.3.1.6.1 Every applicant for membership shall be bound by this Constitution including the Party's principles, vision, mission, values, objectives and to undertake to support the Party's candidates at elections.

4.3.1.6.2 Every member shall be entitled to participate in any election of the Party.

4.3.1.6.3 Every member shall be entitled to seek and to vote in any elective position in the Party,

4.3.1.6.4 Every member shall be entitled to inspect the Party's Constitution,

4.3.1.6.5 Party Register, Party Manifesto and audited financial documents upon formal request with appropriate notices to the relevant organ,

4.3.1.6.6 Every member is entitled to apply for the Party nomination to any elective position in the general or by-elections.

#### ARTICLE 4.4 DUTIES OF A PARTY MEMBER

4.4.1 A member of the Party shall:

4.4.1.1 Take all necessary steps to understand and carry out the aims, policies and programs of the party.

4.4.1.2 Explain the objectives, policies and programs of the Party to potential members or supporters and the general public.

4.4.1.3 Combat negative propaganda detrimental to the interest of the party and defend the aims, policies and programs of the Party.

4.4.1.4 Popularise the Party.

4.4.1.5 Observe discipline, comply with the Party's Code of Conduct and obey decisions of the Party.

4.4.1.6 Refrain from publishing and or distributing through any media platform without appropriate authorization, any information deemed confidential, or any views purporting to be the views of the party.

4.4.1.7 Register as a voter and take part in the Party and all other electoral processes at all levels.

4.4.1.8 Abide by the rules, regulations and decisions of the caucus they belong to in case of elected leaders.



4.4.1.9 Members of the Party elected as Member of County Assembly, Members of Parliament and Governor shall provide strategic leadership and work with the Party officials in their respective electoral areas to promote the Party and its programs except in all matters relating to party elections.

4.4.1.10 Be liable to pay such fees as shall be prescribed by the Party.

4.4.1.11 Support the Party financially and materially when called upon for a good cause.

4.4.1.12 Not to promote policies, manifesto and interest of other parties.

4.4.1.13 Not to support the candidature of another political party unless otherwise decided by the Party.

#### ARTICLE 4.5 TERMINATION OF MEMBERSHIP

4.5.1 One shall cease to be a member;

4.5.1.1 By resignation in writing to the Party office nearest to him, and the membership of such person shall terminate with effect from the date of the receipt thereof, provided that the termination shall not absolve the member from performing any outstanding obligations owed to the Party or other members.

4.5.1.2 By a resolution passed by the National Executive Committee.

4.5.1.3 By accepting an office, subscribing to or promoting activities of another political party.

4.5.1.4 By death.

4.5.1.5 By operation of any law.

4.5.2 A person whose membership has been terminated shall not be entitled to a refund of the fees or subscriptions made by him to the Party prior to termination, and all rights, privileges and responsibilities or facilities granted to or enjoyed by virtue of membership shall automatically terminate with effect from the date of acceptance of the resignation.

4.5.3 A person who terminates membership shall return all Party property in his custody, possession or control, failure to which the Party shall have a right to lay claim against such person for any money due or owing to the Party or for any damage or loss occasioned to the Party property which was in custody, possession or control prior to termination of membership.



4.5.4 Upon termination of membership, a member's name shall be struck off the Register of Party Members and such decision shall be communicated to the Registrar of Political Parties.

4.5.5 The National Executive Committee shall formulate appropriate rules and regulations for the effective application of this Article.

## ARTICLE 5: ORGANS OF THE PARTY

5.1 The following Party organs are hereby established:

5.1.1 National Delegates Congress;

5.1.2 National Governing Council;

5.1.3 National Executive Committee;

5.1.4 National Steering Committee;

5.1.5 National Policy Committee;

5.1.6 Governors and Deputy Governors Caucus;

5.1.7 Parliamentary Group

5.1.8 County Assembly Caucus;

5.1.9 Women Congress;

5.1.10 Youth Congress;

5.1.11 County Congress;

5.1.12 Constituency Congress;

5.1.13 Ward Congress;

5.1.14 Polling Centre Committee;

5.1.15 National Elections Board;

5.1.16 Internal Dispute Resolution Committee;

5.1.17 Disciplinary Committee.

## ARTICLE 6: COMPOSITION AND FUNCTIONS OF PARTY ORGANS





## 6.1 THE NATIONAL DELEGATES CONGRESS (NDC)

6.1.1 There is established the National Delegates Congress (NDC) which is the supreme organ of the Party. The National Delegates Congress shall consist of:  
-The following national officials elected by the NDC from among its members;

- 1) Party Leader;
- 2) Deputy Party Leader- Policy & Strategy;
- 3) Deputy Party Leader- Operations;
- 4) Deputy Party Leader- Programs;
- 5) National Chairperson;
- 6) Deputy Chairperson – Policy & Strategy;
- 7) Deputy Chairperson – Operations;
- 8) Deputy Chairperson- Programs;
- 9) Secretary General;
- 10) Deputy Secretary General – Policy & Strategy;
- 11) Deputy Secretary General – Operations;
- 12) Deputy Secretary General- Programs;
- 13) National Treasurer;
- 14) Deputy National Treasurer- Policy & Strategy;
- 15) Deputy National Treasurer- Operations;
- 16) Deputy National Treasurer- Programs;
- 17) National Organizing Secretary;
- 18) Deputy National Organizing Secretary- Policy & Strategy
- 19) Deputy National Organizing Secretary- Operations
- 20) Deputy National Organizing Secretary- Programs
- 21) Secretary for Women Affairs
- 22) Secretary Youth Affairs, Sports and Culture;
- 23) Secretary for legal affairs;



- 24) Secretary for Economic Affairs and Planning;
- 25) Secretary for Devolution & Intergovernmental Relations;
- 26) Secretary for Lands, Housing and Urban Planning;
- 27) Secretary for International Affairs;
- 28) Secretary for Energy, Petroleum and Mining;
- 29) Secretary for Information, Communication and Technology;
- 30) Secretary for Agriculture, Livestock and Fisheries;
- 31) Secretary for Water and Sanitation;
- 32) Secretary for Transport and Infrastructure;
- 33) Secretary for Tourism, Environment and Natural Resources;
- 34) Secretary for Education;
- 35) Secretary for Health;
- 36) Secretary for Micro Small and Medium Enterprises (MSMEs), Trade and Industrialization;
- 37) Secretary for Labour and Social Services;
- 38) Secretary for Persons with Disabilities;
- 39) The National Policy Committee; and
- 40) Executive Director.
- B. Elected Governors and Deputy Governors
- C. Members of the Senate
- D. Members of the National Assembly
- E. Members of the County Assembly
- F. County Executive Committee
- G. Constituency Executive Committee

6.1.2 The provisions of 6.1 (F) and (G) above shall be subject to a weighted formula as may be provided for in the regulations

## 6.2 FUNCTIONS OF THE NATIONAL DELEGATES CONGRESS



6.2.1 The National Delegates Congress shall be the supreme organ of the Party. It shall have the following powers and duties: -

6.2.1.1 To review, formulate, and or approve all the policies of the Party;

6.2.1.2 To elect from among its eligible members, the Party Leader and other National Officials in accordance with this Constitution;

6.2.1.3 To receive reports from the National Governing Council and the National Executive Committee on the operations of the Party;

6.2.1. To consider any such other matters as may be referred to it by the National Governing Council.

6.2.2 The Elected National Official shall serve for a term of five (5) years unless extended by the NDC.

## ARTICLE 7: THE NATIONAL GOVERNING COUNCIL (NGC)

7.1.1 There shall be a National Governing Council which shall be the second highest organ of the Party;

7.1.2 The National Governing Council (NGC) shall consist of the following members: -

7.1.2.1 National Executive Committee;

7.1.2.2 All Party elected Governors and Deputy Governors, Senators, and Members of National Assembly;

7.1.2.3 County Assemblies' Party Leaders and Whips and,

7.1.2.4 The Chairman, Secretary, Treasurer and Organizing Secretary of every County.

## ARTICLE 7.2 FUNCTIONS OF THE NATIONAL GOVERNING COUNCIL: -

7.2.1 To review and/or formulate policies of the Party for the approval by the National Delegates Congress;

7.2.2 To initiate all such activities as may further the objectives of the Party;

7.2.3 To monitor the general activities of the Party on behalf of the National Delegates Congress and to provide direction for such activities;

7.2.4 To make policy and administrative decisions on behalf of the National Delegates Congress which (in the opinion of the National Executive Committee) cannot wait until the next National Delegates Congress;



7.2.5 To rally the party around issues of national importance and give general direction on such issues;

7.2.6 Receive and consider disciplinary appeals from decisions of National Executive Committee and ratify, alter or substitute the decisions with its own and,

7.2.7 To receive and ratify, alter or rescind any decision taken by the National Executive Committee (NEC), or any other organ, or officials of the party.

#### ARTICLE 8: THE NATIONAL EXECUTIVE COMMITTEE

8.1 There is established the National Executive Committee (NEC) which shall be the executive organ of the Party that makes binding decisions on Party management and its policies. The National Executive Committee shall consist of;

8.1.1 National Officials

8.1.2 The Parliamentary Party Leaders and Whips

8.1.3 The Governors' Caucus Chairperson and Whip;

8.1.4 The Chairperson and Whip of the County Assembly Caucus, and,

8.1.5 The Executive Director who shall be ex-officio.

#### ARTICLE 8.2 FUNCTIONS OF THE NATIONAL EXECUTIVE COMMITTEE

8.2.1 The National Executive Committee shall be in charge of the Secretariat.

8.2.2 The National Executive Committee shall provide Party policies, political guidance to the Party, Party membership, bodies and committees formed by the Party, communications made to state bodies and others, regional, international cooperation with governments, and partners.

8.2.3 Ensure that relevant constitutional and valid recommendations of the National Delegates Congress and the National Governing Congress are carried out and Party policies adhered to;

8.2.4 Supervise the administration of the Party at all levels and direct such activities to further the objectives of the Party.

8.2.5 Work with the other organs of the Party to ensure harmony and cohesiveness of the activities and decisions of the Party.

8.2.6 Call any special sittings of the Party organs as and when needed.

8.2.7 Receive, consider, approve, and implement reports from various committees as well as advise the National Governing Congress accordingly on the reports and their decisions.





8.2.8 Make rules and regulations to govern anything that requires to be done under this Constitution for the better management of the Party and towards achieving the goals and objectives of the Party and prepare Party reports including the annual financial report.

8.2.9 Set dates, agenda, reports and determine the venues for the National Governing Council and National Delegate Congress meetings.

8.2.10 To approve the terms and conditions of services of the staff members employed by the Party;

8.2.11 To appoint other committees as it deems necessary from time to time for specified tasks and to determine their terms of reference;

8.2.12 To receive, consider, approve and implement reports and recommendations from various standing, ad hoc and specialised committees or individuals;

8.2.13 To receive and approve the annual financial budget, audited accounts and programs for the Party;

8.2.14 To convene and hold the Annual General Meeting of the Party on behalf of the members.

8.2.15 To liaise and coordinate with the National Elections Board in order to ensure a free, fair and transparent election of Party officials and nominations at all levels;

8.2.16 To appoint Party representatives to other organisations to which the Party relates;

8.2.17 To establish, coordinate and conduct various schemes aimed at stimulating Party activities;

8.2.18 To make or cause to be made rules and/or regulations for prescribing anything which requires to be prescribed under this Constitution and generally for the better carrying out of the provisions of this Constitution and matters incidental thereto;

8.2.19 To designate any of the deputies to act and undertake the duties and roles of the respective substantive office holders or in the absence of deputies, any other official to act where circumstances warrants or where in the opinion of National Executive Committee the office holder is unable to perform the duties of that office;

8.2.20 To approve application, recognition and coordination of the diaspora chapters of the party.



## ARTICLE 8.3 MEETING OF THE NATIONAL EXECUTIVE COMMITTEE (NEC)

8.3.1 A meeting of the National Executive Committee (NEC) may be convened on notice by the Secretary General in consultation with the National Chairperson or by a written request made by 25% of the members thereof.

8.3.2 National Executive Committee (NEC) shall meet as many times as may be necessary. The current National Executive Committee (NEC) shall remain in office until the Party conducts free, fair and credible elections countrywide; and,

8.3.3 The Quorum shall be at least 50% of the members.

## ARTICLE 9: THE NATIONAL STEERING COMMITTEE (NSC)

9.1 There shall be a standing Committee called the National Steering Committee, which shall be chaired and presided over by the National Chairperson, and shall consist of: -

9.1.1 The National Chairperson

9.1.2 The Secretary General;

9.1.3 The National Treasurer;

9.1.4 The Organizing Secretary;

9.1.5 Five (5) other members to be appointed by the National Executive Committee from among the members of National Executive Committee with competencies in relevant fields of representation and,

9.1.6 The Executive Director who shall be an ex officio member.

9.1.7 The meetings of the National Steering Committee shall be convened and chaired by the Party Chairperson or in their absence by the Deputy Chairperson or as shall be directed by the National Executive Committee (NEC).

## ARTICLE 9.2 THE ROLES AND DUTIES OF THE NATIONAL STEERING COMMITTEE

9.2.1 Acting on behalf of the National Executive Committee (NEC) on urgent matters where in their opinion, the National Executive Committee (NEC) cannot be sufficiently convened to undertake such urgent matters;

9.2.2 Convening short notice executive meetings to execute the mandate of the National Executive Committee (NEC);

9.2.3 Setting the agenda of National Executive Committee (NEC);

9.2.4 Oversee the management and supervision of the party affairs on behalf of The National Executive Committee (NEC);



9.2.5 Approve budgetary plans on behalf of the National Executive Committee (NEC); and,

9.2.6 Perform any such other function as shall be directed by The National Executive Committee (NEC).

## ARTICLE 10: NATIONAL POLICY COMMITTEE

10.1 There is hereby established a National Policy Committee (NPC).

10.1.1 National Policy Committee (NPC) members shall be appointed by the National Executive Committee (NEC) from among party members to serve for a term of five (5) years renewable only once.

10.1.2 The National Policy Committee (NPC) shall consist of;

10.1.2.1 Chairperson,

10.1.2.2 Deputy Chairperson,

10.1.2.3 Seven other members, all of whom have considerable experience in party matters and policy development.

10.1.3 The National Policy Committee (NPC) has the power to incorporate to its membership experts and technical persons with particular expertise when examining specific policy.

10.1.4 The members of National Policy Committee (NPC) shall sit in all party organs including the National Delegate Congress, National Governing Council and National Executive Committee or as the case may be to provide technical, strategic guidance and advice to such organs but without voting rights.

10.1.5 The Chairperson of the National Policy Committee (NPC) shall convene all the meetings and, in their absence, the vice chairperson shall convene.

10.1.6 The National Policy Committee (NPC) shall convene its sittings and execute its roles independent of other party organs.

10.1.7 The National Policy Committee (NPC) shall be resourced by the National Secretariat in all its activities.

## ARTICLE 10.2 ROLE OF NATIONAL POLICY COMMITTEE

10.2.1 The Committee shall;

10.2.1.1 Facilitate policy formulation, development, review and strategic framework;



10.2.1.2 Provide technical advice to the National Executive Committee on policy and strategy issues by the government.

10.2.1.3 In conjunction with the National Executive Committee conduct regular policy forums in which participation is encouraged.

10.2.1.4 To serve as an intermediary and formal consultative mechanism among party affiliated organisations, the Party and other entities.

10.2.1.5 To translate the party manifesto post-election into a strategic development blueprint and closely monitor its implementation in the medium term.

### ARTICLE 11: THE GOVERNORS CAUCUS

11.1 There shall be a caucus of Governors and Deputy Governors elected on the Party ticket to be known as the Governors Caucus which shall meet at least once every year or as may be convened by the National Executive Committee (NEC).

11.2 The National Executive Committee shall within ninety (90) days of the declaration of results of a general election, convene an inaugural meeting of the Governors and Deputy Governors elected in the Party ticket at a place as shall be determined by it. The agenda of the meeting shall be:

11.2.1 election of the Chairperson;

11.2.2 election of the deputy Chairperson; and,

11.2.3 the election of the Whip.

11.3 National Executive Committee shall convene an inaugural meeting within 90 days of declaration of results of a general election to

11.3.1 Elect the chairperson

11.3.2 Elect the deputy chairperson and

11.3.3 The whip

11.3.4 The Caucus shall take position on matters affecting Counties in line with that of the Party and should not oppose without justification the Party position and policy as are communicated in writing.

11.3.5 Decisions on any matter shall be determined by consensus or a simple majority vote and the same be communicated in writing to all members.





11.3.6 The Governors Caucus shall review and advise the Party on the implementation of the party policies and manifesto.

11.3.7 The Party Leader may convene the Governors' Caucus.

## ARTICLE 12: PARLIAMENTARY GROUP CAUCUS

12.1 There shall be established a Parliamentary Group consisting of Members of the National Assembly and Senate elected on the Party ticket.

12.2 The National Executive Committee shall within ninety (90) days of the declaration of results of a general election, convene a meeting of the Parliamentary Group Caucus at a place as shall be determined by it, at which meeting the agenda shall be: -

12.2.1 Election of the party leaders in the National Assembly and the Senate;

12.2.2 Election of Party Whips for each House;

12.2.3 Election of Deputy Party Whips for each House; and,

12.2.4 Secretary to the Parliamentary Group.

12.3 There shall be regular meetings of the parliamentary group to discuss parliamentary business and develop positions on matters of national interest.

12.4 The Party Leader may convene and preside over the parliamentary group at any time to discuss any matter.

12.5 The parliamentary group meeting may be convened by any of the parliamentary leaders to discuss parliamentary business.

12.6 The parliamentary leaders of the respective houses may convene the relevant house caucuses to discuss House Specific agenda.

12.7 The Party Leader is at liberty to attend and preside over any parliamentary group caucus meeting.

12.8 Any member with the support of one-third of the members of the parliamentary group caucus may petition to convene a parliamentary group caucus. If the quorum is attained, any of the parliamentary leaders may preside and, in their absence, the members present shall elect a session chair.

12.9 A Member of the National Assembly or Senate shall support and promote the position and policy of the Party.

12.10 Party positions shall be agreed on at meetings of the Party Parliamentary Group or house caucuses, decisions on any matter shall be determined by



consensus or a simple majority vote and the same be communicated in writing to all members.

12.11 The Parliamentary Group caucus shall meet at least four (4) times every year.

### ARTICLE 13: COUNTY ASSEMBLY CAUCUS.

13.1 There shall be established a County Assembly caucus which shall consist of Members of the County Assemblies elected on the Party ticket.

13.2 The National Executive Committee shall within ninety (90) days of the declaration of results of a general election convene a meeting of the County Assembly Caucus at a place as shall be determined by it at which meeting the agenda shall be:-

13.2.1 Election of the Chairperson;

13.2.2 Election of the deputy Chairperson; and,

13.2.3 Election of the Whip.

13.3 The Caucus shall take position on matters affecting Counties in line with that of the Party and should not oppose without justification the Party position and policy as are communicated in writing.

13.4 Decisions on any matter shall be determined by consensus or a simple majority vote and the same be communicated in writing to all members.

13.5 The Party Leader may convene and preside over the County Assembly caucus at any time to discuss any matter.

13.6 Any member with the support of one-third of the members of the County Assembly caucus may petition to convene a County Assembly caucus. If the quorum is attained, any of the county assembly leaders may preside and, in their absence, the members present shall elect a session chair.

13.7 Party positions shall be agreed on at meetings of the County Assembly caucus where indecisions on any matter shall be determined by consensus or a simple majority vote.

### ARTICLE 14: THE NATIONAL WOMEN CONGRESS (NWC)

14.1 There is established the National Women's Congress. The National Women Congress shall consist of: -

14.1.1 The National Officials being;



14.1.1.1 Secretary for Women affairs and gender as convener; and,

14.1.1.2 All Elected and Nominated Women National Leaders.

14.1.2 Elected Women Party Governors, Senators or Members of Parliament and Members of County Assemblies.

14.1.3 Women members of the County, Constituency and Ward Executive Committees.

14.1.4 The Secretary, Women Affairs and Gender, shall convene the National Women Congress at least thrice every year, in consultation with the National Executive Committee (NEC) or from time to time as shall be directed by the National Executive Committee (NEC).

#### ARTICLE 14.2 FUNCTIONS OF THE NATIONAL WOMEN CONGRESS (NWC)

14.2.1 The National Women Congress shall mobilise women to:

14.2.1.1 Popularise the party and recruit members;

14.2.1.2 Articulate special interest and needs of women for incorporation into Party policy;

14.2.1.3 Educate and sensitise women on Party policies and the need for their participation in Party and national matters;

14.2.1.4 Advise all Party organs on matters relating to women; and,

14.2.1.5 Such other roles as may be assigned by the National Executive Committee (NEC).

#### ARTICLE 15: THE NATIONAL YOUTH CONGRESS (NYC)

15.1 There is established the National Youth Congress (NYC). The National Youth Congress shall consist of: -

15.1.1 The Secretary Youth Affairs;

15.1.2 All National Youth Leaders;

15.1.3 Elected Youth Party Governors, Senators or Members of Parliament;

15.1.4 Elected Youth Members of County Assemblies; and,

15.1.5 Youth members of the County, Constituency and Ward Executive Committees.



15.2 Membership of the Youth Congress is limited to the age of eighteen to thirty-five (18-35) years. The Secretary Youth Affairs at the National Office in consultation with the National Executive Committee (NEC) shall convene and preside over the National Youth Congress.

15.3 The National Youth Congress shall be convened at least twice every year or from time to time as shall be approved by the National Executive Committee (NEC).

#### ARTICLE 15.4 FUNCTIONS OF THE NATIONAL YOUTH CONGRESS

15.4.1 Popularise and recruit members to the party;

15.4.2 Mobilise youth in order to participate in formulation of youth policies;

15.4.3 Guide the Party in special needs and interests peculiar to the youth in the formulation of party policies;

15.4.4 Organise relevant activities and programs for the youth in the country in liaison with the National Executive Committee; and,

15.4.5 Such other roles as may be assigned by the National Executive Committee.

#### ARTICLE 16: THE COUNTY CONGRESS

16.1 There is established a County Congress in every county.

16.1.2 The County Congress shall comprise the Twenty (20) Constituency Committee Members drawn from each Constituency in the County in addition to the Governor, Deputy Governor, Senator(s) and Woman Representative.

16.1.3 The County Congress shall elect from among themselves thirteen (13) officials and seven (7) members from whom at least three (3) shall be of the opposite gender to constitute the County Executive Committee provided that the seven (7) members reflect the diversity of the county

16.1.4 The County Executive Committee shall comprise of;

16.1.4.1 Chairperson and Deputy Chairperson each of the opposite gender;

16.1.4.2 Secretary and Deputy Secretary each of the opposite gender;

16.1.4.3 Treasurer;



- 16.1.4.4 Organizing Secretary;
- 16.1.4.5 Representative of Youth;
- 16.1.4.6 Representative of Women;
- 16.1.4.7 Representative of Persons with Disability;
- 16.1.4.8 Representative of MSMEs;
- 16.1.4.9 Representative of farmers;
- 16.1.4.10 Representative of the religious groups;
- 16.1.4.11 Representative of professional groups.
- 16.1.4.12 Seven (7) members with at least three (3) of the opposite gender

#### ARTICLE 16.2 FUNCTIONS OF THE COUNTY EXECUTIVE COMMITTEE

- 16.2.1 Convene the County Congress as required by this Constitution;
- 16.2.2 Supervise the day-to-day conduct of the Party activities at the County;
- 16.2.3 Propagate Party policies within the County;
- 16.2.4 Assist the National Election Board (NEB) in the conduct of Party nominations and elections at the county level;
- 16.2.5 Supervise the running of the County Secretariat;
- 16.2.6 Implement the decisions of the National Executive Committee at the County level;
- 16.2.7 Coordinate fundraising and publicity of the Party;
- 16.2.8 Function as the County Electoral College where it is appointed by the National Elections Board.
- 16.2.9 Recruit new members to the Party.
- 16.3.10 Perform other functions as may be assigned to it by the National Executive Committee.

#### ARTICLE 17: CONSTITUENCY CONGRESS

- 17.1 There is established a Constituency Congress at every constituency.
- 17.1.2 The Constituency Congress shall comprise the Twenty (20) Ward Committee Members from each Ward in addition to the elected members of National Assembly in the respective constituency.



17.1.3 The Constituency Congress shall elect from among themselves thirteen (13) officials and Seven (7) Members at least three (3) of whom shall be of the opposite gender to constitute the Constituency Committee PROVIDED that the seven (7) members reflect the diversity of the constituency.

17.1.4 The Constituency Committee officials shall comprise of;

17.1.4.1 Chairperson and the Deputy Chairperson each of the opposite gender;

17.1.4.2 Secretary and Deputy Secretary each of the opposite gender);

17.1.4.3 Treasurer;

17.1.4.4 Organizing Secretary;

17.1.4.5 Representative of Youth;

17.1.4.6 Representative of Women;

17.1.4.7 Representative of Persons with Disability;

17.1.4.8 Representative of MSMEs;

17.1.4.9 Representative of farmers;

17.1.4.10 Representatives of the religious groups;

17.1.4.11 Representative of professional groups;

17.1.4.12 Seven (7) members from whom at least 3 shall be of the opposite gender)

17.1.5 The Constituency Executive Committee shall comprise of;

17.1.5.1 Chairperson;

17.1.5.2 Secretary;

17.1.5.3 Treasurer;

17.1.5.4 Organizing Secretary;

17.1.5.5 Representative of Youth;

17.1.5.6 Representative of Women;

17.1.5.7 Representative of Persons with Disability;





## ARTICLE 17.2 FUNCTIONS OF THE CONSTITUENCY EXECUTIVE COMMITTEE

17.2.1 The Constituency Executive Committee shall have the following functions;

17.2.1.1 To oversee the daily affairs of the Party in the constituency;

17.2.1.2 Propagate Party policies;

17.2.1.3 Assist the National Elections Board in the conduct of Party nominations and elections;

17.2.1.4 Implement the Decisions of the National Executive Committee at the constituency level;

17.2.1.5 Coordinate fundraising and publicity of the Party;

17.2.1.6 Function as the Constituency Electoral College where it is appointed by the National Elections Board, and;

17.2.1.7 Perform other functions assigned to it by the National Executive Committee.

## ARTICLE 18: THE WARD CONGRESS

18.1 There is established a Ward Congress in every ward.

18.1.1 The Ward Congress shall comprise the Twenty (20) polling Centre Committee members from each polling centre in the ward in addition to the member(s) of the County Assembly

18.1.2 The Ward Congress shall elect from among themselves thirteen (13) officials and seven (7) members at least three (3) of whom shall be of the opposite gender to constitute the Ward Executive Committee PROVIDED that the seven (7) members reflect the diversity of the Ward.

18.1.3 The Constituency Committee shall comprise of;

18.1.3.1 Chairperson and Deputy Chairperson, each of the opposite gender

18.1.3.2 Secretary and Deputy Secretary, each of the opposite gender

18.1.3.3 Deputy Secretary;

18.1.3.4 Treasurer;

18.1.3.5 Organizing Secretary;

18.1.2.6 Representative of Youth;

18.1.3.7 Representative of Women;



- 18.1.3.8 Representative of Persons with Disability;
- 18.1.3.9 Representative of MSMEs;
- 18.1.3.10 Representative of farmers;
- 18.1.3.11 Representative of the religious groups;
- 18.1.3.12 Representative of professional groups;
- 18.1.3.13 Seven (7) members with at least three (3) of the opposite gender

## ARTICLE 18.2 FUNCTIONS OF THE WARD EXECUTIVE COMMITTEE

18.2.1 The Ward Executive Committee shall have the following functions;

- 18.2.1.1 To oversee the daily affairs of the Party in the ward;
- 18.2.1.2 Propagate Party policies;
- 18.2.1.3 Assist the National Elections Board in the conduct of Party nominations and elections;
- 18.2.1.4 Implement the decisions of the National Executive Committee at the ward level;
- 18.2.1.5 Coordinate fundraising and publicity of the Party;
- 18.2.1.6 Function as a ward electoral college where it is appointed by the National Elections Board; and,
- 18.2.1.7 Perform other functions assigned to it by the National Executive Committee

## ARTICLE 19: POLLING CENTRE MEMBERS COMMITTEE

19.1 There is established a Polling Centre Members Committee as the lowest electoral organ of the party at every polling centre.

19.1.1 The Polling Centre Members Committee shall be elected by all the party members registered at the polling centre and shall comprise of the following categories;

19.1.1.1 Three (3) members representing the religious groups with at least one of the opposite gender;

19.1.1.2 Four (4) members representing Micro, Small, Medium as well as large enterprises/traders with at least two of the opposite gender;



19.1.1.3 Three (3) members representing the Professional groups with at least one of the opposite gender;

19.1.1.4 Four (4) members representing the Youth with at least two of the opposite gender;

19.1.1.5 Three (3) members representing various categories of farmers with at least one of the opposite gender; and

19.1.1.6 One (1) member representing Special Interest Groups.

19.1.1.7 Two (2) other members

19.1.2 There is established Polling Centre Executive Committee which shall be the lowest executive organ of the party at the polling centre.

19.1.3 The twenty (20) Polling Centre Members Committee shall elect from among themselves Thirteen (13) members who shall form the Polling Centre Executive Committee comprising of;

19.1.3.1 Chairperson and Deputy Chairperson with each of the opposite gender

19.1.3.2 Secretary and Deputy Secretary with each of the opposite gender

19.1.3.3 Treasurer;

19.1.3.4 Organizing Secretary;

19.1.3.5 Representative of Youth;

19.1.3.6 Representative of Women;

19.1.3.7 Representative of Persons with Disability;

19.1.3.8 Representative of MSMEs;

19.1.3.9 Representative of farmers;

19.1.3.10 Representative of the religious groups;

19.1.3.11 Representative of professional groups;

## ARTICLE 19.2 FUNCTIONS OF THE POLLING CENTRE EXECUTIVE COMMITTEE

19.2.1 The Polling Centre Executive Committee shall have the following functions;

19.2.1.1 To oversee the daily affairs of the party at the polling centre

19.2.1.2 Propagate Party policies;



19.2.1.3 Assist the National elections board in the conduct of Party nominations and elections;

19.2.1.4 Supervise the running of the polling stations in the centre;

19.2.1.5 Implement the decisions of the National Executive Committee;

19.2.1.6 Coordinate fundraising and publicity of the Party; and,

19.2.1.7 Perform other functions assigned to it by the National Executive Committee through the relevant party organs.

## ARTICLE 20: DIASPORA CHAPTER

20.1 There may be established diaspora chapters across different parts of the World.

20.2 These branches shall have their activities governed by the provisions of this Constitution.

20.3 The role of the diaspora chapters is to promote the affairs of the party in their respective branches.

20.4 The diaspora branches shall elect officials amongst themselves who shall be the liaison person between the diaspora and the Party.

20.5 The Chairperson of the Chapter shall seek formal recognition by the party through the National Executive Committee (NEC).

## ARTICLE 21: NATIONAL ELECTIONS BOARD

21.1 There is hereby established the National Elections Board.

21.1.1 The National Elections Board will be appointed by the National Executive Committee and will be comprised of Seven (7) persons of high integrity who do not hold any elective party position.

21.1.2 At least one third of the members of the Board shall be of the opposite gender.

21.1.3 The National Election Board (NEB) shall act independent of any direction from anybody or other organ of the party BUT may incorporate experts from outside it.

21.1.4 The members of the National Election Board shall hold office for a period of five years renewable once.

21.1.5 The Board members shall represent regional diversity.



21.1.6 The Board shall consist of;

21.1.6.1 The Chairperson;

21.1.6.2 Six (6) other members; and,

21.1.6.3 The Director of elections as an ex-officio member and the Secretary to the Board.

21.1.7 The qualifications of the Chairperson and members of the board are provided under the nomination and election rules.

21.1.8 Membership of the National Elections Board (NEB) shall portray regional balance.

21.1.9 The Board shall make its own rules of procedure for its meetings save for the Nomination

21.1.10 Rules and Regulations to be approved by the National Executive Committee.

21.1.11 The National Secretariat shall provide secretarial support to the National Elections Board on need basis.

## ARTICLE 21.2 FUNCTIONS OF THE NATIONAL ELECTIONS BOARD

21.2 The Board shall have the following roles: -

21.2.1 To plan, organise, direct and coordinate the party internal party elections;

21.2.2 To undertake the Governor, Senator, Women Representative, parliamentary and County Assembly candidate's nomination;

21.2.3 Implement party nomination and election rules in accordance with the Constitution of Kenya, the electoral laws and the party constitution;

21.2.4 To appoint election coordinators to supervise party elections;

21.2.5 Prepare and make periodic reports to the National Executive Committee (NEC);

21.2.6 Supervise and coordinate the implementation of elections and nominations by the County, Constituency Ward and Polling Centre Committees;

21.2.7 Prescribe forms and documents for purpose of party elections and nominations;



21.2.8 Issue provisional certificates to candidates duly elected or nominated; and,

21.2.9 Issue final list of duly elected and nominated members to the National Executive Committee (NEC) for final approval and ratification.

## ARTICLE 22: THE NATIONAL SECRETARIAT

22.1 There shall be established a National Secretariat, which shall be headed by an Executive Director.

22.1.1 The National Secretariat shall have Directorates as approved by the National Executive Committee with each headed by a Director;

22.1.2 It shall function directly under the supervision of the National Executive Committee through the Secretary General, and;

22.1.3 The Executive Director shall be appointed by the National Executive Committee and shall be responsible for overall co-ordination of party activities, budget and resource allocation and program management.

## ARTICLE 22.2 DUTIES OF THE NATIONAL SECRETARIAT SHALL BE

22.2.1 Ensure the Management of Party operations;

22.2.2 Undertake Implementation on Party policies, strategies, decisions and programs;

22.2.3 Processing clearance of persons to be appointed by the National Executive Committee as Party's nominees for elective position;

22.2.4 Voter outreach and membership recruitment;

22.2.5 Registration and maintenance of voters or members register;

22.2.6 Co-ordination, facilitation and synchronization of Party activities and events;

22.2.7 Managing Public relations, communication and media outreach;

22.2.8 Undertaking Fundraising and resource mobilization;

22.2.9 Developing and implementation of campaign strategies;

22.2.10 Delivering Operations and logistics;

22.2.11 Implementation, monitoring, evaluation, auditing and reporting on party policies, strategies, decision and programs;





22.2.12 County, branch and sub-branch coordination and liaison with all Party structures;

22.2.13 Implementation of decisions and programs of the Party under guidance of the National Executive Committee; and,

22.2.14 Service the operations of subsidiary organs of the Party;

22.2.15 Monitoring, evaluation, auditing and reporting of all functions;

22.2.16 Any other function as may be assigned by the National Executive Committee.

### ARTICLE 23: THE EXECUTIVE DIRECTOR

23.1 There shall be established the office of the Executive Director who shall be an employee of the Party appointed by the National Executive Committee.

23.1.1 The Executive Director shall be in charge of the party secretariat and shall have the following roles:

23.1.1.1 Overseeing the day-to-day operations of the Party;

23.1.1.2 Ensure efficient functioning of the national, county and constituency secretariats;

23.1.1.3 Supervise and enforce discipline of all staff and their observance of all Party policies, manuals and programs;

23.1.1.4 Maintain a minute book of all resolutions of the National Delegates Conferences, National Governing Council, National Executive Committee and the sub- committees of the National Executive Committee, organs and the Caucuses of the Party;

23.1.1.5 Coordinate the implementation of all party policies, decisions and programs and generally ensure the achievement of all or any of the objectives of the party as stipulated in this constitution; and,

23.1.1.6 Submit periodic reports on the performance of the Secretariat to the Accounting officer.

23.1.1.7 Continuous liaison with the organs, structures and any coordination function of the party from the national level to the grassroots.

### ARTICLE 23.2 VACATION OF OFFICE BY THE EXECUTIVE DIRECTOR

23.2.1 The Executive Director shall vacate office if:

23.2.1.1 He or she ceases to be a member of the Party;



23.2.1.2 By notice to the Secretary General, resigns from office;

23.2.1.3 By death

23.2.1.4 Circumstances arise as would disqualify him from holding a public office in the Republic of Kenya in accordance with the Constitution of Kenya and any other written law; and,

23.2.1.5 The National Executive Committee by a resolution of a simple majority of its membership resolves so in the interest of the Party.

#### ARTICLE 24: NATIONAL PARTY OFFICIALS

24.1 The party shall have the following officials at the National Level: -

- 1) Party Leader;
- 2) Deputy Party Leader- Policy & Strategy;
- 3) Deputy Party Leader- Operations;
- 4) Deputy Party Leader- Programs;
- 5) National Chairperson;
- 6) Deputy Chairperson – Policy & Strategy;
- 7) Deputy Chairperson – Operations;
- 8) Deputy Chairperson- Programs;
- 9) Secretary General;
- 10) Deputy Secretary General – Policy & Strategy;
- 11) Deputy Secretary General – Operations;
- 12) Deputy Secretary General- Programs;
- 13) National Treasurer;
- 14) Deputy - National Treasurer- Policy & Strategy;
- 15) Deputy National Treasurer- Operations;
- 16) Deputy National Treasurer- Programs;
- 17) National Organizing Secretary;
- 18) Deputy National Organizing Secretary- Policy & Strategy;



- 19) Deputy National Organizing Secretary- Operations;
- 20) Deputy National Organizing Secretary- Programs;
- 21) Secretary for Women Affairs;
- 22) Secretary Youth Affairs, Sports and Culture;
- 23) Secretary for Legal Affairs;
- 24) Secretary for Economic Affairs and Planning;
- 25) Secretary for Devolution & Intergovernmental Relations;
- 26) Secretary for Lands, Housing and Urban Planning;
- 27) Secretary for International Affairs;
- 28) Secretary for Energy, Petroleum and Mining;
- 29) Secretary for Information, Communication and Technology;
- 30) Secretary for Agriculture, Livestock and Fisheries;
- 31) Secretary for Water and Sanitation;
- 32) Secretary for Transport and Infrastructure;
- 33) Secretary for Tourism, Environment and Natural Resources;
- 34) Secretary for Education;
- 35) Secretary for Health;
- 36) Secretary for MSMEs, Trade and Industrialization;
- 37) Secretary for Labour and Social Services;
- 38) Secretary for Persons with Disabilities; and,
- 39) Executive Director.

## ARTICLE 24.2 DUTIES OF PARTY OFFICIALS

### 24.2.2 PARTY LEADER

24.2.2.1 Shall be the Leader of the Party and the symbol of Unity;

24.2.2.2 Shall oversee, coordinate and supervise the implementation of the Party manifesto by the government and their respective agencies when the Party forms the government of the day.



24.2.2.3 Shall issue guidance for the performance of specific acts or omissions thereof in furtherance of the objectives of the Party or fulfillment and compliance with Party manifesto, programs, values and ideals;

24.2.2.4 Shall offer leadership, political direction and guidance to the party at all times in the discharge of its mandate;

24.2.2.5 Shall promote political harmony and democratic ideals within the party;

24.2.2.6 Shall chair all meetings of the National Delegates Congress, National Governing Council and in his absence, shall designate any of the Deputy Party Leaders to Chair;

24.2.2.7 May convene and preside over any meeting of any Organ of the Party;

24.2.2.8 Where in attendance shall preside over any meeting of any party organ; and,

24.2.2.9 Shall promote political consultation, engagement and co-operation with other Political Parties, coalitions and other stakeholder groups.

### 24.3 THE DEPUTY PARTY LEADERS

24.3.1 The Deputy Party Leaders shall deputize the Party leader and act as the principal assistants to the Party Leader in their respective portfolios.

### 24.4 DEPUTY PARTY LEADER-POLICY AND STRATEGY

24.4.1 The Deputy Party Leader Policy and Strategy shall;

24.4.1.1 Assist the Party leader in overseeing the development, communication, execution, monitoring, evaluation and sustenance of the Party's policies and strategic initiatives to facilitate realization of the goals and objectives of the Party as informed by the Vision and Mission of the Party.

24.4.1.2 Assist the Party leader in formulating the Party's Policies and overall Strategy as well as ensuring effective execution of the policies and strategy.

assisting the Party Leader in:

24.4.1.3 Overseeing the development of comprehensive policies, strategic plans, and Manifestos for the Party while collaborating with the Party Leader, senior leadership and other stakeholders within the Party;

24.4.1.4 Analyzing emerging issues in the political environment and advising the Party accordingly on emerging issues and desirable strategic responses;



24.4.1.5 Identifying and advising viable growth opportunities for the Party, including but not limited to collaborations, strategic alliances and partnerships;

24.4.1.6 Identify and convey strategic risks and proposing mitigation measures; Communicating and implementing the Party's overall policies and strategic framework both internally and externally so that all integral stakeholders of the Party are effectively brought on board to facilitate ease of implementation;

24.4.1.7 Driving decision-making that creates innovation, creativity, medium- and long-term improvement programs and change initiatives;

24.4.1.8 Undertaking continuous research to inform review of the Party's programs and activities;

24.4.1.9 Establishing and reviewing key strategic priorities depending on emerging issues in the operational environment;

24.4.1.10 Facilitating internal capacity-building within the Party on policy and Strategy initiatives and ensuring the same are cascaded downwards to the lowest levels within the Party; and

24.4.1.11 Monitoring, evaluating and reporting on the execution of the Party policy documents and strategic Plan.

## 24.5 DEPUTY PARTY LEADER- OPERATIONS

24.5.1 The Deputy Party Leader-operations shall;

24.5.1.1 assist the Party Leader in ensuring that the Party's Programs and project's deliverables are achieved

24.5.1.2 in a cost-effective, timely, and highly responsive manner and in compliance with the Party's policies and operational guidelines, rules, regulations, and procedures. work closely with other implementing organs of the Party such as the Party Secretary General and the Party Secretariat

24.5.1.3 assist the Party Leader in overseeing and managing various financial, administrative and operational components of the Party's programs and projects,

24.5.1.4 providing leadership in project contracting and subcontract management, budget oversight, staff and consultant mobilization and management, stakeholder relationship, and Human Resource management for the Party's programs and projects.

24.5.1.5 Assist the Party Leader in:



24.5.1.5.1 Supporting overall tactical allocation and coordination of the Party's program and project resources on behalf of the Party;

24.5.1.5.2 Working with the Secretary General and Party Secretariat in ensuring that all Party activities are carried out in compliance with Party regulations, policies procedures and in an efficient and responsive manner, providing or soliciting guidance when appropriate;

24.5.1.5.3 In close collaboration with the Party Leader and consultation with other relevant Party organs, monitoring the program and project budgets, including tracking of expenditure and forecasting, and contributing to development of scopes of work, implementation plans, budgets and forecasts;

24.5.1.5.4 Effective Party programme and project outsourcing and contractor relationship management and ensuring proactive and compliant mobilization of contract expertise;

24.5.1.5.5 Serves as a key liaison for the Party Leader on all matters related to project financial management and operations,

24.5.1.5.6 Assures smooth coordination on all logistics, contracts, financial planning and reporting, and other administrative matters, in close consultation with the Party Secretary General and the Secretariat;

24.5.1.5.7 Keeping the Party Leader effectively apprised of issues related to Party' programme and project management and implementation;

24.5.1.5.8 Working effectively with the Party Secretary General and Secretariat to ensure timely completion of the Party's administrative deliverables, as requested by the Party Leader or informed by resolutions of other Party organs depending on unfolding events from time to time.

## 24.6 DEPUTY PARTY LEADER- PROGRAMS

24.6.1 The Deputy Party Leader-programs shall;

24.6.1.1 assist the Party Leader in the determination, planning and designing of relevant programs that facilitate effective implementation of the Party's policies and strategies.

24.6.1.2 be responsible for determining, introducing, managing and delivering desirable change within the Party.

24.6.2 The role requires effective co-ordination of the Party's programs; effective management of their inter-dependencies; determination and mitigation of any risks and issues arising.





24.6.3 Other key functional mandates include assisting the Party leader in undertaking the following tasks:

24.6.3.1 Development of relevant programs that facilitate realization of the Party's policies and strategies;

24.6.3.2 Proactively and continuously monitoring the progress of Party' programs, resolving issues and initiating appropriate corrective action;

24.6.3.3 Managing both the dependencies and the interfaces between the Party programs to eliminate duplicity of effort and facilitate synergy and linkages at all levels;

24.6.3.4 Managing risks to the Party's programs to facilitate successful outcomes;

24.6.3.5 Determination and co-ordination of the new capability for the Party to enable effective change and realization of programme benefits;

24.6.3.6 Ensuring overall integrity and coherence of the Party's programs; and

24.6.3.7 Ensuring the development and maintenance of an enabling programme environment to support each individual project within it; and

24.6.3.8 Ensuring effective programme management.

## 24.7 THE NATIONAL CHAIRPERSON

24.7.1 The National Chairperson;

24.7.1.1 Convenes and chairs the National Executive Committee;

24.7.1.2 Shall ensure discipline, proper conduct and order in the Party in accordance with this Constitution;

24.7.1.3 On behalf of the National Executive Committee, provide policy guidance;

24.7.1.4 Promote unity and cohesiveness within the different party organs, ensure an effective working relationship between party officials and members;

24.7.1.5 Promote the image of the Party, defend the Party, its constitution, policies, interest, programs and actions;

24.7.1.6 Perform such duties and exercise such powers conferred upon them by this Constitution;

24.7.1.7 Shall be a signatory to the Party certificates of nomination; and,

24.7.1.8 Shall be a signatory to the Party accounts.



## 24.8 DEPUTY CHAIRPERSONS

24.8.1 The Deputy Chairpersons shall deputize the National Chairperson in their respective portfolios.

24.8.2 The Deputy Chairpersons shall perform the duties of the chairperson where in the opinion of the National Executive Committee, the chairperson is unable to perform the functions.

24.8.3 The other key roles of the Deputy Chairpersons under their respective portfolios shall with necessary modifications be the roles of the Deputy Chairpersons.

## 24.9 THE SECRETARY GENERAL

24.9.1 The Secretary General shall: -

24.9.1.1 Be the spokesperson of the Party and shall oversee the management of the Party under the general direction of the Party Leader, National Delegates Congress, National Governing Council and National Executive Committee.

24.9.1.2 Issue notices to convene meetings of the National Delegates Congress, National Governing Council and National Executive Committee. under the direction of the National Executive Committee;

24.9.1.3 Supervise, monitor and report on the implementation of Party policies and programs and provide quarterly reports to the appropriate Party organs;

24.9.1.4 Prepare the annual reports of the activities of the Party and present them to relevant national organs;

24.9.1.5 Responsible for all the Party's affairs at the National Secretariat, the organs or bodies which relate to the National Secretariat and the Party's management from the grassroots to the National level;

24.9.1.6 Keep or cause to be kept proper record of minutes of all meetings of the National Delegates Convention, National Governing Council, and National Executive Committee, and ensure the dissemination to persons, organs, or bodies concerned;

24.9.1.7 Be the accounting officer of the Party and signatory to the accounts of the Party;

24.9.1.8 Be the custodian of the seal of the party;

24.9.1.9 Be the custodian of legal documents of the party;

24.9.1.10 Be in charge of all correspondences and communications on behalf of the Party and shall



24.9.1.11 issue resolutions upon a written communication from the National Executive Committee;

24.9.1.12 Be a signatory to the party nomination certificates;

24.9.1.13 Be the secretary to the National Delegates Conference, National Governing Council and National Executive Committee; Implement the decisions of the various organs of the Party;

24.9.1.14 Perform any other duties conferred upon them by this Constitution or the National Executive Committee; and,

24.9.1.15 Perform such duties and functions as are inherent in or customary to the office of Secretary General of a political party

#### 24.10 DEPUTY SECRETARY GENERALS

24.10.1 The Deputy Secretary Generals shall deputize the Secretary General in their respective portfolios.

24.10.2 The Deputy Secretary Generals shall have the mandate to undertake the role of the Secretary General in their absence, incapacity to act or where for any other reason, in the opinion of the National Executive Committee, the Secretary General is unable to perform the duties of the office of the Secretary General.

24.10.3 Whenever a Deputy Secretary General performs the roles of the Secretary General, such decisions made by the Deputy Secretary General shall be valid as though made by the substantive office holder.

#### 24.11 NATIONAL ORGANIZING SECRETARY

24.11.1 The National Organizing Secretary shall;

24.11.1.1 Be responsible for membership recruitment under the general direction of the National Executive Committee

24.11.1.2 Be responsible for the organization, management of the public meetings, seminars, study groups, workshops, National Delegate Congress and National Governing Council under the general direction of National Executive Committee;

24.11.1.3 Shall be responsible for publicity related functions; and,

24.11.1.4 Shall delegate functions and responsibilities as appropriate.



## 24.12 DEPUTY NATIONAL ORGANIZING SECRETARIES

24.12.1 The Deputy National Organizing Secretaries shall deputize the National Organizing Secretary in their respective portfolios.

## 24.13 NATIONAL TREASURER

24.13.1 The National Treasurer shall;

24.13.1.1 Be responsible for management of finances of the Party under the general direction of the national organs of the Party;

24.13.1.2 Coordinate fundraising and resource mobilization;

24.13.1.3 Supervise the financial matters of the various organs of the Party in accordance with the Public Finance Management Act, 2012;

24.13.1.4 Prepare and present the annual budget and accounts of the Party to the National Executive Committee & National Delegate Congress;

24.13.1.5 Maintain Party bank accounts as one of the signatories to those accounts and shall have access to all bank reports;

24.13.1.6 Be an “authorized official” of the Party in terms of Section 15 of the Second Schedule of the Political Parties Act, 2011 and shall together with other authorized officials sign documents set out in Section 15 of the Second Schedule of the Political Parties Act, 2011 on behalf of the Party; and,

24.13.1.7 Perform such duties and functions as are inherent in or customary to the office of the National Treasurer.

## 24.14 DEPUTY NATIONAL TREASURERS

24.14.1 The Deputy National Treasurers shall deputize the National Treasurer in their respective portfolios.

## 24.15 SECRETARY FOR WOMEN AFFAIRS

24.15.1 The Secretary for Women Affairs shall;

24.15.1.1 Articulate special interest and needs of women for incorporation into Party policy.

24.15.1.2 Educate and sensitize women on Party policies and the need for their participation in Party and national matters. Advise all Party organs on matters relating to women.



## 24.16 SECRETARY FOR YOUTH AFFAIRS, SPORTS AND CULTURE

24.16.1 The National Secretary for Youth Affairs shall;

24.16.1.1 Provide leadership in the overall mobilisation of the youth participation in the Party affairs;

24.16.1.2 Provide leadership in the formulation of youth Party policies;

24.16.1.3 Guide the Party in special needs and interests peculiar to the youth in the formulation of Party policies; and,

24.16.1.4 organise relevant activities and programs for the youth in the country in liaison with the National Executive Committee.

## 24.17 SECRETARY FOR PERSONS WITH DISABILITIES (PWDs)

24.17.1 The secretary representing persons with disabilities shall;

24.17.1.1 Provide leadership in overall mobilisation of the PWD's participation in the party affairs;

24.17.1.2 Provide leadership in the formulation of Party policies to incorporate PWDs interests;

24.17.1.3 Guide the Party in special needs and interest's peculiar to the PWDs in the formulation of party policies; and,

24.17.1.4 organise relevant activities and programs for the PWDs in the country in liaison with the National Executive Committee.

## 24.18 OTHER SECRETARIES

24.18.1 They shall;

24.18.1.1 Act in their respective portfolios as shadow Secretaries to ensure that the party manifesto and ideals are delivered;

24.18.1.2 Represent the party in national debates and/or meetings where their respective portfolio are involved in order to articulate the issues relevant to their dockets

24.18.1.3 Provide technical support to the party in preparation of the manifesto;

24.18.1.4 To ensure that each sector is duly covered in the manifesto with deliverables to monitor the implementation of the manifesto in their respective dockets.



## ARTICLE 25: COUNTY OFFICIALS

25.1 The County Party Officials shall manage the Party activities at the County level.

25.1.1 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 and values of the Party. Subject to any other duty expressly provided for by this Constitution.

25.1.2 The following County Officials shall be elected by the County Congress from among its members;

25.1.2.1 Chairperson;

25.1.2.2 Deputy Chairperson;

25.1.2.3 Secretary;

25.1.2.4 Deputy Secretary;

25.1.2.5 Treasurer;

25.1.2.6 Organizing Secretary;

25.1.2.7 Representative of Youth;

25.1.2.8 Representative of Women;

25.1.2.9 Representative of Persons with Disability;

25.1.2.10 Representative of MSMEs;

25.1.2.11 Representative of farmers;

25.1.2.12 Representative of the religious groups;

25.1.2.13 Representative of professional groups

## 25.2 COUNTY CHAIRPERSON

25.2.1 The County Chairperson shall be in charge of the Party affairs within the County.

25.2.2 They shall preside over all County Party meetings and supervise the affairs of all Party branches within the County.

25.2.3 They shall do all such duties as may be prescribed by the National Executive Committee, or any other relevant national Party organ.

25.2.4 They will be expected to use their skills and experience to promote Party objectives in the County.





### 25.3 COUNTY DEPUTY CHAIRPERSON

25.3.1 The County Deputy Chairperson shall assist the County Chairperson in the discharge of their mandate and shall perform all responsibilities of the County Chairperson in the latter's absence.

### 25.4 COUNTY SECRETARY

25.4.1 The County Secretary shall prepare or cause to be prepared proper records of minutes and other activities undertaken by the Party within the County and in particular the County Executive Committee meetings.

25.4.2 The County Secretary shall exercise the powers and responsibilities according to this Constitution or as directed by the County Executive Committee or the National Executive Committee.

### 25.5 COUNTY DEPUTY SECRETARY

25.5.1 The County Deputy Secretary shall assist the County Secretary in the performance of their duties. They shall also discharge any other function assigned to them from time to time by the County Secretary or the County Executive Committee.

### 25.6 COUNTY TREASURER

25.6.1 The County Treasurer shall;

25.6.1.1 be in charge of all Party financial affairs in the County.

25.6.1.2 be responsible for all financial transactions within the County under the direction of the County Executive Committee.

25.6.1.3 ensure that up-to-date and proper financial statements are kept.

### 25.7 COUNTY ORGANIZING SECRETARY

25.7.1 The County Organizing Secretary shall be in charge of County party publicity.

25.7.2 They shall publicize and send out notifications of County public meetings of the Party.

### 25.8 COUNTY WOMEN LEADER

25.8.1 They shall promote and mobilize Party activities among women in the County and shall perform duties and responsibilities prescribed to them by the County Executive Committee.

25.8.2 They are the coordinator of the Women Congress at the County level; they convene and chair the congress.

### 25.9 COUNTY YOUTH REPRESENTATIVE

25.9.1 The County Secretary of Youth Affairs shall promote and mobilize Party activities among the youth in the County.



25.9.2 The County Secretary of Youth Affairs shall, in addition, perform duties prescribed to them by the County Executive Committee.

#### 25.10 COUNTY REPRESENTATIVE FOR SPECIAL INTEREST GROUPS AND OTHER STAKEHOLDER GROUPS

25.10.1 County Representative for Special Interest Groups and other Stakeholder Groups shall;

25.10.1.1 promote and mobilize Party activities among the special interest groups in the County.

25.10.1.2 articulate the particular issues affecting the stakeholder group they represent and ensure their inclusion in the party programs.

25.10.1.3 In addition, perform duties prescribed to them by the County Executive Committee.

#### ARTICLE 26: CONSTITUENCY OFFICIALS

26.1 The Constituency Party Officials shall manage the Party activities at the Constituency Level.

26.1.1 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 and values of the Party.

26.1.2 The Constituency Officials shall be elected by the Congress and shall consist of the following officials;

26.1.1.1 Chairperson and the Deputy Chairperson with each from either gender;

26.1.1.2 Secretary and Deputy Secretary with each from either gender;

26.1.1.3 Treasurer;

26.1.1.4 Organizing Secretary;

26.1.1.5 Representative of Youth;

26.1.1.6 Representative of Women;

26.1.1.7 Representative of Persons with Disability;

26.1.1.8 Representatives of MSMEs

26.1.1.9 Representatives of farmers

26.1.1.10 Representatives of religious groups

26.1.1.11 Representatives of professional groups



26.1.1.12 Seven (7) other members (with 3 of opposite gender)

26.1.3 Subject to any other duty expressly provided for by this Constitution, the main duties of the County Party Officials shall be as follows: -

## 26.2 CONSTITUENCY CHAIRPERSON

26.2.1 The Constituency Chairperson shall be;

26.2.1.1 In charge of the Party affairs within the constituency;

26.2.1.2 Preside over all Constituency Party meetings and supervise the affairs of all Party branches within the Constituency;

26.2.1.3 Do all such duties as may be prescribed by the National Executive Committee, or any other relevant national Party organ; and,

26.2.1.4 Expected to use his skills and experience to promote party objectives in the Constituency.

## 26.3 CONSTITUENCY SECRETARY

26.3.1 The Constituency Secretary shall;

26.3.1.1 Prepare or cause to be prepared proper records of minutes and other activities undertaken by the Party within the Constituency;

26.3.1.2 Be the Secretary to the Constituency Executive Committee meetings; and,

26.3.1.3 Exercise the powers and responsibilities according to this constitution or as directed by the Constituency Executive Committee.

## 26.4 CONSTITUENCY TREASURER

26.4.1 The Constituency treasurer shall be;

26.4.1.1 In charge of all Party financial affairs in the Constituency;

26.4.1.2 Responsible for all financial transactions within the Constituency under the direction of the Constituency Executive Committee (CEC);

26.4.1.3 Ensure that up-to-date and proper financial statements are kept;

26.4.1.4 Mobilize and fundraise for the Party at the Constituency level.

## 26.5 CONSTITUENCY ORGANIZING SECRETARY

26.5.1 The Constituency Organizing Secretary shall be;

26.5.1.1 In charge of Constituency, Party publicity;

26.5.1.2 Issue all notices for public rallies convened by the Party; and,



26.5.1.3 Publicize and send out notifications of Constituency public meetings of the Party.

## 26.6 CONSTITUENCY WOMEN REPRESENTATIVE

26.6.1 The Constituency Women representative shall promote and mobilize Party activities among women in the Constituency.

26.6.2 They shall perform duties and responsibilities prescribed to them by the Constituency Executive Committee.

## 26.7 CONSTITUENCY YOUTH REPRESENTATIVE

26.7.1 They shall promote and mobilize Party activities among the youth in the Constituency.

26.7.2 They shall, perform in addition to their duties prescribed to them by the Constituency Executive Committee.

## 26.8 CONSTITUENCY REPRESENTATIVE FOR PERSONS WITH DISABILITIES

26.8.1 They shall promote and mobilize Party activities among the Persons with Disabilities in the Constituency.

## ARTICLE 27: WARD OFFICIALS

27.1 The Ward Party Officials shall manage the Party at the Ward level.

27.1.1 All office bearers shall perform their functions in accordance with the spirit and provisions of this Constitution and shall ensure that they are guided by the objectives and values of the Party.

27.1.2 The Ward Congress shall elect from among themselves Ward officials to constitute the Ward Executive Committee consisting of the following officials;

27.1.2.1 Chairperson and Deputy Chairperson each from either gender;

27.1.2.2 Secretary and Deputy Secretary each from either gender;

27.1.2.3 Treasurer;

27.1.2.4 Organizing Secretary;

27.1.2.5 Representative of Youth;

27.1.2.6 Representative of Women;

27.1.2.7 Representative of Persons with Disability;



27.1.2.8 Representative of MSMEs;

27.1.2.9 Representative of farmers;

27.1.2.10 Representative of the religious groups;

27.1.2.11 Representative of professional groups;

## 27.2 WARD CHAIRPERSON

27.2.1 The Ward Chairperson who shall be;

27.2.1.1 In charge of the Party affairs within the ward;

27.2.1.2 Preside over all ward Party meetings and supervise the affairs of the Party within the ward;

27.2.1.3 Do all such duties as may be prescribed by the Ward Executive Committee, or any other relevant national Party organ; and,

27.2.1.4 Be expected to use his skills and experience to promote party objectives in the ward.

## 27.3 WARD SECRETARY

27.3.1 The Ward Secretary shall prepare or cause to be prepared proper records of minutes and other activities undertaken by the Party within their ward.

27.3.2 They shall exercise the powers and responsibilities according to the Constitution as directed by the Ward Executive Committee.

## 27.4 WARD TREASURER

27.4.1 The Ward Treasurer shall be;

27.4.1.1 In charge of all Party financial affairs in the ward;

27.4.1.2 Be responsible for all financial transactions within the ward to ensure that up-to date and proper financial statements are kept; and,

27.4.1.3 Responsible for fundraising and resource mobilization in the ward.

## 27.5 WARD ORGANIZING SECRETARY

27.5.1 The Ward Organizing Secretary shall be in charge of Party publicity and shall carry out the functions at the ward level.

27.5.2 They shall publicize and send out notifications of Ward public meetings of the Party.



## 27.6 WARD WOMEN REPRESENTATIVE

27.6.1 They shall promote and mobilize Party activities among women within the ward and shall perform duties and responsibilities prescribed to them by this Constitution.

## 27.7 WARD YOUTH REPRESENTATIVE

27.7.1 They shall promote and mobilize Party activities among the youth within the ward.

27.7.2 They perform in addition to the duties prescribed by this constitution and the Ward Executive Committee.

## 27.8 WARD REPRESENTATIVE FOR SPECIAL INTEREST GROUPS AND OTHER STAKEHOLDER GROUPS.

27.8.1 They shall promote and mobilize Party activities among the Persons with Disabilities in the Ward.

27.8.2 They shall articulate the issues affecting the stakeholder group they represent and ensure their inclusion in the party programs.

27.8.3 They shall perform duties and responsibilities as shall be prescribed to them by the Ward Executive Committee.

## ARTICLE 28: POLLING CENTRE OFFICIALS

28.1 The Party shall establish offices at its lowest level being at the polling centre.

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

28.1.2 The Polling Centre Committee Members shall elect from among themselves six (6) members who shall form the Polling Centre Executive Committee with officials consisting of: -

28.1.2.1 Chairperson and Deputy Chairperson each of the opposite gender;

28.1.2.2 Secretary and Deputy Secretary each of the opposite gender;

28.1.2.3 Organizing Secretary;

28.1.2.4 Treasurer;

28.1.2.5 Women Leader; and

28.1.2.6 Youth Leader.



28.1.3 Subject to any other duty expressly provided for by this Constitution, the main duties of the Polling Centre Officials shall be:

## 28.2 POLLING CENTRE CHAIRPERSON

28.2.1 The Polling centre Chairperson shall be in charge of the Party affairs within the polling centre as established by law.

28.2.2 They shall preside over all Party meetings at the polling centre and supervise the affairs of the Party.

28.2.3 They shall do all such duties as may be prescribed by the Constitution any other relevant national Party organ.

28.2.4 They will be expected to use their skills and experience to promote Party objectives.

## 28.3 POLLING CENTRE SECRETARY

28.3.1 The Secretary shall prepare or cause to be prepared proper records of minutes and other activities undertaken by the Party within the polling centre.

28.3.2 They shall keep a proper register of members.

28.3.3 They shall exercise the powers and responsibilities according to this Constitution or as directed by any relevant Party organ.

## 28.4 POLLING CENTRE TREASURER

28.4.1 The Treasurer shall be in charge of all Party financial affairs.

28.4.2 They shall also be responsible for all financial transactions at the Polling centre.

28.4.3 They shall ensure that up-to-date and proper financial statements are kept.

## 28.5 POLLING CENTRE ORGANIZING SECRETARY

28.5.1 The Polling centre Organizing Secretary shall be in charge of publicity and shall carry out the functions of the organizing secretary.

28.5.2 They shall publicize and send out notifications of polling centre meetings of the Party.

## 28.6 POLLING CENTRE WOMEN REPRESENTATIVE

28.6.1 They shall promote and mobilize Party activities among women within the polling centre and shall perform duties and responsibilities prescribed to them by this Constitution.





## 28.7 POLLING CENTRE YOUTH REPRESENTATIVE

28.7.1 They shall promote and mobilize Party activities among the youth within the polling centre. The Secretary shall, in addition, perform duties prescribed by this Constitution and the polling centre Executive Committee.

## ARTICLE 29: DISCIPLINARY COMMITTEE

29.1 There is hereby established a disciplinary committee comprising of seven (7) party members of good standing and integrity.

29.1.1 The disciplinary committee members shall be appointed by the National Executive Committee.

29.1.2 The chairperson shall be an Advocate of the High Court of Kenya of not less than fifteen years standing.

29.1.3 The Disciplinary Committee established under this Constitution shall have the power to receive, summon, hear and determine all cases of discipline concerning Party members.

29.1.4 Any party member may, by a written and signed complaint, refer the complaint to the Committee.

29.1.5 The Disciplinary Committee shall handle all Party disputes.

29.1.6 In all its proceedings, the Disciplinary Committee shall afford every person a fair hearing with reasonable notice to defend themselves against the charges or allegations in accordance with the rules and regulations and this Constitution and other laws of Kenya.

29.1.7 The Disciplinary Committee shall, upon hearing all the parties to the complaint render its determination and communicate to the affected member, and the National Executive Committee.

29.1.8 The Committee may acquit, pardon, reprimand, fine, censure, sanction, suspend or expel the charged member.

29.1.9 A member(s) has a right to appeal against the decision of the Disciplinary Committee to the National Executive Committee whose decision shall be final.

29.1.10 The National Executive Committee upon receipt of the decision of the Disciplinary Committee and any appeal thereof may affirm the decision, enhance the fine or penalty or vary the decision with its own decision.



29.1.11 The National Executive Committee shall ratify a decision on expulsion of a member.

29.1.12 Any Party member under a disciplinary process shall be entitled to represent themselves in person or by any representative who must be a Party member or an advocate of their choice.

## 29.2 MATTERS CONSTITUTING DISCIPLINARY MEASURES

29.2.1 Disciplinary action shall be instituted against a member in cases of: -

29.2.1.1 allegiance to another political party;

29.2.1.2 corrupt activities;

29.2.1.3 conduct unbecoming;

29.2.1.4 disloyalty to the party;

29.2.1.5 failure, refusal or neglect to carry out directives or instructions of the Party

29.2.1.6 failure to make remittance / or pay dues to the Party;

29.2.1.7 failure to abide by the Code of Conduct;

29.2.1.8 gross misconduct;

29.2.1.9 lack of respect to decisions of the party and the organs of the Party;

29.2.1.10 misappropriation of Party funds and/or misuse of the Party facilities;

29.2.1.11 any other act or omission that may bring the party into disrepute.

## ARTICLE 30: CODE OF CONDUCT

30.1 All members shall subscribe to the Party's values, principles and Code of Conduct.

30.2 The Officials of the Party shall all bind themselves by signing the Party's Code of Conduct.

30.3 Failure to comply with the Party's Code of Conduct shall constitute a disciplinary offence.



## ARTICLE 31: PARTY NOMINATIONS

31.1 The Party may nominate Presidential, Gubernatorial, Parliamentary and County Assembly candidates for General and by elections.

31.1.1 All registered Party members shall be eligible to vote in their respective electoral areas during nominations of the Party candidate(s) for any elective office.

31.1.2 The party may undertake nomination of its candidates through universal suffrage, electoral college, direct nominations and any other method as may be directed by the National Elections Board and in the best interest of the party.

31.1.3 The Nomination Rules and Regulations for County Assembly, Parliamentary, Gubernatorial and Presidential candidates for general and byelections shall be prepared and ratified by the National Executive Committee. Party nominations shall be conducted in accordance with such rules and regulations.

31.1.4 The National Chairperson and the Secretary General of the Party shall sign the nomination certificates for any nomination or election to any elective office.

## ARTICLE 31.2 NOMINATION OF PRESIDENTIAL CANDIDATE

31.2.1 The election of the Party's Presidential Candidate shall take place at the National Delegates Congress.

31.2.2 The National Executive Committee shall give notice-inviting applications from qualified members for nomination as the Party's candidate to contest for the office of the President.

31.2.3 The notice shall be displayed in a conspicuous place in the Party's Constituency, county and National Offices and shall specify the closing date for application, which shall not be more than three (3) months prior to the holding of the National Delegates Congress.

31.2.4 Any member may, prior to the expiry of the three (3) months' period above, submit an application for nomination as the Party's Presidential candidate.

31.2.5 A member shall be entitled to be nominated as the Party's Presidential Candidate; If they: -

31.2.5.1 are a member of the party;

31.2.5.2 Have paid the prescribed fee for the Presidential Aspirants by the deadline set by the National Executive Committee;



31.2.5.3 Satisfies the Constitutional and statutory requirements;

31.2.5.4 Has signed the “Undertaking for Party code of conduct, and,

31.2.5.5 Has at least one thousand (1000) members from at least twenty-four (24) counties who have endorsed the member’s nomination.

31.2.6 It shall be the obligation of the member seeking nomination as the Party’s presidential candidate to satisfy the National Executive Committee

that the conditions stipulated in the Constitution have been fulfilled. Any application which does not comply with these conditions shall be rejected.

31.2.7 The National Delegates Congress or any other mechanism as shall have been determined by the National Executive Committee shall elect the Party’s Presidential candidate.

31.2.8 Where there is more than one (1) contestant, decisions shall be taken through the vote by consensus, voice vote, or secret ballot by a simple majority of the quorum forming members.

31.2.9 Where, there is only one (1) contestant for nominations as the Party’s presidential candidate, the National Delegates Congress shall acclaim their nomination as the Party’s Presidential Candidate.

31.2.10 Where a contestant obtains a simple majority of the votes, they shall be declared the Party’s Presidential Candidate.

31.2.11 In the event of a tie between two contestants, the run-off will continue until one contestant obtains a simple majority.

### ARTICLE 31.3 SELECTION OF THE DEPUTY PRESIDENTIAL CANDIDATE

31.3.1 The Party’s Presidential candidate shall nominate a running mate from within the party or existing coalitions the party may have entered with.

### ARTICLE 31.4 NOMINATION TO OTHER ELECTIVE OFFICES

31.4.1 The National Executive Committee in accordance with this Constitution and the Nomination

31.4.2 Rules and Regulations and Procedures shall approve nominations to all other elective offices.



## ARTICLE 32: ELECTORAL AND NOMINATION DISPUTE RESOLUTION COMMITTEE.

31.1 There is hereby established committee referred to as the Dispute Resolution Committee whose mandate is to receive, hear and determine disputes resulting from internal Party elections or nominations.

31.2 The Committee will be appointed by the National Executive Committee and will comprise of Seven (7) members of good standing and integrity who do not hold any elective Party position. The membership of the Committee shall ensure that at least one third of the membership is of the opposite gender.

31.3 Notwithstanding any other provisions of this Constitution, the quorum of the Committee shall be one third of its membership or as the case may be.

31.4 The members of this Committee shall hold office for a period of five years, nonrenewable.

31.5 National Executive Committee shall ensure that the Committee members represent regional diversity;

31.6 The Committee shall make its own rules of procedure for conducting its hearings. The rules and regulations shall become effective upon approval by the National Executive Committee. The National Secretariat shall provide secretarial support to this committee.

31.7 The decisions of the Committee shall be final.

## ARTICLE 33: PROCEDURE AND QUORUM OF ALL THE MEETINGS OF THE PARTY

33.1 An Ordinary Session of the National Delegates Congress shall be convened by a resolution of the National Executive Committee, and be held at least twice in every five (5) years. The notice convening the meeting shall be sent out by the National Executive Committee, at least twenty-one days (21) days before the date of the meeting.

33.2 The National Executive Committee shall prepare the agenda which shall be adopted for discussion at the Ordinary Session of the National Delegates Congress.

33.3. Any Special Session of the National Delegates Congress shall be summoned upon a resolution of at least two thirds of the respective Executive Committee members or upon a requisition in writing signed by at least one third of the delegates eligible to attend an Ordinary Session of such an organ.



33.4 The notice and agenda convening the meeting shall be sent out by the National Executive Committee and in the case of a petitioned SDC, the Secretary General shall issue at least three weeks before such date.

33.5 Where delegates requisition a Special Session of the National Delegates Congress, a notice calling upon the National Chairperson to summon the Congress including the agenda and date desired for the congress shall be served upon the Secretary General not later than sixty (60) working days before the date proposed.

33.6 Where the National Chairperson fails to summon the Conference within twenty-one (21) working days after due service of the notice, the Conference shall stand duly summoned and properly convened on a date, place and time to be contained in the notice.

33.7 Where a Special Session of the National Delegates Congress requisitioned by delegates is convened in default of the National Chairperson summoning the same, the delegates requisitioning the Congress shall, not less than twenty-one working days before the proposed date, cause a notice convening the Congress to be published at least twice on a daily newspaper with the greatest circulation and in at least two radio broadcasts carried by a leading broadcasting station. Provided always that such notice shall contain the agenda, venue, date and time for the Congress.

33.8 Only agenda items prepared 14 days before the meeting by the National Executive Committee or as may be requisitioned by delegates shall be discussed at the Special Session of the National Delegates Congress.

33.9 The Party Leader or, in their absence, any of their deputies shall preside at a Special Session of the National Delegates Congress requisitioned by delegates.

33.10 The Secretary General or, in their absence any of their deputies shall be the Secretary of such Congress.

33.11 Quorum of the Ordinary or Special Sessions of the National Delegates Congress or any other Organ of the Party shall be 50% of the members.

33.12 The procedure for convening Ordinary and or Special Sessions of other Party organs shall be similar to provisions provided under sub-articles (i- xi) above with necessary modifications.

33.13 Decisions shall be taken through the vote by consensus, voice vote, or secret ballot by a simple majority of the quorum forming members.



## ARTICLE 34: RULES AND REGULATIONS

34.1 The National Executive Committee shall have the power to adopt procedures, rules and regulations for the implementation of the mandates of the party and the management of all of the organs of the party at all levels.

34.2 Party organs, Committees and sub-committees prepare for purposes of conducting its meetings, hearings and or decision-making procedural rules and regulations as per the Constitution.

34.3 All such rules and regulations shall be consistent with the Constitution of the party, and where the rules and regulations are inconsistent with this Constitution, the provisions of this Constitution shall prevail.

34.4 The rules and regulations shall only become operative upon approval by the National Executive Committee or, on a provisional basis pending approval by the National Executive Committee.

## ARTICLE 35: FUNDS & ASSETS

35.1 The National Executive Committee shall establish rules governing the mobilization, management and expenditure of funds.

35.2 All disbursements shall be against expenditures in the approved budget or by resolutions of the National Executive Committee.

35.3 The source of funds for the Party shall include the following:

35.3.1 Membership fees;

35.3.2 Funding by the Exchequer;

35.3.3 Fundraising and Contributions;

35.3.4 Voluntary Contributions;

35.3.5 Grants, donations, loans, subventions and legacies accepted by the National Executive Committee on recommendation by party officials and its members;

35.4 Proceeds from any investments, project or undertaking in which the party has an interest;

35.5 Net income from Publications and Consultancies;

35.6 Nomination fee; and,

35.7 Contribution from elected party members.





35.8 The financial year of the Party shall be aligned to the government's financial Year.

35.9 The Party shall operate bank account(s) as approved by the National Executive Committee.

35.10 The signatories to the Bank Account(s) shall be approved by a resolution of the National Executive Committee.

35.11 Party funds shall be utilized only for purposes of furthering the objectives of the Party in accordance with the approved budgets.

35.12 Distribution of Party Funds amongst its members and the officials of the Party is prohibited.

35.13 Party organs and officials may not incur expenditure in excess of the funds budgeted and disbursed and without written authority from the National Executive Committee.

35.14 The Party shall appoint a qualified, registered Auditor to audit the books of the Party at the National Delegates Congress. The Auditor shall not be an office bearer or a member of any committee of the Party.

35.15 All Party accounts, records and documents shall be open to inspection by the auditor at any time.

35.16 The National Treasurer shall produce and submit audited accounts made up- to date, which shall not be less than four weeks and not more than two months before the date of the National Delegates Congress.

35.17 The books of accounts and all documents relating thereto and the list of members of the Party shall be available for inspection at the registered office of the Party by any officer, members of the Party or any member of the public by giving not less than twenty-one- (21) day notice in writing and upon payment of the prescribed fee.

35.18 The National Treasurer shall be the custodian of all Party Assets and investment funds and shall prescribe the Asset Management Policies and Procedures.

## ARTICLE 36: PARTY SEAL

36.1 The Party shall have a Party seal, which shall be in the custody of the Secretary-General. The National Executive Committee may from time to time determine what class of contracts must be sealed with the Party Seal.



## ARTICLE 37: THE PRESS AND PUBLICATIONS

37.1 The Party as directed by the National Executive Committee may own and operate a printing press and/or electronic media and may have an interest in shares in any existing printing press and/or electronic media.

37.2 The Party may publish its own literature, periodicals, magazines, newspapers, pamphlets and books or run broadcast programmes for its own use, Sale and/ or public consumption.

## ARTICLE 38: MERGERS AND COALITIONS

38.1 The Party may form alliances and coalition with other political parties or persons.

38.2 The decision to form alliances and coalitions shall be determined by two thirds of the National Executive Committee.

38.3 Instruments of such mergers, coalitions, affiliations and alliances shall be executed by the Secretary General and Chairperson upon a resolution of the National Executive Committee and deposited with the Registrar of Political Parties.

38.4 The Secretary General shall keep custody of all such instruments.

38.5. In negotiations by the National Executive Committee to approve any proposed coalition and/or mergers, the rules and regulations of the National Executive Committee shall apply.

## ARTICLE 39: DISPUTE RESOLUTION

39.1 There is established an Internal Dispute Resolution Committee (IDRC) which shall consist of Nine (9) members to be drawn from among the members of the following organs, Two members from National Governing Council, Two Members from the National Executive Committee, Two Members from National Steering Committee and one member from the National Policy Committee.

39.2 The Committee shall be a standing committee with a two-year renewable term.

39.3 Any dispute other than an electoral dispute arising out of party elections and nominations shall be adjudicated by the Internal Dispute Resolution Committee (IDRC).

39.4 An Appeal from the Internal Dispute Resolution Committee (IDRC) shall lie to the National Executive Committee and the decision of the National Executive Committee shall be final.



39.5 Appeals on expulsion of a member shall only be determined by The National Executive Committee.

39.6 The Committee is at liberty to seek technical and expert support on a need basis in order to deliver on its mandate.

39.6 The quorum of the Committee shall be three (3).

#### ARTICLE 40: AMENDMENTS OF THE CONSTITUTION

40.1 The National Executive Committee may propose or receive proposals from any member of the Party for amendment or review of the entire Constitution, which proposals shall be presented for approval by at least two thirds of members of the National Executive Committee.

40.2 The quorum for any meeting at which the amendment of the Constitution is proposed shall be two-thirds of the members.

40.3 A resolution to amend the Constitution shall be supported by at least two-thirds of the members.

#### ARTICLE 41: TRANSITIONAL PROVISIONS

41.1 The current office holders as deposited with the registrar of political parties shall remain in office as interim officials of respective portfolios as per this Constitution for a period of six months or until such a time that the party conducts elections or new office bearers are appointed.

41.2 The current members of the National Executive Committee form quorum for the management of the party until such a time all offices are filled at all levels. The office bearers shall hold office for the period provided or otherwise as shall be extended by the National Executive Committee.

#### ARTICLE 42: DISSOLUTION

42.1 The Party may be dissolved by a resolution passed by two-thirds majority of registered members of the Party at a Special National Delegates Conference called expressly for the purpose of dissolution.

42.2 In such dissolution, all properties and funds of the Party less liability shall be distributed in a manner as shall be determined by the Special National Delegates Conference at which the resolution in favour of the dissolution is passed. Such assets shall be granted to one or more organizations in Kenya whose objectives conform to those of the Party.



42.3 The quorum for any meeting at which the dissolution of the party is proposed shall be two-third of the delegates eligible to attend an ordinary session of the National Delegates Congress.

42.4 A resolution to dissolve the party shall be supported by at least two-thirds of the delegates eligible to attend and vote.

42.5 Voting on dissolution shall be by Secret Ballot only.

## ABBREVIATIONS

DC - DISCIPLINARY COMMITTEE

IDRC - INTERNAL DISPUTE RESOLUTION COMMITTEE

UDA - UNITED DEMOCRATIC ALLIANCE

NDC - NATIONAL DELEGATES CONGRESS

NEB - NATIONAL ELECTIONS BOARD

NEC - NATIONAL EXECUTIVE COMMITTEE

NGC - NATIONAL GOVERNING CONGRESS

NPC - NATIONAL POLICY COMMITTEE

NSC - NATIONAL STEERING COMMITTEE



















# EVERY HUSTLE MATTERS







**Contact Us:**

**Hustler Plaza, off Ngong Road,  
Ndemi Road,  
P.O. Box. 37500-00100 Nairobi.**

**Website: [uda.ke](http://uda.ke)**

**Email: [hello@uda.ke](mailto:hello@uda.ke)**

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