

MOVEMENT FOR DEMOCRACY AND GROWTH

'Funguo la Maisha, Funguo la Haki, Funguo la Umoja'

PARTY NOMINATION RULES

© 2016

Table of Contents

		Page
Rule 1	Preamble	3
Rule 2	Interpretation	4
Rule 3	Appointment of the National Elections Board	7
Rule 4	Functions of the National Elections Board	7
Rule 5	General qualifications for nomination and election of party candidates	9
Rule 6	Nomination of Presidential Candidate	10
Rule 7	Nomination of County Governor	11
Rule 8	Nomination of County Representative	12
Rule 9	Nomination of Senator	13
Rule 10	Nomination of Parliamentary candidates	13
Rule 11	Nomination of women representative	14
Rule 12	Youth Representative	15
Rule 13	Representative persons with disability	15
Rule 14	Nomination procedures	16
Rule 15	Nomination of Party List Members	19
Rule 16	Appeal and Arbitration	19
Rule 17	Grassroots election Procedures	21
Rule 18	Eligibility Criteria	21
Rule 19	Venue, time and date of elections	22
Rule 20	Management and Supervision	22
Rule 21	Voting procedure	23
Rule 22	Elections returns	23
Rule 23	Resolution of disputes	23
Rule 24	Polling	24
Rule 25	Ward	24
Rule 26	Sub-branch	24
Rule 27	Branch	25
Rule 28	National	25
Rule 29	Parliamentary Caucus	26
Rule 30	County Assembly Caucus	26
Rule 31	Nomination and Election Offences	27
Rule 32	Amendment/Review	28
	SCHEDULE OF FORMS	29

PART I PRELIMINARY

Rule 1: Preamble

Upon gazettelement of a General or by-election there shall be a process of nominating Party Candidates for elections. This process must be done in accordance with the Constitution, the party constitution and the Elections Act.

This document is the nomination and election rules for MOVEMENT FOR DEMOCRACY AND GROWTH.

Rule 2: Interpretation

In these Rules unless the context otherwise requires:

“**Agent**” means a person duly appointed by –

(a) A political party or an independent candidate for the purposes of an election under this Act;
or

(b) A referendum committee for the purposes of a referendum under this Act,

And includes a counting agent and a tallying agent;

“**Ballot box**” means a transparent container with a slot on the top sufficient to accept a ballot paper in an election or in a referendum but which prevents access to the votes until the closing of the voting period.

“**Ballot paper**” means a paper used to record the choice made by a voter and shall include an electronic version of a ballot paper or its equivalent for the purposes of electronic voting;

“**Candidate**” means a person contesting for an elective post;

“**Constituency**” means one of the constituencies into which Kenya is divided under Article 89 of the Constitution;

“**County**” means the counties into which Kenya is divided under Article 6 (1) of the Constitution and specified in the First Schedule of the Constitution

“**County assembly**” means a county assembly constituted in accordance with Article 177 of the Constitution;

“**Disability**” has the meaning assigned to it in Article 260 of the Constitution;

“election material” means ballot boxes, ballot papers, counterfoils, envelopes, packets statements and other documents used in connection with voting in an election and includes information technology equipment for voting, the voting compartments, instruments, seals and other materials and thins required for the purpose of conducting an election

“Election offence” means an offence under this Act;

“Election results” means the declared outcome of the casting of votes by voters at an election;

“Nomination” means the submission to the Commission of the name of a candidate in accordance with the Constitution and this Act;

“Party list” means a party list prepared by a political party and submitted to the Commission pursuant to and in accordance with Article 90 of the Constitution;

“Parliamentary election” means the election of one or more members of Parliament;

“Petition” means an application to the election court under the Constitution or under any written law;

“Political party” has the meaning assigned to it in Article 260 of the Constitution;

“Polling station” means any room, place, vehicle or vessel set apart and equipped for the casting of votes by voters at an election;

“Presidential election” means an election of a President in accordance with Article 136,139(1) (b) and 146(2) (b) of the Constitution;

“Ward” means an electoral area within a county delimited in accordance with Article 89 of the Constitution.

PART II NATIONAL ELECTIONS BOARD

Rule 3: Appointment of the National Elections Board

1. There shall be a committee to be known as the MDG National Elections Board, which shall be a standing committee of the Party.
2. The National Elections Board shall be headed by the National Director of Elections as the Chair and shall have a Deputy Director of Elections, Secretary and six other members. The Board may hire officers as are necessary for the discharge of its mandate.
3. The National Elections Board shall with the approval of NEC and ratification of the NDC formulate MDG Nomination rules and regulations.
4. The members and officers of the National Elections Board committee shall be recruited by NEC from among members of the Party of people knowledgeable in matters of election appointed by the National Chairperson in consultation with the National Executive Committee.
5. The appointment of the members of the NEB shall have regard and ensure that at least one third (1/3) of either gender is represented.
6. The term of office of all NEB members shall be 6 years, renewable once.

Rule 4: Functions of the National Elections Board

Without prejudice to the generality of the mandate of the NEB as provided under Art 17.6 of the party constitution, the functions of NEB shall be to:

1. Formulate and coordinate MDG elections strategies and conduct party nomination and elections.
2. Undertake Presidential, Parliamentary and County level primary nominations in respect of a general election or by-election in accordance with the Party nomination rules as approved by the National Committee.
3. Advise the National Executive Committee on matters incidental to party elections provided for under this Constitution.
4. The National Elections Board may outsource such technical help that is necessary for the fulfilment of its mandate.
5. Do anything necessary and proper to ensure the success of the Party during elections.
6. The Board shall decide on rules and procedures for the conduct of its affairs.
7. The Board shall report to the National Executive Committee through the Director of Elections which shall act on the report of the Board
8. The National Elections Board shall prescribe forms and other documents needed for purposes of party elections and/or nominating Party candidates for elections and shall supervise the due and speedy issuance and return of those forms as circumstances may warrant.
9. The National Elections Board shall present to the National Executive Committee a list of all candidates contesting party positions or elections for Parliamentary or County level positions, and the National Executive Committee may raise objections in respect of any candidate presented PROVIDED a candidate whose candidature the Committee determines is not in tandem with MDG principles and aspirations shall be granted a hearing before disqualification
10. The Board shall design Nomination Certificates in respect of any election, and shall only issue a certificate to a candidate approved by the National Executive committee upon fulfilling all the requirements as indicated in nomination and election rules.
11. Every Certificate issued shall bear the seal of the Party and shall be signed by two officials being either the National Chairperson, Secretary General or the Director of Elections as the Chair of the National Elections Board.

PART III NOMINATION AND ELECTIONS

Rule 5: General qualifications for nomination and election of party candidates.

This Rule deals with provisions for nomination of party candidates for National and County elections. These shall include:-

1. The NEC shall develop voting mechanisms for all its candidates for Presidential, Parliamentary and County nominations to ensure compliance with the provisions of Chapter 6 on the National constitution on Leadership and Integrity as well as other provisions of the National constitution and other Written Legislation.
2. No person shall be qualified to be a party candidate in any election unless that person meets the following criteria and has the following qualifications:-
 - a) The person must be conversant with, supports and subscribes to the party ideology, philosophy, mission and values.
 - b) The person is a validly current registered member in any branch in Kenya and his name appears in the National Register of the party members.
 - c) The person is a citizen of Kenya and a holder of a **National Identity Card** or such other document of national identity as may, be prescribed by law and is registered as a voter in some constituency in the Republic of Kenya.
 - d) The person is qualified to stand for an election which he/she seeks under the provisions of the law for the time being regulating and governing the conduct of election in Kenya.
 - e) The person **has no criminal record of an offence** against which there is no pending in the last five years immediately before applying for nomination.
 - f) The person is not an **un-discharged bankrupt** under the laws of Kenya.
 - g) The person must have paid his nomination fee.
 - h) The person undertakes to and signs the **party code of conduct** and to abide by the party Disciplinary Rules.
 - i) **Holds a post-Secondary School qualification recognised in Kenya**
 - j) the person must have been cleared by the Higher Education Loans Board (**HELB**)

Rule 6: Nomination of Presidential Candidate

The nomination of MDG Presidential Candidate shall be by the **Special National Delegates Congress** (SNDC) as described in Article 31(1) of the party's constitution.

The presidential candidate must:

1. Be a Kenyan citizen by birth
2. Qualify to stand for election as a member of parliament.
3. Be a member of the party for a period not less than one year prior to his nomination.
4. Be a holder of a National identity card
5. Be a registered voter in any county in the Republic of Kenya.
6. Be 21 years and above.
7. Pay nomination fees as shall be determined by the National Elections Board (NEB).
8. Sign the Party code of conduct and abide by the Party pledge of commitment
9. Must not owe allegiance to any foreign state.
10. Must Submit:
 - a) A clearance certificate from Kenya revenue Authority (KRA)
 - b) A clearance certificate from Higher Education Loans Board (HELB)
 - c) A clearance certificate from Kenya Anti-corruption commission (KACC)
 - d) Certificate of good conduct
 - e) A certified proof of the applicants National Elector Card
 - f) A Certified copy of the applicants Identity Card
 - g) A Certified proof of the name of the branch to which the applicant belongs.
 - h) Such non-refundable fee in cash of banker's cheque or other approved mode of payment as may be determined by the National Executive Committee as Nomination fee.
 - i) Be a holder of a university degree from a recognized university in Kenya.

Rule 7: Nomination of County Governor

- 1) The party National Nomination and Election Board shall make an advertisement in the local daily to call for candidate to register for MDG Governorship exercise
- 2) The registration process shall take thirty (30) days only
- 3) Registration shall be done at the National Secretariat in a prescribed form accompanied by registration fees as determined by National Nomination and Election Board.
- 4) Be nominated by at least **2000** duly registered voters from his county.

7.1 Qualifications

- a. Be a member of MDG for a period not less than three (3) days prior to nomination.
- b. Be a Kenyan citizen and a holder of National Identity card or a Kenyan passport as may be prescribed by law.
- c. Be a registered voter.
- d. Be 18 years and above
- e. Be conversant with and subscribe to the party ideology, philosophy, mission and values.
- f. Be qualified to stand in an election which he seeks under chapter Six of the National Constitution
- g. Sign the party of code of conduct and abide by the party pledge of commitment.
- h. Pay nomination fees as shall be prescribed by NEB.
- i. Submit Curriculum vitae in the prescribed form and valid certificate of good conduct.
- j. Be qualified to be a governor of a county
- k. Demonstrate commitment to the party.
- l. Not owe allegiance to any foreign state
- m. Submit a clearance certificate from Kenya Revenue Authority (KRA)
- n. Provide a clearance certificate from HELB
- o. Submit a clearance certificate from KACC
- p. Is a holder of a degree from a university recognized in Kenya.

Rule 8: Nomination of County Representative

There shall be nomination of county representatives. Candidates applying for such nominations will be required to have the following qualifications:

8.1 Qualifications

- a) Be a member of MDG for a period of not less than three (3) days prior to the date of nomination
- b) Be a citizen of Kenya and a holder of a National Identity card or a Kenya passport as may be prescribed by law.
- c) Be a registered voter in the county in which he/she intends to contest
- d) Be eighteen years and above.
- e) Be conversant with support and subscribe to the party ideology, philosophy, mission and values.
- f) Demonstrate commitment to the party.
- g) Sign the party Code of Conduct and abide by the Party Pledge of Commitment.
- h) Pay nomination fees as shall be determined by NEB.
- i) Submit a CV in a prescribed form and a valid Certificate of Good Conduct.
- j) Be qualified to be a candidate for the position of Woman MP as per relevant National legislation.
- k) Not owe allegiance to a foreign state.
- l) Demonstrate commitment to the Party.
- m) Be nominated by at least **1000 registered** voters who are also registered members of the Party from all the Constituencies within the County.
- n) Submit a clearance certificate from KRA.
- o) Provide a clearance certificate from HELB
- p) Submit a clearance certificate from KACC.
- q) Should hold a post-secondary school qualifications recognised in Kenya.

Rule 9: Nomination of Senator

- a) One who requires vying for the position of a senator shall be required to meet the provisions of MDG constitution.

9.1 Qualifications

- I. Be a member of MDG for a period of not less than three (3) days prior to the date of nomination
- II. Be a citizen of Kenya and a holder of a National Identity card or a Kenya passport as may be prescribed by law.
- III. Be a registered voter in the country in which he/she intends to contest
- IV. Be eighteen years and above.
- V. Be conversant with support and subscribe to the party ideology, philosophy, mission and values.
- VI. Sign the party code of conduct and abide by the party pledge of commitment
- VII. Pay nomination fees as shall be determined by NEB
- VIII. Submit Curriculum Vitae in a prescribed form and a valid certificate of good conduct
- IX. Be qualified to be a candidate for the position of a senator as per the national legislation.
- X. Not owe allegiance to a foreign state
- XI. Not be a public officer or be acting in any state of public office
- XII. Submit a clearance certificate from KRA
- XIII. Provide a clearance certificate from HELB.
- XIV. Submit a clearance certificate from KACC.

Rule 10: Nomination of Parliamentary candidates

Each applicant for Parliamentary nomination in MDG shall meet similar conditions as those of the Presidential candidate except that the parliamentary candidate shall be nominated by at least **1000** registered voters who are also registered members of the party in the Sub-branch (constituency)

10.1 Qualifications

- a) Be a member of MDG for a period not less than three (3) days prior to nominations.
- b) Be a Kenyan citizen by birth and a holder of National Identity card or a Kenyan passport as may be prescribed by law.
- c) Be a registered voter in any constituency in his county.
- d) Be 18 years and above
- e) Be conversant with and subscribe to the party ideology, philosophy, mission and values.
- f) Be qualified to stand in an election which he seeks under chapter Six of the National Constitution
- g) Sign the party of code of conduct and abide by the party pledge of commitment.
- h) Pay nomination fees as shall be prescribed by NEB.
- i) Submit Curriculum vitae in the prescribed form and valid certificate of good conduct.
- j) Be qualified to be a parliamentary candidate.
- k) Demonstrate commitment to the party.
- l) Not owe allegiance to a foreign state
- m) Submit a clearance certificate from Kenya Revenue Authority (KRA)
- n) Provide a clearance certificate from HELB
- o) Submit a clearance certificate from KACC
- p) Be a holder of a degree from a university recognized in Kenya.

Rule 11: Nomination of women representative

There shall be a Women League Constituted by female members of MDG who subscribe to the League at all structures of the party.

The Women Representative therefore must be a member of such league in her respective level of structure to qualify for nomination and election.

11.1 Qualifications

- r) Be a member of MDG for a period of not less than three (3) days prior to the date of nomination
- s) Be a citizen of Kenya and a holder of a National Identity card or a Kenya passport as may be prescribed by law.
- t) Be a registered voter in any part of the country
- u) Be eighteen years and above.
- v) Be conversant with support and subscribe to the party ideology, philosophy, mission and values.
- w) Demonstrate commitment to the party.
- x) Sign the party Code of Conduct and abide by the Party Pledge of Commitment.
- y) Pay nomination fees as shall be determined by NEB.
- z) Submit a CV in a prescribed form and a valid Certificate of Good Conduct.
- aa) Be qualified to be a candidate for the position of Woman MP as per relevant National legislation.
- bb) Not owe allegiance to a foreign state.
- cc) Demonstrate commitment to the Party.
- dd) Be nominated by at least **1000 registered** voters who are also registered members of the Party from all the Constituencies within the County.
- ee) Submit a clearance certificate from KRA.
- ff) Provide a clearance certificate from HELB
- gg) Submit a clearance certificate from KACC.
- hh) Should hold a post-secondary school qualifications recognised in Kenya.

Rule 12: Youth Representative

There shall be a Youth League constituted by youth of either gender (male or female) members of RBK who subscribe to the League at all levels of the party structure

12.1 Qualifications

- a) Be a member of MDG for a period of not less than three (3) days prior to the date of nomination
- b) Be a citizen of Kenya and a holder of a National Identity card or a Kenya passport as may be prescribed by law.
- c) Be a registered voter in the country in which he/she intends to contest
- d) Be (18) eighteen to (35) thirty five years.
- e) Be conversant with support and subscribe to the party ideology, philosophy, mission and values. Pay nomination fees as shall be determined by NEB.
- f) Demonstrate commitment to the party.

Rule 13: Representative persons with disability

There shall be a League of people with disability at all levels of the party structure.

13.1 Qualifications

- a) Be a member of MDG for a period of not less than three (3) days prior to the date of nomination
- b) Be a citizen of Kenya and a holder of a National Identity card or a Kenya passport as may be prescribed by law.
- c) Be a registered voter
- d) Be eighteen years and above.
- e) Be conversant with support and subscribe to the party ideology, philosophy, mission and values. Pay nomination fees as shall be determined by NEB.
- f) Demonstrate commitment to the party

Rule 14: Nomination procedures

1. During a General election year, the National Elections Board shall cause to be published in both print and electronic media with national circulation the National Press in Kenya, a notice inviting and requiring members to make recommendations and interested persons to apply for nomination as party candidates in the coming elections, as per the elections timelines set out by the Independent Electoral and Boundaries Commission.
2. Before any candidate is issued with a nomination certificate, he/she will have to swear a MDG Oath. This oath as prescribed in appendix 5 shall be undertaken before a Commissioner of Oaths and witnessed by a member of the NEC.

In event of an election occasioned by death, resignation or disqualification of the sitting Member of Parliament or Senate, Governor or County representative, the notice shall be made within SEVEN (7) days of the event.

3. The recommendations and applications in writing shall be made to the National Elections Board where a person wishes to be a candidate and may be made by individual party members, party caucuses or groups.
4. Upon receipt of the recommendations/applications, the Branch Executive committee shall forthwith transmit all such recommendations and/or applications to the NEB which shall tally such names.
5. In tallying the recommendations and/or applications the NEB shall indicate in respect of each recommendation/application the gender of such a person.
6. In the event that no person of any one gender is recommended or applies to be a candidate in an election, the Nomination Board shall bring the fact to the attention of the Branch Executive Committee which may convene a meeting of a special Branch General Meeting to address the issued in line with the party constitutional requirements.
7. The Special Branch General Meeting may recommend the inclusion of the name of a person whose gender may not have been included in the recommendations/applications.
8. The NEB shall within Seven (7) days of receipt of the recommendations/applications from the Branch Executive committee cause a list of all the applicants in respect of all the applicants to be published and displayed in all sub-location/areas offices of the party.
9. Within seven (7) days from the date of publication aforesaid, any person whose name appears on the list and who does not wish to offer him/herself as a candidate in the election may in writing inform the chairperson of the Nomination Board to that effect.

10. After seven days aforesaid, the National Nomination Board shall prepare the final list of the recommended candidates and applicants and submit the same to the National Executive Committee within fourteen (14) days.
11. The National Executive Committee shall, within seven days remit to the Nomination Board the endorsed, certified and confirmed list and the persons whose names appear o that list shall be the candidates for nomination as the party candidates in the respective elections.
12. On the date appointed for nomination of party candidates ,notices and venues whereof shall be published not less than three(3) weeks before hand, NEB shall conduct the nomination of the party candidates by the members under the supervision of a Presiding Officer appointed by the NEB.
13. Each member of the party shall have one vote for every candidate and shall cast the same by secret ballot.
14. Every candidate for nomination shall have the right to appoint two agents at the election and the counting of the votes.
15. The votes shall be counted at the polling station where they are cast in the presence of the candidate/agent. Provided that in the event of the candidate and/or the candidate's agent refusing or failing to be present at the counting at the time required, the Presiding Officer may take note of such absence/failure/refusal and proceed with the counting as if such candidate were present.
16. The candidate with the highest number of votes cast in his/her favour shall be declared the winner of the election at that polling station and the Presiding Officer and all the candidates/counting agents present will confirm the result by endorsing and signing the tally of votes cast.
17. The presiding Officer shall convey the endorsed and confirm the result to the chairperson of the Election Board who shall tally and total all the returns in respect of each nomination.
18. The chairperson of the Election Board assisted by the members of the Board shall tally and total the votes on the returns made by the Presiding Officers and all the candidates present or their agents shall certify the totals to be correct and sign the same.
19. If any candidate and/or agent refuses/fails to certify the totals as correct the chairperson and the Election Board shall make note of such refusal and record the grounds for refusal and certify and sign the results.
20. The person with the highest number of votes tallied shall be declared the winner by the Nomination and the Election Board

21. Immediately upon the declaration aforesaid, the chairperson of the Nomination Board shall, with dispatch submit the declaration of nomination to the National Nomination and Election Board which shall examine and verify the declaration and the reports by the Presiding Officers.
22. If satisfies that the nomination has been conducted in accordance with these rules, the party constitution and the rules of natural justice, the Election Board shall endorse and confirm the nomination. The nomination certificate shall then be signed by two officials who are either the National Chairperson, the Secretary General or the Director of Elections. The certificate is then issued to the winning candidate for submission to the Electoral Management Body (IEBC).
23. The National Elections Board shall issue a copy of the declaration to the agents present.
24. For transparency and accountability, all candidates participating in party elections will appoint their agents prescribed in this Rule (counting of votes) 12(9.1)
25. These nomination rules can be amended and refiled with the Registrar of political parties at least six (6) months before the date of the general elections, after being adopted by the NEC. The new rules would automatically replace the old rules and would be applicable in all process and litigations.
26. The party can give direct nominations to certain candidates on submissions to the NEC on the viability of the candidate to win and with total approval of each member present during a NEC meeting.

Rule 15: Nomination of Party List Members

1. Criteria of election of members for National Assembly, Senate and County assemblies for Party list seats specified under Article 97(1) (c and 98(1)(b) (c) and (d) and article 177 (1) (b) and (c) of the National Constitution shall be on the basis of proportional representation and in accordance with article 90 of the constitution.
2. MDG shall submit its party list to the commission after National Executive Committee shall have checked and endorsed.
3. The party list shall contain alternatives between male and female candidates and shall prioritise a person with disability, the youth and any other candidate representing a marginalised group.

Rule 16: Appeal and Arbitration

1. The National Executive Committee and the National Elections Board shall, at the commencement of the process of nomination, establish a National Appeals and Arbitration Panel which shall finally determine all and any matters and disputes between party members and/or party members pertaining nominations.
2. The National appeals and Arbitration panel shall be ad hoc to deal with appeals arising out of the nomination process in a particular election and shall stand dissolved upon conclusion of the nomination process.
3. The Appeals and Arbitration Panel shall have a chairperson who shall be a person of high personal and moral integrity and who and whose immediate relatives shall not be a contestant or contestants on the nomination.
4. The Appeals and Arbitration Panel shall have four (4) other members at least one of whom shall be a lawyer of not less than five years standing. Two of neither the panel members shall be of either gender and shall be persons of high moral and personal integrity and shall have experience in public affairs and shall not nor their immediate relatives be contestants in the nomination.
5. Any person aggrieved by the decision of the Election Board, may after the declaration of the winner lodge an appeal/ complaint within 72 hours, in writing setting grounds and attaching evidence in support of the appeal/complaint.
6. A person making appeal to the National Appeals and Arbitration Panel Board shall pay such fees thereof as may be determined by the National Executive Committee.
7. Any person who presents a petition to challenge Party nomination results passed by a Special National Delegates Congress (SNDC) shall deposit a non-refundable fee of Ksh. Ten thousand only (**Ksh.10,000**).
8. After lodging the appeal and fulfilling the requirements, the person making the appeal shall be entitled to be heard by the Panel and may be allowed to call any witnesses within 72 hours.
9. All appeals filed for determination shall be determined within 72 hours, unless otherwise.
10. The decision of the Appeals and Arbitration Panel shall be final.

PARTIV: PARTY GRASSROOTS ELECTIONS

Rule 17: Grassroots election Procedures

The Party in the fulfilment of the requirements of the National constitution, any other Written law and the Party constitution shall conduct internal party elections in accordance with the principle of free, fair and peaceful elections.

These elections shall be held from the lowest to the highest structures within the party. The following criteria and qualifications shall apply:-

1. Prior to the elections there shall be political education carried out by National and Branch officials.
2. Three months to the elections NEC shall cause mass recruitment of member's compilation and verification of national register for the party elections.
3. The NEC elections shall issue a public notice of not less than 21 days in print and electronic media with national circulation and coverage specifying the venue, time and date of the elections
4. The NEC will establish an
5. Election board to manage internal Party elections at all levels.
6. Venue.

Rule 18: Eligibility Criteria

No person shall be eligible to participate in the Party Sub Location/Ward, Location, Branch and National elections unless that person:

- a) Is fully paid up member of the Party and his or her name appears in the register of members and holds a valid current party membership card as prescribed in the relevant law
- b) Is Kenyan citizen with a valid identification Card or Passport as may be prescribed by law.

Rule 19: Venue, time and date of elections

- a) The party Grass-roots elections will start at the Sub-Location, and then proceed to Location/Ward and the Branch/constituency levels. County and National.
- b) The polling, Ward and Sub-Branch and Branch elections shall be held in a central place particularly in schools, Ass. Chiefs or Divisional Centres, religious institutions or other public place as agreed by the candidates.
- c) The elections will be held between 10.00am to 4.00pm of the prescribed dates only.
- d) The membership registers will be kept at the branch level by the Party Secretary under the supervision of the entire Sub-Location Executive Committee.
- e) Only current card bearing members are eligible to inspect the registers to verify their eligibility to vote as prescribed in Section 3(c) of the Party's Constitutions and 17(6) of Political Parties Act 20011.
- f) Notices for nominations shall be prescribed for that purpose, signed by the Director of Elections and publicized.

Rule 20: Management and Supervision

- a) The party elections at all levels shall be supervised and mandate by the National Elections Board and its appointed officials
- b) The Party elections for National officials shall be carried out by the National Delegates Congress on such a date, time and venue as shall be determined by the National Executive Committee and notice thereof published in to print and elections media with national circulation or coverage not less than twenty one (21) days before the date of the elections.
- c) For the purposes of the elections of the National officials, the National Executive Committee may appoint such a person or persons or organization for the purposes of conducting, supervising and managing the elections as it may deem fit.
- d) Members vying for any post in the elections shall not be appointed as an election official.

Rule 21: Voting procedure

1. Unopposed candidates who are fully qualified for positions applied for will be declared unopposed and duly elected to positions applied for on the election day if they are not challenge by qualified candidate for same posts.
2. Voting shall be either by secret ballot, by show of hands or by queuing and the person obtaining the highest number of votes for any office shall be declared the winner.
3. The returning officer shall require all contestants for an office to confirm the results in writing by signing the Elections Returns form. Provided that where a contestant declines or refuses or otherwise fails to sign the form, the Returning Officer shall make a note of that fact and counter sign the form.
4. Any person who having been elected to an office in either polling centre committee Executive Committee Sub Branch Executive Committee who subsequently contests and wins and is elected into an office in a higher Party structure shall relinquish the office previously elected which shall become vacant immediately.
5. Consequently a By-election shall be held within 60 days to fill the vacancy arisen.
6. No person shall use bribery, intimidation, coercion, violence or other under influence in the election to any office and any person who does so shall be disqualified by the Returning Officer.

Rule 22: Elections returns

The Returning Officer appointed for the purpose of supervising and managing each election at the Sub-location, Location/Ward, Branch/Constituency, County and the National Delegates Congress shall complete a prescribed Elections Return Form duly signed by the Chairman of Elections Board and counter signed by himself/herself and the candidates and return the same to the office of the Executive Director who shall keep a record thereof and compile a register of the elected party officials at all levels.

Rule 23: Resolution of disputes

- a) Where a dispute arises on the election of a candidate to an office at a Sub-location, Location/Ward, Branch/Constituency, County or National Level, the Elections Board will immediately form an Ad-hoc Committee of five respectable non-partisan people to resolve it. The complainant will pay such a fee prescribed the National Executive Committee.
- b) The results of arbitration will be communicated to the Elections Board immediately for appropriate action.
- c) Where a By-Election is recommended, the Elections Board shall order fresh elections to be held within a period of one week thereof.
- d) Disputes adjudicated by the Ad-hoc committee will be resolved within one day.

PART V- POSITIONS TO BE CONTENSTED

Rule 24- Polling

1. Chairperson
2. Secretary
3. Treasurer
4. Organizing Secretary
5. Chairperson of the Women's Council
6. Chairperson of the Youth Council
7. Representative of the Persons with Disabilities Group
8. Representative of the Minorities and Marginalized Group

Rule 25 – Ward

1. Chairperson
2. Secretary
3. Treasurer
4. Organizing Secretary
5. Chairperson of the Women's Council
6. Chairperson of the Youth Council
7. Representative of the Persons with Disabilities Group
8. Representative of the Minorities and Marginalized Group

Rule 26 – Sub-branch

1. Chairperson
2. Secretary
3. Treasurer
4. Organizing Secretary
5. Chairperson of the Women's Council
6. Chairperson of the Youth Council
7. Representative of the Persons with Disabilities Group
8. Representative of the Minorities and Marginalized Group

Rule 27- Branch

1. Chairperson
2. Secretary
3. Treasurer
4. Organizing Secretary
5. Chairperson of the Women's Council
6. Chairperson of the Youth Council
7. Representative of the Persons with Disabilities Group

8. Representative of the Minorities and Marginalized Group

Rule 28- National

1. National Chairperson(NC)
2. Deputy National Chairperson(FDNC)
3. National Secretary General(NSG)
4. Deputy National Secretary General(DNSG)
5. National Treasurer(NT)
6. Deputy National Treasurer(DNT)
7. National Organizing Secretary(NOS)
8. Deputy National Organizing Secretary(DNOS)
9. Director of Elections
10. Deputy Director of Elections
11. Chairperson Of The National Women's Council
12. Deputy Chairperson Of The National Women's Council
13. Chairperson Of The National Youth Council
14. Deputy Chairperson Of The National Youth Council

PART VI – PARTY CAUCUSES

Rule 29:MDG Parliamentary Caucus

1. There shall be a MDG parliamentary group which shall be a caucus of Members of National Assembly and Senate elected on the MDG ticket or nominated by the Party to the respective Houses
2. The National Chairperson shall within one month of the declaration of results of a general election convene a meeting of the MDG parliamentary group at a place specified in the notice of the meeting at which the agenda shall be:
 - a) Elections by secret ballot of the MDG Parliamentary Chief Whip
 - b) Election by secret ballot of the Deputy MDG chief whip and Secretary to the parliamentary Group.
3. A member of the National Assembly or Senate shall not without justification oppose Party positions and Policy in Parliament. PROVIDED a member shall not be construed to have opposed a Party position where the same was not communicated to him in writing by the Chief Whip.
4. A member of the National Assembly or Senate who opposes Party positions on more than three occasions shall be de-whipped and reported to the National steering Committee for disciplinary proceedings to be initiated.
5. Without prejudice to the foregoing, Party Positions shall be agreed on at meetings of the MDG Parliamentary Group wherein decisions on any matter shall be determined by consensus or simple majority vote.

Rule 30: MDG County Assembly Caucus

1. The Members of each County Assembly including a Governor elected on an MDG ticket shall constitute themselves into a Caucus to be known as the MDG County Assembly Caucus
2. The National Chairperson shall within fourteen days after the declaration of county elections convene a meeting of all Members of the respective Governors and county assembly elected on a MDG ticket
3. The agenda of the meeting shall be
 - a) The election of a Whip, Deputy Whip and secretary
4. The MDG MCA shall, in the discharge of their mandate as Members of the County Assembly, endeavour at all times to advance the Party position, objectives and ideologies.
5. ***Qualifications for nominating a member of County assembly:***
 - a) A person qualifies for nomination as a member of County assembly if the person:
 - b) Is registered as a voter in the county he intends to vie.
 - c) Satisfies any educational moral and ethical requirements prescribed in the party constitution, National Constitution and Election Act 2011.
 - d) Nominated by at least 500 registered members of the party in his County.
 - e) Has not been a member of national electoral commission within the five years immediately before the date of election
 - f) Gold, Silver or Bronze member will be an added advantage for such qualification.

Rule 31:Nomination and Election Offences

1. Soliciting or receiving bribes to encourage voting for a candidate
2. Hate speech targeting the opposing side;
3. Carrying another person's membership card.
4. Destruction of nomination and election materials of the opposing candidate.
5. Use of another person's membership card to vote
6. Prevention, obstruction or barring of a person from voting.
7. Election offences under the Elections Act No. 24 of 2011 will lead to warning and disqualification of a member and a candidate in whose favour the offence was done.

Duties of members during Nominations/elections -

1. Report election offences as soon as possible to Designated IEBC Security Officer's desks, Designated Peace Committees or the nearest Police Station;
2. Conduct campaigns in a peaceful manner and to ALWAYS adhere to the laws, rules and regulations guiding elections in Kenya;
3. Participate in the election by coming out.

Rule 32:Amendment/Review

These nomination Rules may be amended and/or reviewed by the National Executive Council at least six (6) months before the date set for the general elections and the amended and/or reviewed rules shall be filed with the Registrar of Political Parties, automatically replacing the pre-existing rules, upon which they shall be applicable in all legal and other processes connected herewith.

FORM DR 1

SCHEDULE

OATH OF MEMBER OF THE DISCIPLINARY COMMITTEE

I _____ having been appointed Chairman (member) of the Disciplinary Committee do swear that I will without fear or favour, affection or ill-will discharge the functions and duties of the Office of the chairman (member) of the Disciplinary Committee, and that I will not, directly, reveal and matter relating to such functions and duties to unauthorized persons or otherwise than in the course of my duty.

So help me God.

Sworn at Nairobi: _____)

)

)

)

)

On this _____ day of _____ 20_____)

)

)

)

)

Commissioner for Oaths: _____)

FORM 1 (ELECTION RETURN)

(ELECTION PROCEEDINGS)

POLLING CENTRE.....WARD.....
 SUB BRANCH (CONSTITUENCY)/BRANCH (COUNTY).....

Ihaving presided over then elections in the above electoral unit, do hereby certify that the elections were carried out freely and that the results were as follows:-

POST.....
 NO.OF CONTENSTANTS.....DATE.....

CONTESTANT'S NAME	MEMBERSHIP NUMBER	NUMBER OF VOTES WON	SIGNATURE OF CONTENSTANTS
1.			
2.			
3.			
4.			

Declared winner.....

Number of votes cast.....spoilt.....good.....

Name of returning officer.....signature.....

POST.....
 NO.OF CONTESTANTS.....DATE.....

CONTESTANT'S NAME	MEMBERSHIP NUMBER	NUMBER OF VOTES WON	SIGNATURE OF CONTESTANT
1.			
2.			
3.			
4.			

Declared winner.....

Number of votes cast.....spoilt.....good.....

Name of returning officer.....signature.....

POST.....
 NO.OF CONTESTANTS.....DATE.....

CONTESTANT'S NAME	MEMBERSHIP NUMBER	NUMBER OF VOTES WON	SIGNATURE OF CONTENSTANTS
1.			
2.			
3.			
4.			

Declared winner.....

Number of votes cast.....spoilt.....good.....

Name of returning officer.....signature.....

POST.....
NO.OF CONTESTANTS.....DATE.....

This form is part of the elections documentation, released by MDG, chaired by MDG Direction of elections and will be used only in accordance with the election rules and party constitution

FORM 2 (ELECTION RETURN)

(ELECTION OFFICE BEARERS)

I.....have presided over the election
for.....

(Polling/ ward) certify that the following persons were elected.

1. Chairman.....
....
2. Vice
Chairman.....
3. Secretary.....
.....
4. Assistant
Secretary.....
5. Treasurer.....
.....
6. Assistant
Treasurer.....
7. Organizing
Secretary.....
8. Assistant Organizing
Secretary.....
9. Women
Leader.....
10. Ass. Women
leader.....
11. Youth
Leader.....
12. Ass. Youth
Leader.....
13. Committee Member
(Female).....
14. Committee Member
(Female).....
15. Committee Member
(Female).....
16. Committee Member
(Youth).....
17. Committee Member
(Youth).....
18. Committee Member
(man).....
19. Committee
Member.....
20. Rep of People with disability.....

Signature of the Returning
Officer.....dates.....
Full Name of the Returning Officer.....

1. Witnessed by
(signature).....date.....
Full
Name.....

2. Witnessed (Signature).....
Full
Name.....

This form is part of the elections documentation, released by MDG National Elections Board,
chaired by MDG Director of Elections and will be used only in accordance with the election rules
and party constitution.

FORM 3 (ELECTION RETURN)

(ELECTION OFFICE BEARERS)

I.....have presided over the election for.....

(Constituency of Branch) certify that the following persons were elected.

- 1. Chairman.....
- 2. Secretary.....
- 3. Assistant Secretary.....
- 4. Treasurer.....
- 5. Assistant Treasurer.....
- 6. Organizing Secretary.....
- 7. Assistant Organizing Secretary.....
- 8. Women Leader.....
- 9. Youth Leader.....
- 10. Ass. Women leader.....
- 11. Youth Leader.....
- 12. Ass.Youth Leader.....
- 13. Committee Member (Female).....
- 14. Committee Member (Female).....
- 15. Committee Member (Female).....
- 16. Committee Member (Youth).....
- 17. Committee Member (Youth).....
- 18. Committee Member (man).....
- 19. Committee Member.....
- 20. Rep of People with disability.....

Signature of the Returning Officer.....date.....

Full Name of the Returning Officer.....

- 1. Witnessed by
(signature).....date.....Full
Name.....
- 2. Witnessed (Signature).....
Full Name.....

This form is part of the elections documentation, released by MDG National Elections Board, chaired by MDG Director of Elections and will be used only in accordance with the election rules and party constitution.

FORM 4 (ELECTION RETURN)

(DELEGATES TO THE SPECIAL NATIONAL DELEGATES CONGRESS)

.....BRANCH DELEGATES

NAME	MEMBERSHIP NO.	ID NO.
1. CHAIRMAN		
2. SECRETARY		
3. WOMEN LEADER		
4. SECRETARY		
5. YOUTH LEADER		
6. SECRETARY		
7. TREASURER		
8. Persons with Disability/Special interest		

Note: The Branch Chairman, Secretary, Women Leader and Youth leader must be included as Delegates.

This form is part of the elections documentation, released by citizens convention party chaired by Citizens Convention Party Director of elections and will be used only in accordance with the election rules and party constitution.

FORM 5

SCHEDULES

PLEDGE OF COMMITMENT

I _____ of _____ in the Republic of Kenya wishing to be nominated as a Party Candidate in the _____ elections do hereby solemnly swear and pledge as follows:

1. **That I** shall respect, defend and safeguard the Constitution of Kenya and Party constitution and pledge allegiance to both Constitutions.
2. **That I** shall be loyal to my country Kenya and the Party.
3. **That I** shall abide with the Party's motto of Freedom, justice and Truth. I shall support the Party Manifesto and programs and undertake to work for their realization.
4. **That** at all times be guided and shall abide to the party cardinal principles to uphold integrity and strive for rapid development.
5. **That I** believe in the legislative supremacy of Parliament, the independence of the judiciary, the Rule of Law and the establishment of democratic institutions and processes.
6. **That I** shall never conduct or participate in the torture or the political suppression of another human being and shall fully support the repeal and abrogation of the preservation of Public Security Act, the Public order Act, the Chief's authority Act and all other oppressive laws.
7. **That I** shall always defend the respect and observance of human and democratic rights and liberties.
8. **That I** shall accommodate criticism and observe the principles of good and open governance.
9. **That I** shall support free and fair elections within the Party and in Kenya.
10. That I shall oppose and never practice nepotism, clanism or tribalism and shall ensure that the allocation of jobs and services is based on merit
11. **That I** shall oppose and never practice corruption.
12. **That I** shall be transparent in all my business transactions and never allow personal interest to prevail upon the public interest.
13. **That I** shall always defend and protect public property, assets and investments irrespective of whoever is involved in the misuse
14. **That I** shall never practice discrimination against anyone on the basis of race, tribe, colour, gender or religion.
15. **That I** shall swear this pledge on the understanding that I may be disqualified or required to resign from leadership if I contravene the pledge of commitment.

Signed By : _____)

At _____ On this _____ day of _____ 20 _____)

Before me: _____)

Commissioner for Oaths)

FORM 6

CERTIFICATE OF NOMINATION

At the Party Nominations of candidates for..... Elections to be held onunder the Elections Act No. 24 of 2011..... (Name of candidate) was duly nominated as the Party candidate for the said elections in(Kenya/Constituency/Ward).

1. Presidential Elections (or Parliamentary or County Elections).
2. Kenya (or name of Constituency or Ward)
3. _____

(Candidate's name and address)

- i. National Identity Card number
- ii. Voters Card number
- iii. Party's membership card number

Dated at Nairobi on this _____ *day of* _____ *20* _____

Chairman

Secretary

National Nominations and Elections Committee

FORM 7

APPLICATION FOR NOMINATION

1. Name.....
2. Address.....
3. Date and place of birth.....
4. Marital status.....
5. Party membership card no.....Category.....

Voters card No.....

National Identity Card No.....

6. Ward.....

Sub-branch.....

Branch.....

7. Seat(State Constituency/Ward)

8. Written statement (the statement must include the following:

- I. Detailed account of education
- II. Occupation and nature of past and present occupation
- III. Why you joined the party
- IV. Summary of your philosophy and political beliefs and why you think MCC is the right party.
- V. Outline of the aims and objects of MCC and what you think should be the party's priorities).

Signature of Applicant

FORM 8

NOMINATION PAPER.

Date.....
Nomination of a candidate for.....
Constituency or Ward.....
Candidate's name and Address.....
National identity card no.....
Voters card no.....

.....
(Name and signature of candidate)

We, the undersigned, being party members in the constituency/ward do hereby support the nomination of the above named candidate for.....

Proposer:

Name and address.....
National Identity Card No.....
Voters card number.....
Party membership card number.....

(Name and signature of the proposer)

Secunder:

Name and address.....
National Identity Card No.
Voters card number.....
Party membership card number.....

.....
(Name and signature of the secunder)

Names of supporters (give address and particulars of ten supporters and they must sign against their names).

	NAME	ID NUMBER	VOTERS CARD NO.	MEMBERSHIP CARD NO.
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				

FORM 9

ELECTION RETURNS

Nomination for _____ (Constituency or ward).

Name of Candidate Nominate _____

(Give address, national identity card, voters card and party membership card numbers)

Results

	NAME	CONTACT	ID NO.	PARTY CARD NO.
1.				
2.				
3.				
4.				
5.				

Dated at _____ on this _____ day of _____ 20_____

Chairman
NEB Sub-Branch