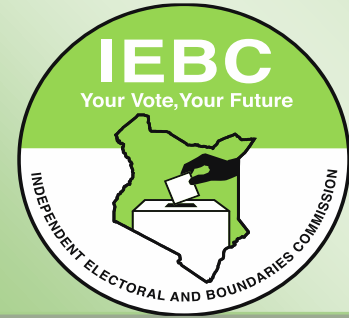


INDEPENDENT
ELECTORAL AND
BOUNDARIES
COMMISSION



IEBC 2016-2017
ANNUAL REPORT



Your Vote. Your Future.



IEBC 2016-2017 ANNUAL REPORT

ANNUAL REPORT

2016 -2017

Independent Electoral and
Boundaries Commission of
Kenya

Vision

“A credible electoral management body committed to strengthening democracy in Kenya”

Mission

“To conduct free and fair elections and to institutionalize a sustainable electoral process”

Produced by: The Independent Electoral and Boundaries Commission

Web address: annualreport.iebc.or.ke/2017

IEBC website: www.iebc.or.ke

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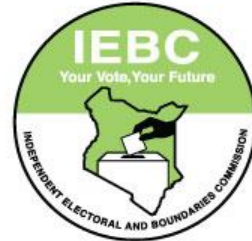
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Letters of Transmittal

INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION



**His Excellency, The President, Uhuru Kenyatta,
President and Commander in Chief of Kenya Defence Forces of the Republic of Kenya**

Article 254 of the Constitution of Kenya, 2010 and Section 24(1) of the Independent Electoral and Boundaries Commission Act, 2011 requires the Commission to submit annually to the President and Parliament, an annual report containing functions, performance on its activities, affairs and the financial statements.

In compliance with these statutory requirements, I hereby submit to you the attached report and unaudited financial statements for the financial year ended 30th June, 2017.

**W. W. Chebukati
Chairperson**

Date: 30th September, 2017

INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION



The Honorable Justin Muturi
Speaker of the National Assembly

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W. W. Chebukati
Chairperson

Date: 30th September, 2017

INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION



**The Honorable Kenneth Lusaka
Speaker of the Senate**

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**W. W. Chebukati
Chairperson**

Date: 30th September 2017.

About this Report

This report outlines the performance of the Independent Electoral and Boundaries Commission (IEBC) for the financial year ending 30th June 2017. It informs all Kenyans – including members of parliament, political parties, interest groups, candidates, electoral authorities, government departments and agencies and the media – about IEBC activities and services and describes the IEBC's performance against its outcome, programs, deliverables and key performance indicators in the Portfolio Budget Statements for the financial year 2016–2017.

The report is prepared in line with the requirements of Article 254 of the Constitution of Kenya, 2010, the *Public Finance Management Act, 2012* and the *Independent Electoral and Boundaries Commission Act, 2011*.

The Report has five sections:

1. **Executive Summary**– summary of key developments and trends.
2. **The Commission**– role, values, structure, outcome and programs.
3. **Performance Review and achievements**– work and achievements for each IEBC program with key performance indicators.
4. **Financial Statements**– financial performance for 2016–2017, including unaudited financial statements.
5. **Annexes**.

A PDF version is also available on the IEBC website. Visit www.iebc.or.ke to view this report online.

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LIST OF ACRONYMS AND ABBREVIATIONS

ASK	Agricultural Society of Kenya
AWEB	Association of World Election Bodies
BVR	Biometric Voter Registration
CAW	County Assembly Ward
CEC	Constituency Election Coordinator
CEM	County Election Manager
CEO	Chief Executive Officer
CID	Criminal Investigation Department
CS	Commission Secretary
CSO	Community Service Organization
CRMS	Candidate Registration Management System
DRC	Dispute Resolution Committee
EACC	Ethics and Anti-Corruption Commission
EBS	Elder of the Burning Spear
ELOG	Election Observation Group
EISA	Electoral Institute for Sustainable Democracy in Africa
EMB	Electoral Management Bodies
ERMT	Elections Risk Management Tool
ESAP	Election Security Arrangement Project
EVID	Electronic Voter Identification Device
FGD	Focus Group Discussion
GOK	Government of Kenya
HR	Human Resource
HIV	Human Immunodeficiency Virus
ICPS	International Centre for Parliamentary Studies
ICT	Information Communication and Technology
IDEA	Institute for Democracy and Electoral Assistance
IEBC	Independent Electoral and Boundaries Commission
IEC	Information Education and Communication
IFES	International Foundation for Electoral Systems
IFMIS	Integrated Financial Management Information System
IGAD	Inter Governmental Authority on Development
IPSAS	International Public Sector Accounting Standards
JAP	Jubilee Alliance Party
JSC	Judicial Service Commission
KCB	Kenya Commercial Bank
KHRC	Kenya Human Rights Commission
KLRC	Kenya Law Reform Commission
LAN	Local Area Network
LCCI	London Chamber of Commerce and Industry

LSK	Law Society of Kenya
MCA	Member of County Assembly
MNA	Member of National Assembly
MOU	Memoranda of Understanding
NGO	Non-Governmental Organization
NYS	National Youth Service
PEA	Permanent Electoral Authority
PMS	Performance Management System
PSASB	Public Sector Standards Board
PR	Public Relations
PWD	People with Disabilities
RPP	Registrar of Political Parties
REC	Regional Election Coordinator
RTS	Result Transmission System
SLA	Service Level Agreement
UK	United Kingdom
UNDP	United Nation Development Programme
US	United States
USAID	United States Agency for International Development
ODM	Orange Democratic Movement
ODPP	Office of the Director of Public Prosecution
WAN	wide Area Network



STATEMENT FROM THE CHAIRPERSON

I am pleased to issue this statement for the Independent Electoral and Boundaries Commission's Annual Report for the 2016/2017 financial year.

This reporting period coincides with preparations for the second General Election following the promulgation of the Constitution of Kenya, 2010; and the establishment of the Independent Electoral Boundaries Commission (IEBC) in 2011. This Report focuses more on those activities leading to the General Election in August, 2017.

The momentous task of preparing for the General Election has fallen on a new Commission in its nascent stage. The Commission of seven members was appointed on 20th January 2017 with my appointment as Chairperson. I must however, hasten to add that despite the short period in office, the Commission has demonstrated quick understanding of its roles and responsibilities. I am therefore certain that it will ably discharge its mandate.

The Commission's principal mandate entails; managing General Election that are credible, free and fair in accordance with the laws of Kenya.

By the time of our appointment, the outgoing Commission had introduced a number of initiatives to ensure that this constitutional mandate is met. One outstanding initiative was the adoption of an integrated technology to facilitate candidate nomination, voter registration, voter identification and results transmission; the Kenya Integrated Electoral Management System (KIEMS). Under legal reforms, the review and consolidation of laws on elections was completed and regulations on the use of the technology and transmission of results established.

This period has also witnessed unprecedented number of litigations where citizens and other stakeholders have freely moved to court to seek determination on whatever electoral issues facing them. The court challenges have not unsettled us; but rather served to strengthen the Commission's resilience, systems and processes.

On assuming office my Commission encountered on-going efforts to raise the number of registered voters in the country. I am proud to report that during our tenure so far, the total number of registered voters has risen from 14.4 million in 2013 to 19.6 million by the time of elections in August, 2017. In this area, our strategy remains two-pronged; continuous voter registration with periodic mass voter registration campaigns. Our goal is to ultimately bring all the eligible Kenyans under the voters roll.

Our continued engagement with key political players particularly Political parties must receive my mention. Our adopted approach as a Commission is to address issues in a

collegial manner recognizing that the goal to grow democracy in Kenya is mutually beneficial to us all. This must be accomplished against the backdrop of trust and participation.

Perhaps more important I must mention the ready support the Commission has continued to receive from the National and County governments. The scale and complexity of the Commission's work makes such cooperation a prerequisite. I would also like to recognize the support we have received during this period from other key players, including the Senate, National Assembly, Government Ministries, Civil Society organizations and Development partners. Of special mention also is the General Public that has continually followed our progress in all our electoral processes with a view to making us remain accountable. Lastly, I must commend the efforts of our staff who continue to rededicate themselves to the cause of democracy in Kenya.

W. W. Chebukati

Chairperson, Independent Electoral and Boundaries Commission

THE COMMISSION EXECUTIVE OFFICER'S OVERVIEW

Introduction

Under Section 68 of the Public Finance Management Act , 2012 (PFMA), I take pleasure in providing an account of the manner and extent to which we as the Electoral Commission, have discharged our functions and duties during the 2016/17 financial year as outlined by the mandate of the Electoral Commission in Article 88 of the Constitution of Kenya, 2010.

Article 88 of the Constitution of Kenya, 2010 mandates the Commission to conduct and supervise elections and referenda in Kenya. This mandate is at the core of our performance and drives us to ensure that we deliver elections that are free and fair. This report is presented in the context of preparations for the 2017 General Election.



Preparing for the 2017 General Election

During the period under review, the thrust of the organization and its resources were directed at the preparation for the 2017 General Election. The Commission activities were driven mainly by activities pertaining to the following:-

- i. Legal Reforms and their implementation;
- ii. The two major registration drives;
- iii. Technology improvements; and
- iv. Procurement of electoral materials.

A Principal Register of Voters is one of main responsibilities assigned to the Commission by the Constitutions. To this end the Commission is legally bound to compile and maintain the Register of voters by affording eligible voters the opportunity to register, and to check or update their registration details, where applicable, to ensure the accuracy of the Register of voters. The voter registration system ensures that no voter registers more than once.

The first national registration drive took place on 10th to 30th March, 2016 while the second phase took place again in March, 2017. During the Mass voter registration drives, over 4 million Kenyans visited the registration centers to register for the first time, to re-register or update their registration details. As at the close of the financial year 2016/17, there were 19, 611,434 registered voters. This represented a 27% increase from 2013 (14.4 million).

General Performance Review of the IEBC

Of the 64 Performance targets set for the year under review, 95% were achieved. A summary of achievements is set out in Chapter two of this report.

General Financial Review of the Commission

The IEBC received Kshs. 19.87 billion for the year under review by way of a parliamentary allocation in terms of vote 33. Expenditure reflected in the annual financial statements on accrual basis was Kshs. 16.6 billion giving an accounting surplus of Kshs. 3.26 billion. The surplus of **Kshs 3.26 billion** is mainly attributed to the purchase of capital equipments such as KIEMS, motor vehicles, furniture and computer equipments.

In a year for preparations for elections such as this one, the balance sheet reflects higher levels of both current assets and liabilities at year end, as the bulk of the activity is in the last quarter of the year. The statement of financial position reflected total current assets of **Kshs. 5.94 billion** as compared to **Kshs. 0.25 billion** as at 30th June 2016. The increase was attributed to the cashbook balances which were held at our various bank accounts to fund the August 8th general election activities. Overall the Commission has succeeded in maintaining its spending within budget.

Spending Trends

Expenditure is mainly influenced by the election cycle, peaking during preparations for an election and then decreasing to fund regular activities in non- general election cycles. The graph below sets out the expenditure trends since 2010. It is important to note the influence of the increase in the number of polling stations as a result of the increase in the number of registered voters, on expenditure trends.

Human Resource Capacities

The Commission has a full-time establishment of 903 permanent members of staff. As at June, 2017, 901 posts were filled. During the peak registration period in March, 2017 this was expanded with employment of temporary staff, including registration officers and voter educators. The employment of temporary staff in these numbers presents challenges. One of the key areas of focus by the Commission is to continuously identify and address training needs as these staff have statutory responsibilities and are the public face of the IEBC during registration and election periods.

Supply Chain Management

The Commission embraced the e-procurement system which was developed and successfully implemented. The system has continued to contribute to the effective functioning of the Commission's supply chain management processes and systems. The system has been further strengthened and enhanced to comply with all statutory supply chain management, which include, but not limited to National Treasury prescripts, and procurement regulations. I am satisfied that the Commission has a sound supply management practices, supported by a Procurement Policy which has assisted in reducing irregular expenditure or pending bills. During the year under review all requests were run on e-procurement.

Audit Report matters in the previous year and how they were addressed

The Commission received a qualified audit in 2015/16. The focus for 2016/17 has been on improving this performance. Audit findings identified and reported by the Auditor General, including those reported in its audit report are tracked to ensure that the necessary processes and enhancements are effected.

The challenges in a year when electoral activities are starting to peak is to ensure that procurement processes are compliant , and that supporting documentation can be provided for the audit of payments for goods and services.

Appreciation

A special note of thanks goes to members of the Commission and staff who have worked tirelessly in the service of the Commission, understanding the importance of delivering on the Commission mandate so that we could present a report of which the Commission is proud.

Ezra S. Chiloba
Commission Secretary/CEO
Independent Electoral and Boundaries Commission



EXECUTIVE SUMMARY

EXECUTIVE SUMMARY

The year under review focused on the preparations for the August 2017 General Election. Program activities articulated in the Strategic Plan 2015-2020 were implemented under three strategic goals that focused on the management of elections, strengthening of institutional capacities and enhancement of public trust and participation in the electoral processes.

The Legal Framework

Under the legal framework, the Elections Act, 2011 was reviewed, amended and enacted. Regulations governing the Election Campaign financing Act of 2013 were formulated to facilitate the 2017 General Election. Unfortunately they never saw the light of day as implementation of the regulations and the Act were suspended vide the Election Laws (Amendment) Act, 2017. Further, regulations on use of technology, transmission of results, management of political parties and nomination of candidates for elections were passed by the National Assembly with the aim of improving on electoral processes.

The Register of Voters

During the period under review, the IEBC conducted the second periodic mass voter registration activity as a strategy to increase the number of eligible voters in the Register of Voters. An additional 5.2 million voters were registered against a target of eight million as set out in the Strategic Plan 2015- 2020. Cleaning of the register of voters was also undertaken where a total of 1.5 million voters requested for transfer to new electoral areas or correction of particulars. Upon completion of the data validation exercise, the Register was availed for inspection by the public before the conduct of the 8th August, 2017 General Election.

Voter Education

The Commission deployed a number of voter education initiatives towards voter registration activities and the 2017 General Election. These were meant to increase participation of Kenyans in the electoral process. The activities were funded by the National Treasury while development partners complemented the Commission's interventions.

Strengthening Internal Capacities

The Commission undertook various capacity building activities for Commissioners and staff. These included both local and external capacity building training on effective management of elections. They also participated in international conferences and election observer missions to share knowledge and build networks with international collaborators. In

addition operational systems and processes have been re-engineered to comply with statutory provisions; and with the Public Officer Ethics Act, 2003.

Strengthening ICT systems

With regard to enhancing the technological capacities of the Commission, an internal review, assessment and audit of the electoral ICT systems were conducted. Identified gaps in the system were addressed in preparation for the August 2017 General Election. Additional staff were brought on board to strengthen human resource capacities within the ICT Directorate with the objective of enhancing the state of preparedness to manage elections. Lastly, the IEBC signed a Service Level Agreement (SLA) to support the Biometric Voter Registration (BVR) technology and acquired licenses for its existing systems. The Kenya Integrated Election Management Systems (KIEMS) with other security systems were purchased for the general election.

Partnerships with Stakeholders


The Commission's strategy on engagement of key stakeholders involved its strategic partners in key initiatives and undertakings. For example during the year, the Commission convened the conference to deliberate with stakeholders on areas of focus in preparation for the 2017 General Election. The conference brought together several stakeholders from Political Parties, development partners, line government ministries and departments, Non-Governmental Organizations, Civil Society Organizations and Faith-based organizations among others.

Enhancing the Corporate Image of the Commission

Over the period 2016/2017, in pursuit of improving public confidence in the Commission, a range of forums to engage the Kenyan political class and the public on its operations and the electoral processes were held. The Commission held a series of engagements with the Media, Political Parties, Religious Leaders, Civil Society Organizations, Council of Governors and Parliament to win back confidence in the Commission.

Resource Availability

In 2016–2017 the IEBC received from the ex-chequer Kshs. 19.87 billion. These funds were utilized to implement activities in the Commission's major areas of operation namely; voter registration and electoral operations, voter education and partnerships, electoral communication information technology, general administration planning and support services. As at 30th June, 2017, the absorption rate of these funds stood at 92%, an improvement from the previous financial year which stood at 85%.



CHAPTER ONE
THE
COMMISSION

THE COMMISSION

The Independent Electoral and Boundaries Commission is a Constitutional body established under Article 88 of the Constitution of Kenya; and a body corporate pursuant to Article 253 of the Constitution of Kenya.

Our Mandate

The Commission is mandated to conduct or supervise referenda and elections to any elective body or office established by the Constitution, and any other elections as prescribed by an Act of Parliament. The IEBC is specifically responsible for:-

- i) The continuous registration of citizens as voters;
- ii) The regular revision of the voters' roll;
- iii) The delimitation of constituencies and wards;
- iv) The regulation of the process by which parties nominate candidates for elections;
- v) The settlement of electoral disputes, including disputes relating to or arising from nominations, but excluding election petitions and disputes subsequent to the declaration of election results;
- vi) The registration of candidates for election;
- vii) Voter education;
- viii) The facilitation of the observation, monitoring and evaluation of elections;
- ix) The regulation of the amount of money that may be spent by or on behalf of a candidate or party in respect of any election;
- x) The development and enforcement of a code of conduct for candidates and parties contesting elections; and
- xi) The monitoring of compliance with the legislation required by Article 82 (1) (b) of the Constitution relating to nomination of candidates by parties.

The Legal Framework

Other than the Constitution of Kenya, the major legislative provisions under which the IEBC derives its core business processes, purpose, values and leadership capabilities and conducts its activities are as shown in Table 1.

Table 1: The Legislative Framework

Legislative Instrument	Functions of the Legislative Instrument
The Independent Electoral and Boundaries Commission Act, 2011	<ul style="list-style-type: none">▪ Provides for the operations, powers, responsibilities and functions of the Commission to supervise referenda and elections to any elective body or office established by the Constitution or any other Act of Parliament.

Legislative Instrument	Functions of the Legislative Instrument
	<ul style="list-style-type: none"> ▪ Maintaining and updating the register of voters ▪ Promoting public awareness of electoral and parliamentary matters through information and education programs ▪ Providing international electoral assistance ▪ Conducting Boundary delimitation and review of wards ▪ Conducting and promoting research into electoral matters and other matters that relate to IEBC functions
Elections Act, 2011	<p>The Act stipulates the procedures to be followed during elections including registration of voters, rules and regulation on nomination of candidates for elections and referendum process, it provides for the code of conduct for election officials, political parties and dispute resolution among other provisions.</p>
Political Parties Act, 2011	<p>The Act established under Article 91 and 92 of the Constitution of Kenya by and large describes;</p> <ul style="list-style-type: none"> i) The formation of Political parties, ii) Requirements of Political Parties, iii) Registration, iv) Deregistration, v) Rights and privileges of Political Parties, vi) Funding of Political Parties, and vii) Offences. <p>The Act establishes the Political Parties Disputes Tribunal (PPDT) to determine disputes emanating from Political Parties.</p> <p>The Act also establishes the Office of the Registrar of Political Parties (RPP) as a state office as prescribed in Article 260 of the Constitution among others. The Act besides establishing the office of the Registrar of Political Parties also makes it autonomous.</p>
Election Campaign Financing Act, 2013	<p>The purpose of this law is to among other things, promote good governance and a sustainable democratic political system, raise awareness and promote transparency in political party financing, reduce inequality of political parties during elections and to provide an even playing field for all political parties, safeguarding against the use of illegal resources to promote interests of candidate or political parties in party nominations and elections and make political parties accountable to their members.</p>
Election Offences Act, 2016	<p>The Act provides for election offences and the punishments. They include among others.</p> <p>It prescribes:</p> <ul style="list-style-type: none"> • Offences touching on the register of voters • Offences relating to voting • Offences by members and staff of the Commission • Bribery • Unlawful expenditure and

Legislative Instrument	Functions of the Legislative Instrument
	<ul style="list-style-type: none"> • Maintenance of secrecy at elections. <p>It also prescribes who are liable and who has the authority to prosecute the offences under the Act.</p>
The Election (General) Regulations, 2012	<p>Section 109 of the Elections Act, 2011 empowers the Commission to make regulations for the better carrying out of its mandate. To date, the Commission is guided by the following seven regulations;</p> <ul style="list-style-type: none"> i) Elections (Registration of Voters) Regulations, 2012. ii) Elections (General) Regulations, 2012. iii) Elections (Technology) Regulations, 2017. iv) Elections (Party Primaries and Party Lists) Regulations, 2017. v) Elections (Voter Education) Regulations, 2017. vi) Rules of Procedure on Settlement of Disputes Regulations, 2017. vii) Guidelines on the Nomination of Candidates, 2017.
The Public Finance Management Act, 2012	<p>An Act of Parliament to provide for the effective management of public finances by the National and County Governments including Constitutional independent bodies.</p>
Freedom of Information Act, 2012	<p>The Act gives effect to Article 35 of the Constitution; to confer on the Commission on Administrative Justice the oversight and enforcement functions and powers.</p>
Public Service Commission Act, 2012.	<p>An Act of Parliament to make further provisions as to the functions and powers, and the administration of the Public Service Commission established under Article 233 of the Constitution; the qualifications and procedures for the appointment of the Chairperson, Members and Secretary of the Commission.</p>
Leadership, Ethics and Integrity Act, 2012.	<p>The Act gives effect to, and establish procedures and mechanisms for the effective administration of Chapter Six of the Constitution.</p>
Public Procurement and Disposal Act, 2015.	<p>An Act of Parliament that gives effect to Article 227 of the Constitution, by providing procedures for efficient public procurement and for assets disposal by public entities.</p>
District and Provinces Act, 1992.	<p>An Act of Parliament to prescribe the districts and provinces into which Kenya is divided. It guides the Commission in the process of reviewing electoral boundaries for Constituencies and Wards.</p>

Legislative Instrument	Functions of the Legislative Instrument
The County Government Act, 2012.	The Act gives effect to Chapter Eleven of the Constitution; to provide for county governments' powers, functions and responsibilities to deliver services.

Our Values

To enable the Commission serve the needs of stakeholders, including the electorate, political parties, the media, permanent and temporary staff, the Commission subscribes to the following values:-

- i. **Respect for the rule of law** – conducting our affairs within the law.
- ii. **Independence** – conducting our affairs free from undue influence.
- iii. **Integrity** – conducting our affairs with utmost honesty.
- iv. **Teamwork** – undertaking to work collaboratively as colleagues to achieve the Commission’s goals.
- v. **Innovativeness** – committed to transforming the electoral process to meet and exceed the expectations of Kenyans.

Organization

Following review of the Elections Act, 2011 and the IEBC Act, 2011, the Commission was reorganized from a nine-member Commission to a seven-Member one. The Chairperson was appointed by the President, while the Vice Chairperson who must be of the opposite gender was elected by the Members of the Commission. The Seven-Member Commission was sworn into office on 20th January, 2017. The Commissioners serve on full time basis for a period of six years. The principal role of the Commission is to provide board oversight to the Secretariat and policy direction on all matters.

The Commission appoints the Chief Executive Officer (CEO) as the Head of the Secretariat. The CEO is also the Commission’s Accounting Officer appointed by the National Treasury. Assisting the CEO are two Deputy Commission Secretaries; one in charge of Support Services and the other Operations.

Members of the Independent Electoral and Boundaries Commission



Chairperson: Mr. Wafula W. Chebukati

Holds a Bachelor of Law Degree from the University of Nairobi, and a Post Graduate Diploma from the Kenya School of Law. Previously, he was the Managing Partner of Cootow and Associates Advocates based in Nairobi. The Company specialized in conveyance, Labour laws, company mergers and acquisitions, Maritime and treaties.

Mr. Chebukati is the Chairperson of the Independent Electoral and Boundaries Commission which is established pursuant to Article 88 of the Constitution having been appointed Chairperson on 20th January, 2017. He also chairs the Legal Affairs and Compliance Committee, the Dispute Resolution Committee and the Electoral Code of Conduct Committee.



Vice Chairperson: Ms. Consolata Nkatha Bucha Maina

Holds a Masters Degree in Business Administration from the University of Melbourne, Australia, a Master of science in public Relations from the University of Sterling in Scotland and two Diplomas from the London Chamber of Commerce and Industry (LCCI), one in Public Relations, and another in Business Studies.

She is the Vice Chairperson of the Independent Electoral and Boundaries Commission. She is also the Chairperson of the Political Parties Liaison Committee.



Commissioner: Dr. Roselyne Kwamboka Akombe

Holds a PhD and Master of Science in Global Affairs from the Rutgers University, USA. She holds a Bachelors Degree in Education from the University of Nairobi. Until her appointment, she worked as an Under Secretary at the United Nations Headquarters in New York.

She is the current Chairperson of the Electoral Technical and Operations Committee charged with the mandate of overseeing registration of voters and management of elections.



Commissioner: Mr. Boya Molu

Holds a Degree in Human Resource Management and Business Administration from India and a Diploma in Human Resources by the Kenya National Examination Council.

He chairs the Human Resource, Administration and Training Committee.



Commissioner: Amb. Dr. Paul Kurgat

A former Ambassador to Russia, Ukraine, Belarus and Khzakhstan. He holds a PhD in History from Moi University, a Masters Degree in International Relations from the Kiev University (Ukraine) and a Diploma in Peace and Security, Conflict Resolution from Uppsala University in Sweden.

He is the Chairperson of the Finance and Procurement Committee.



Commissioner: Ms. Margaret Mwachanya

Holds a Masters Degree in Swahili Studies from the University of Nairobi and a Bachelor's Degree in Kiswahili from the Catholic University of Eastern Africa. Prior to the appointment, she served as a Board Member of Taita – Taveta County Public Service Board.

She is the Chairperson of the Voter Education and Partnership Committee.



Commissioner: Prof. Abdi Yakub Guliye

He holds a PhD in Animal Nutrition from Rowett Research Institute, University of Aberdeen, Scotland, UK and Masters Degree in Animal Production from Egerton University.

He is the Chairperson of the Research, Technology and Strategy Committee and a member of the Audit Risk and Compliance Committee.



Chief Executive Officer: Mr. Ezra Simiyu Chiloba

He holds a Master of Arts Degree in Public Policy from the Central European University and Bachelor of Law at the University of Nairobi.

The IEBC Secretariat

The IEBC Secretariat is structured under the following nine Directorates:-

- i) Voter Education and Partnerships.
- ii) Voter Registration and Electoral Operations.
- iii) Finance.
- iv) Information Communication and Technology.
- v) Legal and Public Affairs.
- vi) Research and Development.
- vii) Human Resource and Administration.
- viii) Audit, Risk and Compliance.
- ix) Supply Chain Management.

The Commission operates under a three-tier structure; the Head Office in Nairobi, 47 County Electoral Offices and 290 Constituency Electoral Offices (CECs). (See Figure 1 on IEBC Organizational Structure). The Directors are assisted by Managers; and are responsible for the design and development of the Commission's programmes. County offices are headed by County Elections Managers (CEMs) which is a recent rationalization of the organization structure to place it in line with the Constitution. The CEMs are responsible for implementation of programme activities at the County level while the CECs remain responsible for the Commission's programme activities at the Constituency level. See Figure 2 on the County offices of the Commission.

Figure 1: Organization Structure

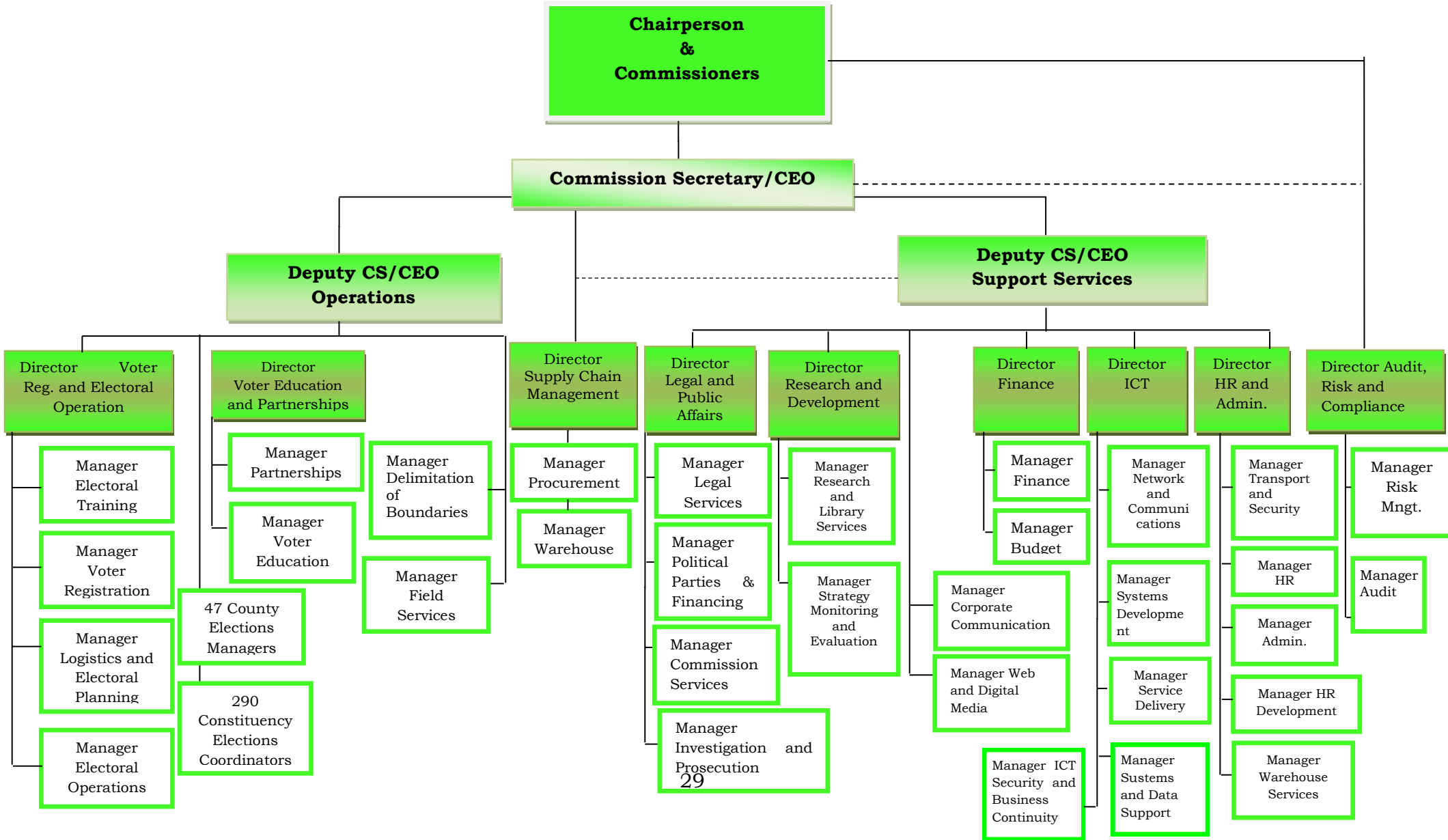














Figure 2: IEBC County Administrative Arrangement



Figure 3: Senior Management at the National Level

 <p>Chief Executive Officer Mr. Ezra Simiyu Chiloba</p>	 <p>Deputy Commission Secretary, Operations Ms. Betty Sungura</p>	 <p>Deputy Commission Secretary, Support Services Mr. Marjan Hussein Marjan</p>
 <p>Director, Voter Registration & Electoral Operations Ms. Immaculate Kassait</p>	 <p>Director, Voter Education & Partnerships Mr. Rasi Masudi</p>	 <p>Ag. Director, Human Resource & Administration Ms. Irene Mutai</p>
 <p>Director, Legal & Public Affairs Ms. Praxedes Tororey</p>	 <p>Director, Finance Mr. Osman Ibrahim</p>	 <p>Ag. Director, Supply Chain Management Ms. Milcah Chebosis</p>
 <p>Director, Audit Risk & Compliance Mr. Obadiah Keitany</p>	 <p>Director, Information Communication & Technology Mr. James Muhati</p>	 <p>Director, Research & Development Ms. Decimah M'mayi</p>

The Commission's Committees and their Responsibilities

The IEBC's governance structure is based on eight Commission Committees that are responsible for decision on policy issues for further approval by Plenary. The Commission Committees are chaired by Commissioners with relevant Directors in attendance. The Commission's committees are as shown in Table 1.

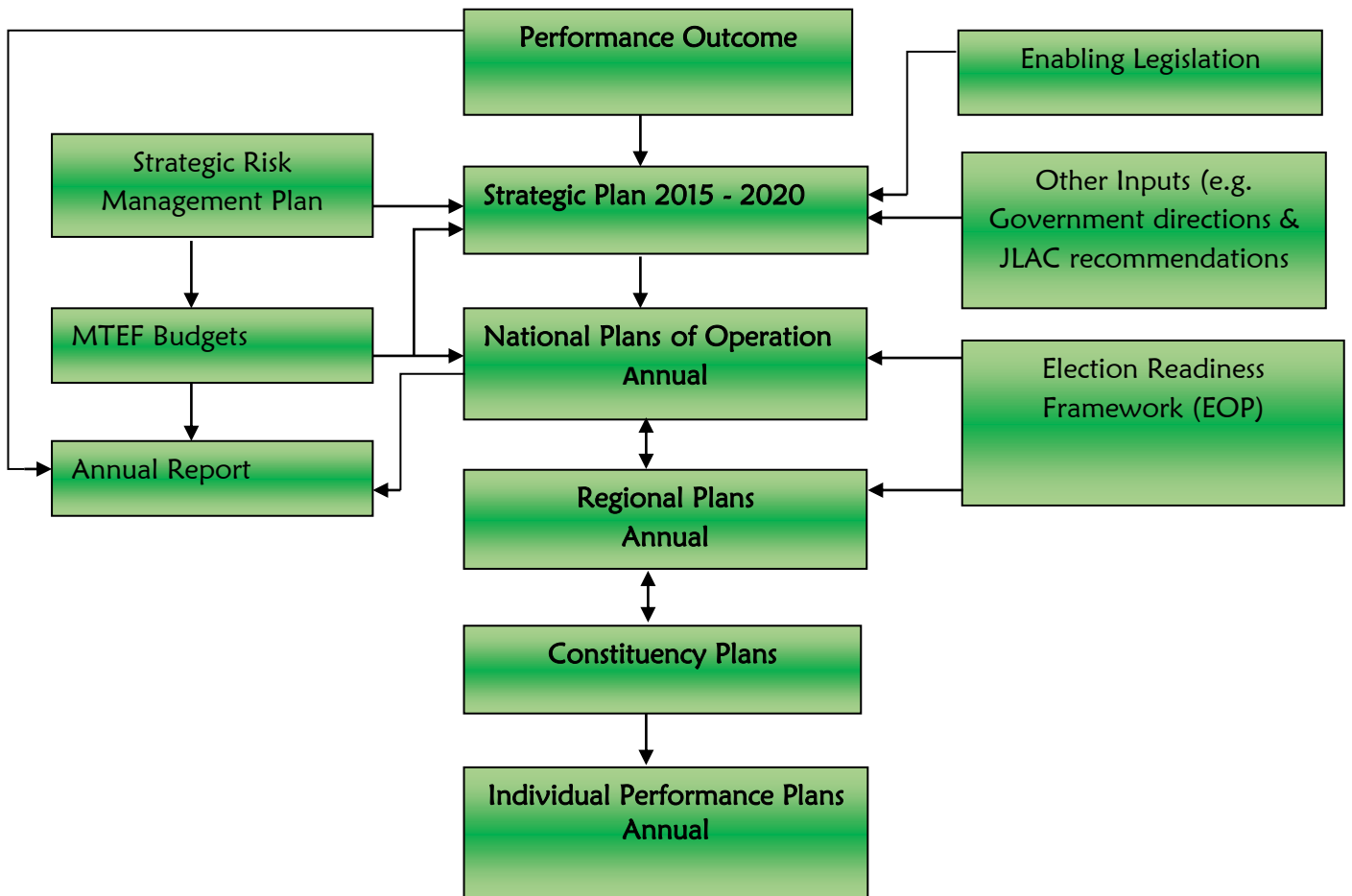
Table 1: Commission Committees

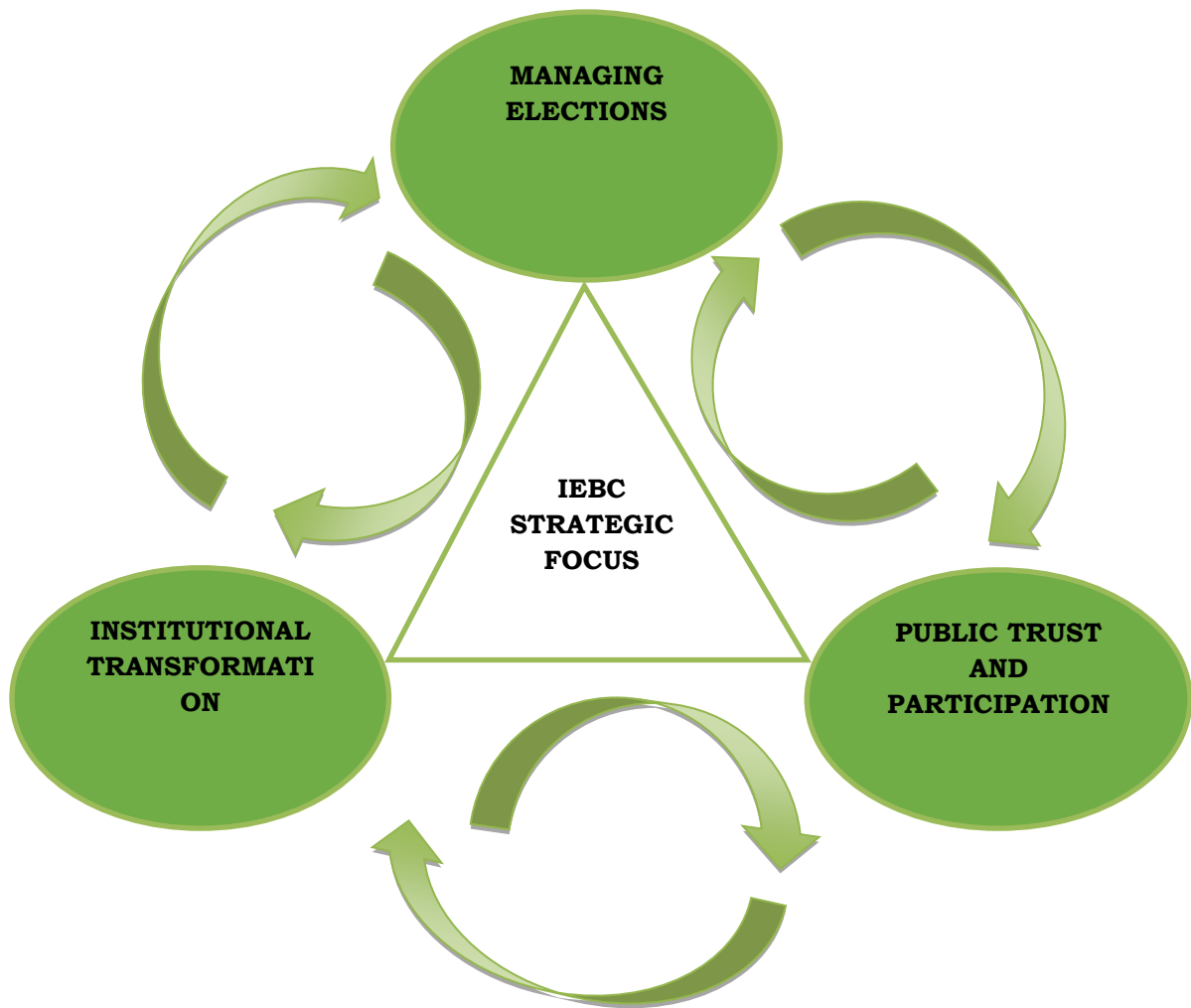
S/No.	Committee	Function	Chairperson
1	Finance and Procurement	Provides policy and oversight on finance management and procurement planning.	Comm. Amb. (Dr.) Paul Kurgat
2	Human Resource, Training and Administration	Provides policy and oversight on human resource management, training and development, facilities and general administration.	Comm. Boya Molu
3	Elections and Technical Operations	Provides policy and oversight on election operations planning, boundary delimitation and risk monitoring and compliance.	Comm. (Dr.) Roselyne Akombe
4	Legal Affairs, Enforcement of Code of Conduct and Compliance	A statutory Committee pursuant to Article 88 (4) (e) of the Constitution of Kenya, 2010. Oversees settlement of disputes relating to or arising from nominations, electoral code of conduct, campaign finance and code of ethics compliance. It also provides policy and oversight on legal reforms, implementation of regulations and corporate governance.	Chairperson Wafula Chebukati
5	Audit, Risk and Compliance	Provides policy oversight as per statutory obligation in accordance with the Public Finance Management Act, 2012.	Comm. (Prof.) Abdi Guliye
6	Research, Technology and Strategy	Provides policy and oversight on the formulation and integration of ICT in the management of elections and research and planning.	Comm. (Prof.) Abdi Guliye
7	Voter Education and Partnerships	Provides policy and oversight on voter and civic education programmes, stakeholder engagement and media.	Comm. Margaret Mwachanya
8	Political Parties Liaison	A statutory committee pursuant to Sec, 38 of Political Parties Act, 2011. Oversees policy on regulation of Political Parties	Vice Chairperson Consolata Maina

The IEBC Strategic Plan 2015 -2020

The IEBC's Strategic Plan 2015–2020, provides focus for the Commission's work. The Strategic Plan is supported by corporate and business planning documents that address specific operational or functional requirements as shown in the framework depicted in Figure 4.

Figure 4: Planning, Operating and Reporting Framework





Strategic Pillars

Strategic Outcomes – Oriented Goals

The Commission endeavors to achieve the following strategic outcomes:

- i. Conducting elections that are efficient, effective and credible
- ii. Repositioning the IEBC for efficient and effective delivery of electoral services
- iii. Fostering the trust and participation of stakeholders in the electoral process.

Structure of the IEBC Programme

The IEBC has three outcomes:		
<p>Outcome 1: Elections that are efficient, effective and credible.</p> <p>Outcome 2: A respected corporate brand in the provision of electoral services.</p> <p>Outcome 3: Improved public confidence and participation in the electoral process.</p> <p>These outcomes are delivered via three programmes:</p>		
Programme 1. Managing Elections	Programme 2. Institutional Transformation	Programme 3. Trust and Participation
Objectives	Objectives	Objectives
To conduct elections that are efficient, effective and credible.	To re-position the IEBC for efficient and effective delivery of electoral services	To foster the trust and participation of stakeholders in the electoral process.
Deliverables	Deliverables	Deliverables
1.1 An enabling electoral legal framework. 1.2 Compliance with electoral laws. 1.3 Enhanced voting experience and compliance. 1.4 Increased number of registered voters. 1.5 A comprehensive, accurate and updated Principal Register of Voters. 1.6 Equity in representation in Parliament and County Assembly levels.	2.1 A professional, competent and efficient workforce. 2.2 Improved accountability and corporate image of the Commission. 2.3 Increased efficiency and productivity. 2.4 A congenial work environment. 2.5 Improved quality of decisions made by IEBC. 2.6 Predictable, stable and optimally utilized financial resources.	3.1 Enhanced participation by citizens including special groups in the electoral process. 3.2 Supportive, accountable and compliant political parties and candidates. 3.3 Consistent and long-term multi-stakeholder support to the electoral process.

Service Charter

The Commission's Service Charter provides the public with an explanation of IEBC services, how they are provided and the standards of service provided. As a key corporate document the Service Charter also guides IEBC staff in their interactions with the public.

CHAPTER TWO

PERFORMANCE INFORMATION BY PROGRAMME

STRATEGIC PILLAR 1: MANAGING ELECTIONS

Strategic Pillar 1 supports the achievement of strategic outcome oriented goal on the conduct of elections that are efficient, effective and credible using sustainable systems, people and processes. Activities include strengthening the electoral legal framework, implementing election operations in accordance with the law, registering eligible Kenyan citizens and maintenance of the Register of Voters, and enhancing compliance with the constitutional provisions such as equity in representation in National Assembly, Senate and County Governments.

Result # 1: An enabling legal framework for the effective management of the electoral process established

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Gaps identified in the electoral legal framework eliminated.	Review of the Elections Act, 2011.	At least 90% of gaps identified in the electoral legal framework eliminated upon enactment of proposed amendment by December, 2015.	Stakeholder engagement pursued with the National Assembly on amendments to the Elections Act, 2011.	The Election Laws (Amendment) Bill No.3 of 2015 published and went up to the second reading in the National Assembly
		The Election Laws (Amendment) Act, 2016 This Act amended the Elections Act, 2011; the Independent Electoral and Boundaries Commission Act, 2011; the Political Parties Act, 2011; the Supreme Court Act, 2011; and the Registration of Persons Act, Cap 106	Electoral Laws (Amendment) Act, 2016 enacted.	The Act was published and implemented by October, 2016
		The Election Laws (Amendment) Act, 2017 Amended certain provisions under the Election Laws (Amendment) Act, 2016 while incorporating certain proposals in the Election Laws (Amendment) Bill No.3 of 2015	Electoral Laws (Amendment) Act, 2017 enacted.	The Act was published and implemented by January, 2017
	IEBC Act, 2011	Proposals for amendment identified on the appointment of	The amendments enacted through the Election Laws	The Act was published and implemented by

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
		Commissioners, mandate of Commissioners and Secretariat and the processes of Delimitation of Boundaries	(Amendment) Act 2016	October, 2016
	Review and enactment of Election Regulations	100% of gaps identified, review completed and implemented.	<ul style="list-style-type: none"> The Election (General) regulations, 2012 The (registration of Voters) Regulations, 2012. The Election (Technology) Regulations, 2017 The Election (Party Primaries and Party list) Regulations 2017 The Elections (Voter Education) Regulations, 2017 	The Act was published and implemented by October, 2016.
	Two Thirds Gender Rule under Article 81(b) of the Constitution.	100% of gaps identified in the Two Thirds Gender Rule under Article 81(b) of the Constitution.	The Elections amendment Bill to give effect to Article 81(b) was published on 6 th August, 2015. The Elections Amendment Bill to give effect to Article 100 published on the 18 th August, 2015.	The Proposals were not passed by the National Assembly.
	The Election Campaign Financing Regulations Bill, 2015.	The Act passed in December, 2013.	Proposed Regulations adopted by Commission and presented to the National Assembly for Validation.	Suspended by the Election laws (Amendment) Act, 2017. Suspension of the Act left gap on implementation and monitoring of the electoral campaign financing.
	Rules of procedure for	100% of gaps identified in the	Revised Rules of Procedure for the	The Rules were used implemented as they

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
	the settlement of disputes.		Settlement of Disputes developed and applied.	were with necessary modification
	Mortgage and Car Loans Scheme for the Commission and Staff	Need identified and the Previous Regulations reviewed	New Regulations on Car Loan and Mortgage Scheme for Commission and Staff Published.	Enacted and published for implementation.
	Political Party Nomination Rules.	Draft guidelines developed to inform legislation on regulations to govern; i) Party nomination for elective positions. Party nomination for allocation of special seats under the party lists.	Political Party Nomination Rules in Place.	Rules approved and validated by Commission. Published and disseminated to Political parties.
	Development of the Referendum law and regulations.	Draft Referendum Bill Developed.	Draft Referendum law and regulations developed.	Discussions conflicted with the Joint Select Committee discussion on electoral reform.
Increased compliance with the law	Complaints filed and adjudicated within the stipulated time.	100% of complaints filed and adjudicated through the Dispute Resolution Committee (DRC) effectively concluded within timelines set by law.	At least 90% of the decisions by the IEBC Dispute Resolution Committee accepted by the complainants.	Commission heard at least 350 disputes arising from party primaries to their logical conclusion.
	Reported cases of violation of the electoral code of conduct investigated.	100% of complaints filed and adjudicated through the Dispute Resolution Committee (DRC) effectively concluded within timelines set by law	100% of reported cases of violation of the electoral code of conduct investigated and at least 80% effectively concluded on annual basis.	100% of cases effectively concluded.
Sensitizing stakeholders	Sensitized Stakeholders.	Sensitization of stakeholders and election officials on laws realised.	Conducted stakeholder forums comprising of CSOs, NGOs, government agencies, Political Parties, Donors, the general public among others on reviewed laws.	

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
	Review and develop the investigation and prosecution handbook and materials.	Investigation and prosecution handbook developed.	Revised the Investigation and prosecution handbook and materials.	

Review of Electoral Laws

During the period under review, the electoral reform witnessed the passing of several laws in the run up to the August, 2017 General Election.

The principal object of the Election Laws (Amendment) Act, 2016 was to amend the Elections Act, 2011, the Independent Electoral and Boundaries Commission Act, 2011, the Political Parties Act, 2011, the Supreme Court Act, 2011, and the Registration of Persons Act, Cap 106 to address concerns noted by the Joint Committee on matters relating to the Independent Electoral and Boundaries Commission and the conduct of elections. The enactment of the Election Laws (Amendment) Act, 2016 witnessed the passing of the Electoral Laws (Amendment) Act, 2017 which amended certain provisions under the Election Laws (Amendment) Act, 2016. The Commission developed various amendments to the existing Regulations and proposed new regulations which were passed by the National Assembly on 5th April, 2017 as summarized in Table 2.

Table 2: Electoral Regulations Passed by the National Assembly

	Regulations	Purpose
1.	Elections (Technology) Regulations, 2017	Developed to provide further guidance on technology setting out rules and requirements regarding the technical aspects of election technology.
2.	Election (Voter Registration) (Amendment) Regulations, 2017	The statutory instrument provides for continuous registration of citizens in Kenyan prisons and Kenyan Citizens living outside the country.
3.	Election (General) Regulations) (Amendment) Regulations, 2017	Addresses submission of party membership lists, submission of names of persons nominated to contest in elections, employment of complementary mechanism in identification of voters and transmission of results.
4.	Election (Voter Education) Regulations, 2017	Addresses significant changes introduced in Kenya's electoral process. These include the use of technology, the requirement that party primaries be conducted by registered members of a political party and the introduction of new timelines to undertake various electoral processes.
5.	Elections (Party Primaries and Party Lists) Regulations, 2017	Provides for the conduct of party primaries and preparation of party lists by political parties, provide guidelines for the preparation of party nomination rules and procedures and nomination code of conduct. It also provides for composition and functions of political party Election Boards, their role in the conduct of party primaries and party lists and the role of the Commission whenever it is requested by a political party to conduct party primaries.

Election Petition Rules

The Constitution provides a foundation for ensuring integrity of elections through normative and institutional safeguards in electoral dispute resolutions. As part of this architecture the Constitution not only provides for speedy determination of electoral petitions but it also vests judicial authority in management of presidential election petitions at the Supreme Court and determination of petitions of other elective positions in the High Court. The Commission participated in the development of the final Elections (Parliamentary and County Election) Petition Rules, 2017 and Supreme Court (Presidential Election Petition) Rules, 2017. These rules were to be used in the petitions after the 8th August, 2017 general election.

Election Campaign Financing Regulations

The Election Campaign Financing Act no. 42 of 2013 provides for the regulation, management, expenditure and accountability of election campaign funds during election, referendum campaigns and for connected purposes. Section 29 of the Act mandates the Commission to make Regulations for the better performance of its functions under this Act. The Commission developed the Election Campaign Financing Regulations draft Bill, 2016 and the formula for Determining Campaign Finance Limits through a series of consultative stakeholder engagements which were submitted to Parliament for discussions and publication.

Additionally, as guided by provisions of Sections 6 of the Elections Campaign Financing Act, 2013 the Commission received and registered the details of authorized persons mandated to manage expenditure accounts from Political Parties and candidates. Each of the authorized persons further opened campaign financing accounts and submitted details of their accounts to the Commission. Approximately 2,000 candidates and 40 Political Parties registered with the Commission. However, the implementation of Campaign Finance Regulations was suspended by Parliament for the August 2017 general election.

Submission of Lists of Aspirants for Party Primaries

Political Parties were required to submit names of the persons contesting in their party primaries and the dates of their party primaries and venues at least twenty-one (21) days before nomination day. Consequently, the Commission through its Public Notice on operational timelines required Political Parties to submit the aforementioned information from 26th March, 2017 to 5th April, 2017. The lists of aspirants were subsequently published in Gazette Notice No. 3796 of 13th April, 2017.

Submission of Lists of Party Candidates

The Commission through Gazette Notice Numbers 2692, 2693, 2694, 2695, 2696, 2697 published on 17th March, 2017 requested Political Parties to submit persons nominated to contest in the August, 2017 General election to the Commission on or before the 10th May, 2017. The Commission facilitated all Political Parties to ensure compliance with the prescribed format for submission, through the Candidate Registration and Management System (CRMS) by 14th May, 2017. The information on party lists was publicised and uploaded on the Commission website.

Dispute Resolution

The Commission is mandated under Article 88(4) (e) of the Constitution and Section 74 of the Elections Act 2011 to settle electoral disputes relating to or arising from nominations. The Commission heard and determined 350 disputes emanating from registration of candidates for the August, 2017 General Election from 4th June 2017 to 13th June 2017 at the Milimani Law Courts (details of the disputes are uploaded on the IEBC website).

Submission and Review of Party Lists

Article 90(2) of the Constitution provides that the Commission shall be responsible for the conduct and supervision of elections for the allocation of seats on the basis of proportional representation through nomination of candidates by political parties by use of party lists. Guidelines on preparation and submission of party lists were published in Gazette Notice No. 76 of 12th June, 2017 and on diverse dates from 14th June, 2017 in the Daily Nation and Standard Newspapers. Political Parties submitted their respective lists at least forty-five (45) days before the date of the General Election required from 10th to 24th June, 2017. To ensure compliance, Political Parties subsequently uploaded the party lists through the Candidate Registration and Management System (CRMS) within the prescribed format and guidelines. A total of fifty-six (56) Political Parties out of 67 submitted their lists by the stated deadline.

Handling and Managing Litigation Against the Commission or Instituted by The Commission

During the period under review, the Commission received 96 cases which were either criminal or civil in nature. This was an increase from 55 cases received in the previous year. The Commission instructed advocates who are on its panel of pre-qualified list of lawyers to handle and manage the cases. A summary of the cases is given in Annex 1.

Investigation and Prosecution of Cases in Courts

On investigations and prosecution of electoral offences committed by candidates, political parties or their agents, the Commission worked with the Director of Public Prosecutions, police, Judiciary and other relevant agencies. In the financial year under review, the Commission handled 14 cases as detailed in **Annex 2**.

Arbitration of Disputes Arising From the Electoral Code of Conduct

Section 110 of the Elections Act, 2011 requires that every political party and every person who participates in an election or referendum under the Constitution and the Elections Act, 2011, signs the electoral code of Conduct. The Commission received 71 complaints against the code of conduct which were heard and determined as summarized in Table 3. Details of the cases are provided in Annex 3.

Table 3: Complaints Under the Code of Conduct – 2016/17

NO.	SUBJECT	UNITS
1	Prosecuted and accused found culpable	35
2	Prosecuted, accused found not culpable and dismissed for lack of merit	14
3	Dismissed for want of Prosecution and non-attendance.	14
4	Dismissed by order of High court	3
5	Withdrawn by the complainant	3
6	The Judicial review issued an order to stay of judgment which challenged the Committee to execute the judgment	2
	TOTAL	71



Election code of conduct hearings, 2017

Publication of Commission Decisions

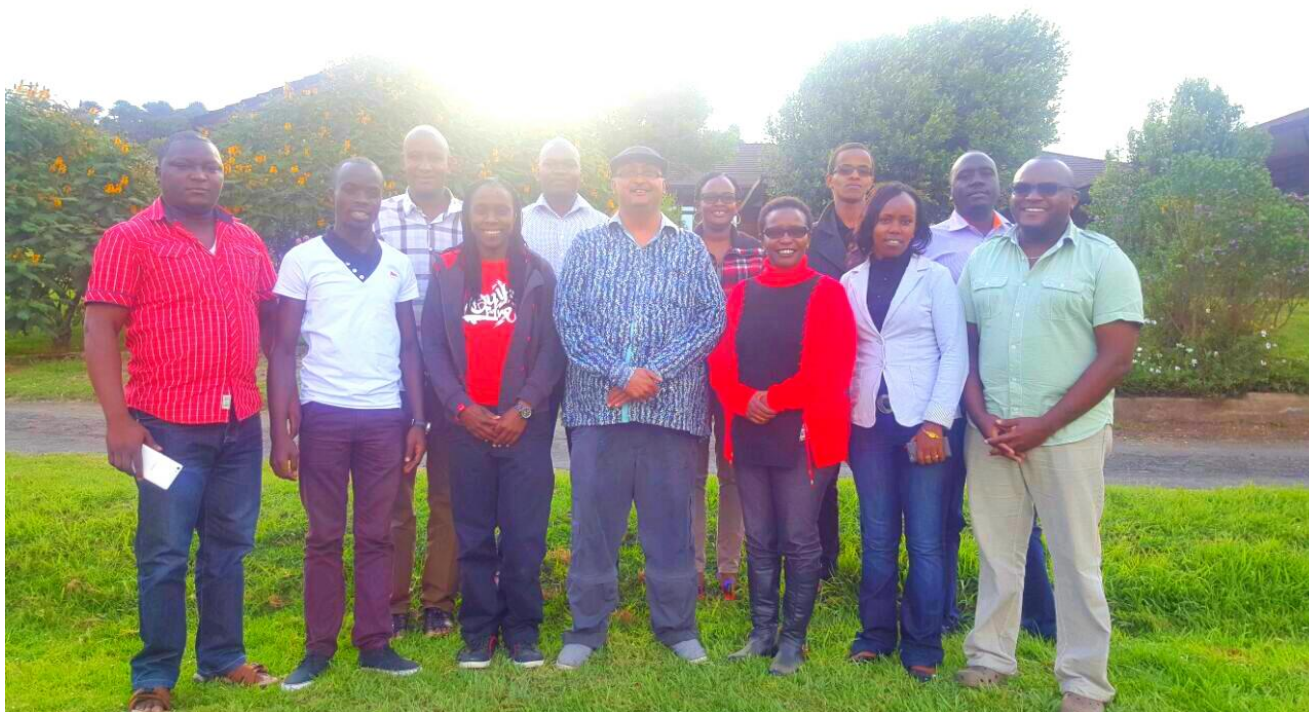
The Commission under section 27 (1) of the Independent Electoral and Boundaries Commission Act, 2011 shall publish and publicize all important information within its mandate affecting the nation. In the run up to the August, 2017 General Election the Commission published 18 Notices in the Kenya Gazette shown in Annex 4.

Legal Opinions

The Commission sought both internal and external advice on various electoral issues to facilitate decision making on various legal issues as summarized in Table 4.

Table 4: Legal Opinions

No.	Subject
1.	Legal opinion on resignation of Public Officers seeking elective positions.
2.	Legal opinion on Independent candidates and party hopping.
3.	Legal opinion on party hopping generally.
4.	Legal opinion on Deputy Governors need to be in the same party as the Governor candidates.
5.	Legal opinion on change of Deputy Governors nominee candidates.
6.	Legal position on hate speech and incitement to violence.



Legal Strategies workshop, held at Kongoni.

Management of the Commission's Contracts with Service Providers

During the period under review, the Commission entered into 48 contractual agreements for procurement of goods and services to conduct its business as shown in Annex 5. In addition, the Commission also executed Lease agreements for its offices and entered into Memorandum of Understanding (MOUs) with partners collaborating on projects as shown in Table 5.

Table 5: Memorandum of Understanding with Different Organizations

No.	MOU	Reason
1	MOU with the New York State University.	On enhancing voter registration in Kenya.
2	MOU with the Ministry of Foreign Affairs and International Trade; and the European Union.	On observation of 2017 general election
3	MOU with the Ministry of Foreign Affairs and International Trade; and The Carter Centre.	On election Observation
4	MOU with Election Observer Group (ELOG)	Election observation

National Values and Principles of Governance

The National Values and Principles of Governance are established under Article 10 of the Constitution of Kenya 2010 and bind all State Organs, State Officers, Public Officers and all persons in implementation of public policy. Each Government agency is then expected to report to the President on their achievements towards fulfilling the provisions of Article 132(c) (i) of the Constitution.

In the period under review, the Commission prepared and submitted a report indicating the Commission’s achievements and progress in the alignment of the legal framework, administrative actions and policies with the Constitution under the theme *‘Realization of Good Governance, Transparency and Accountability’*.

Administration of Oath of Election Officials

Pursuant to The Elections Laws (Amendment) Act, 2016, all officials participating in the elections are required to take an oath of secrecy administered by a magistrate or a Commissioner for Oaths. The Commission engaged the Judiciary in the administration of Oaths. In the areas where judicial officers were not available, the Commission deployed its in-house counsel to administer oaths.

Result #2: Election operations implemented as per the law for enhanced voting experience

Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Number of polling stations rationalized by June 2017 to correspond to a maximum of 700 voters per polling station.	24,613 polling stations rationalized to a maximum of capping 1,000 voters per polling station.	100% rationalization to a maximum of 700 voters capping per polling station.	40,833 polling stations rationalized to a maximum of 700 voters per polling station.	
All polling materials delivered in time and in adequate quantities	100% polling materials delivered for all	100% of polling materials delivered for	100% polling materials delivered to the five by-	

Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
for the elections.	eight By-Elections	elections.	elections conducted.	
Time taken to process a voter on polling day.	5 to 7 minutes.	5 to 7 minutes per voter.	Time taken to process voters during the five by-elections was 5 to 7 minutes.	
Election results collated, tallied and reported within legal timelines.	7 days	7 days	100% of results for the eight by-elections in 2016-2017 accurately tallied.	
Number of polling stations accessible for PWDs and other special needs groups.	Many polling stations are accessible.	100% polling stations accessible by PWDs and other special needs groups.	Majority of polling stations are under review for provision of rumps.	The Commission to liaise with the Ministry of Education, Science and Technology. Budget for this activity to improve accessibility for PWDs.

Preparations for the August 2017 General Election

Review of Voter Polling Centers

During the period under review, the Commission undertook a review of Polling/Registration centres to address convenience of voting and accessibility to voters in preparation for the 8th August, 2017 General Election. Polling stations were reviewed taking into consideration the capping of 700 voters as provided for in the Elections (Amendment) Act, 2016. The polling stations therefore increased from 31,983 in 2013 to 40,833 in 2017. Likewise, Polling/Registration centres for the Diaspora increased from six to ten whereby South Africa was added to the list of countries for Diaspora participation. Following Court Order to include Kenya Citizens in Prisons in the Register of voters, the Commission established 103 Polling/Registration centres in prisons across the country.

Collection of Polling/Registration Centers Coordinates

The Commission collected coordinates of Registration centres for use in geo-referencing and configuration of KIEMS. Geographic Information Systems (GIS) coordinates were collected for 24,500 registration centres out of 24,613. The few registration centers that were not covered was as a result of security challenges in areas such as Mandera (along Kenya/Somali border), Baringo and Turkana Counties. See Attachment 1 for location of Polling/Registration centres.

Review and Development of Training Manuals

During the year under review, the Commission reviewed existing materials and developed new ones in line with the changes in operations, policy and legal reforms. The materials developed included three voter registration manuals and 10 Elections Operation Manuals and Guides. The manuals were used in

the training of officials for Mass Voter Registration Phase II and Elections Operations of August 2017 General Election.

In addition, the Commission developed an E-Learning Platform. The platform was developed to create a one stop shop as a means to standardize the training content for polling officials. The platform is divided into modules that speak to the various electoral processes. The content is enriched by video clip of electoral processes and a library that contains manuals and electoral laws and court rulings related to the electoral process. At the end of each module there is a quiz to help the learner gauge his or her level of mastery of the content. In addition, at the end of the course the platform provides a final assessment for the learners for self-evaluation by the learner. Another material developed to support training of the poll officials was a video on the polling process.

Nomination Process

In preparation for the August 2017 General, the Commission gave notice for the date of the General Election as required by Article 88(4) of the Constitution of Kenya. Political Parties were required to nominate their candidates from 29th May 2017 to 1st June 2017. A total of 14,514 candidates were nominated to contest for 1,882 elective positions as compared to 12,776 in 2013. A summary of candidates nominated is given in Table 7.

Table 6: Candidates Nominated for the 2017 General Election

No.	Position	Number of Positions	2013 Nominations	2017 Nominations	% of Total 2013	% of Total 2017
1	Presidential	1	8	8	0.06%	0.06%
2	Governor	47	237	212	1.86%	1.46%
3	Senate	47	244	256	1.91%	1.76%
4	County Woman member of National Assembly	47	244	298	1.91%	2.05%
5	Member of National Assembly	290	2,098	1,891	16.42%	13.03%
6	Member of County Assembly Ward	1450	9,886	11,849	77.38%	81.64%
	TOTAL NUMBER	1.882	12,776	14,514	100%	100%

The Commission employed the use of the Candidate Registration Management System (CRMS) and availed it to Political Parties to upload particulars of the nominated candidates. The Returning Officers were trained on the new CRMS software that was deployed in the nomination process at the Constituency and Counties. The challenge witnessed during the nomination period was frequent substitution of candidates by parties due to reversal by Political Party Dispute Tribunal and High Court rulings.

Election Result Management Framework

During the period under review the Commission modified the Elections Results Management Framework (ERMF) for use during 8th August 2017 General election. The framework comprises of Elections results management accountability procedures, transmission process, tallying centre management among others. ERMF was to guide the process of managing election results by the Commission. It describes the process through which the Commission counts, tabulates, aggregates and announces the results of an election of the six elective positions (County Assembly Ward, National Assembly, and County Woman Member to the National Assembly, Senator, President and governor)– after the closing of the polls. The result path would emanate from the polling station to Constituency to County and to National Tallying centre.

Management of By-elections

In 2016-2017, the Commission conducted five By-elections in October, 2016 and March, 2017. The positions were declared vacant following the passing on of the incumbents. See details in Table 8.

Table 7: By Election in the 2016-17 Financial Year

	CAW	County	Date of by-election	Name of Elected Candidate
1	Kalokol	Turkana	26 th October, 2017	Josephat Ekeno Emuria
2	Nyacheki	Kisii	26 th October, 2017	Naftal Nyaberi Onkoba
3	Mosiro	Kajiado	26 th October, 2017	Peter Ntimoye T Kuseyo
4	Sala	Tanariver	26 th October, 2017	Fauzia Hachewele Sadik
5	Mumberes/Majimazuri	Baringo	22nd March, 2017	Susan Washuka

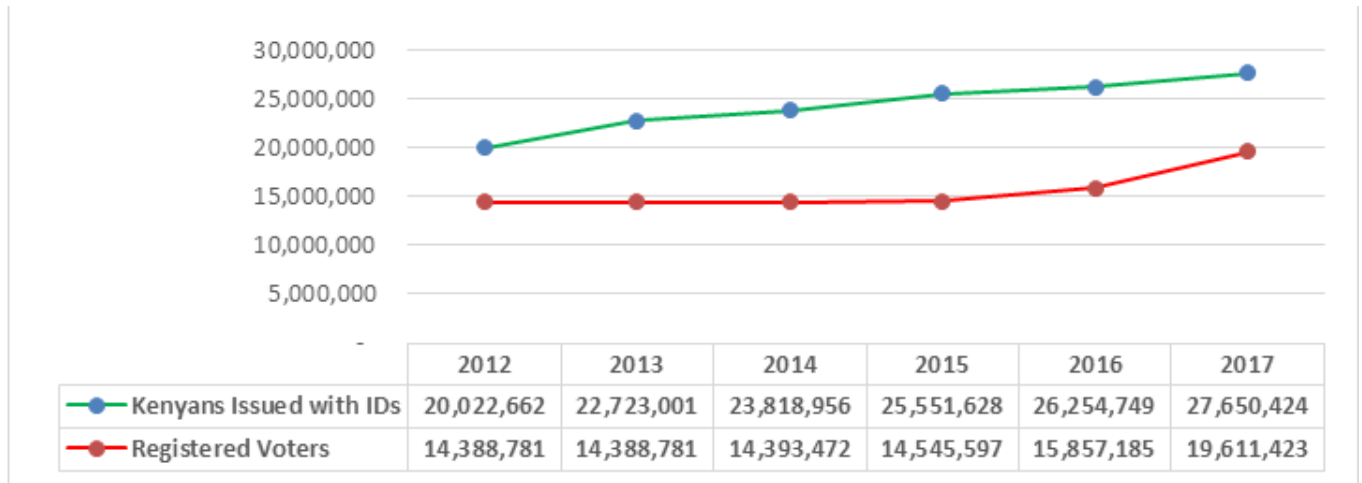
Result # 3: Eligible Kenyans Registered as Voters

Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Increase in the number of Kenyan citizens registered as voters.	14,388, 781 voter in the Register of Voters as at 2013.	8 million additional voters registered by June 2017 (87% of eligible citizens)	5.2 million additional voters registered and added to the Register of voters.	Target of 8 million not met as many youth; special groups did not have IDs. The Registration period was not conducive for youth in schools and colleges as well those working away from where their preferred registration areas.
Accuracy of the Register of Voters.	2013 General election Principal Register of voters 85% accurate.	100% accuracy of the Principal Register of Voters.	95% accuracy.	The accuracy would have been better if use of technology would have been employed earlier.
Number of polling/registration centers reviewed to enhance accessibility to registration services.	24,614 registration centers in place.	100% registration centers reviewed by September 2016.	40,833 polling/registration stations reviewed.	

The Register of Voters

The register of voters is the list of voters registered to vote at General Election, by-elections and referenda. The completeness of the voters register is measured by the number of people expressing interest in registration. As at 30th June, 2017, the additional number of people who expressed interest to register as voters was 5,222,642. Data obtained from National Registration Bureau shows that the cumulative number of IDs issued as at March 2017 was 27,650,424. Figure 5 shows the number of voters registered at 30th June 2017 and the estimated number of Kenyans who were eligible to register. The Commission's target was to increase registration to 87% as per the 2015-2020 IEBC Strategic Plan.

Figure 5: Comparison between Voters registered versus Kenyans issued with National IDs



Mass Voter Registration (MVR II)

To enhance registration of voters, the Commission conducted a second Mass Voter Registration Phase II (MVR II) between 16th February 2017 to the 19th March 2017 using 7793 BVR kits distributed in 24,613 Registration Centres. The registration was extended to Universities and Tertiary Institutions within the same period. Further, in compliance with the Court order on registration of prisoners, the Commission gazetted 103 prisons as registration centers.



Voter registration Assistants registering voters during MVR II

Registration of Kenyan Citizens Residing outside the Country

In the year under review, the number of Kenyan citizens residing outside the country registered as voters increased by about 60% from 2,637 to 4,224 registered voters.

Table 8: Number of Kenyans Residing outside the Country Registered

No.	COUNTRY	REGISTRATION CENTRE	VOTERS (2013)	VOTERS (2017)
1	TANZANIA	DAR ES SALAAM	721	1,068
	TANZANIA	ARUSHA	200	324
2	UGANDA	KAMPALA	960	1,172
3	RWANDA	KIGALI	654	730
4	BURUNDI	BUJUMBURA	102	141
5	SOUTH AFRICA	PRETORIA	-	789
			2637	4,224

Audit of the Register of Voters

The Commission engaged an audit firm (KPMG-Kenya) to conduct an Audit of the register of voters. The purpose of the audit was to verify the accuracy of the Register and make recommendations. KPMG observed that the accuracy of Register of voters was within the acceptable range as per international standards. Further, the audit firm recommended specific actions in terms of long, medium and short term interventions. In accordance with the Elections Act, 2011, the Commission submitted the report to The National Assembly and The Senate.

Verification and Inspection of Register of Voters

In compliance with the Election Act, 2011 the Commission opened the Register of Voters for verification by voters from 11th May to 8th June 2017 for a period of 30 days using 10,000 KIEMS kits.

Quality Assurance of the Register of Voters

Based on the results of the audits and verification process the Commission embarked on updating the register of voters. This process saw the expunging of 86,401 deceased records from the register of voters. The certified number of registered voters stood at 19,611,423.

Targeted Voter Registration for Youth

In 2012–2013 the youth (18-35 Years) comprised 46 % of the total registered voters. This increased to 51% in 2016-2017. The increase is attributed to the campaigns conducted in conjunction with Uraia that targeted the youths to come out and register. In the year under review, the youth were 51% of the total registered voters. Detailed analysis of youth registered per county is given in *Annex 6*.

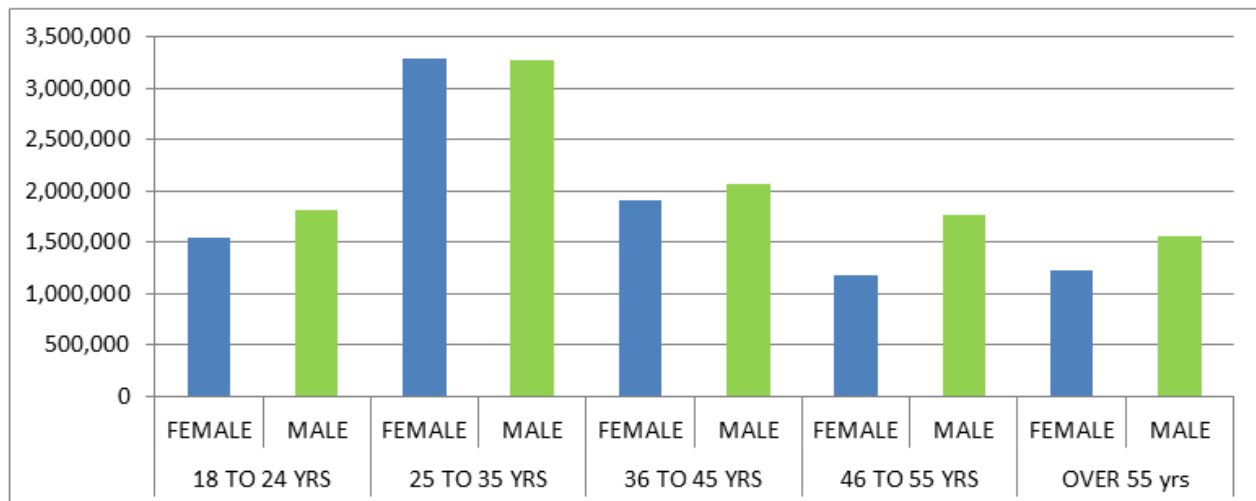
Targeted Voter Registration for Women

The Commission has made efforts to target Kenyan Women citizens. In 2015–16, 7,732,642 women were registered as voters, representing 49% of voters registered. This increased to 9,142,275 women registered in 2016-2017 with a decrease of 46.6% of voters registered. *See Table 12 and Figure 6 for registration per cohort.*

Table 9: Comparisons in Registration between Men and Women over the years – 2010-2017

Year	Total	Female	Male
2010	12,616,627	6,182,147.23	6,434,479.77
<i>% of the total registered.</i>		49%	51%
2013	14,388,781	7,048,846	7,303,699
<i>% of the total registered.</i>		49%	51%
2016	15,857,185	7,732,642	8,124,543
<i>% of the total registered.</i>		49%	51%
2017		9,142,275	10,469,148
<i>% of the total registered.</i>	19,611,423	46.6%	53.4%

Figure 6: Voter registration by gender



Result # 4: Equity in Representation in Parliament and County Assemblies - Key Performance Indicators

Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Number of outstanding Constituency and Ward electoral boundary issues effectively addressed.	154 Constituency and Ward electoral boundary issues arising from the 2012 boundary delimitation addressed.	100% outstanding Constituency and Ward electoral boundary issues addressed.	Boundary Issues in Mandera South fully addressed. Boundary issues in Baringo, Tana River and Turkana County (Elmi Triangle) in progress.	
Number of Party Lists, disputes and complaints heard and determined.	606 complaints and disputes were heard and determined in 2013 General Election (100% achieved)	50% Complaints and disputes heard and determined.	The complaints and disputes will be assessed for the 2017 General Election	

Emerging Issues on Boundaries Delimitation

During the period under review there were some boundaries issues in Mandera, Tana River and Baringo Counties regarding registration centres. The Commission engaged stakeholders to solve emerging boundary issues and promised to resolve some of the outstanding boundary issues during the next boundary delimitation. The Commission was also involved in the Inter-Agency Taskforce under the Head of Public Service to resolve the issues affecting the Elmi Triangle. This is an outstanding boundary dispute between Kenya and Ethiopia.

Realization of the Two – Third Gender Principle

The Constitution of Kenya 2010 (Article 27) provides for the principle of equality and non-discrimination. It states that men and women are equal and have a right to equal treatment, opportunities in political, economic, cultural and social spheres. During the period under review the Commission participated in the taskforce convened by the National Gender Equality Commission to facilitate dialogue on the enactment of amendments to the Constitution to ensure that the two-third Gender principle is realized in the manner in which parliament constituted. However, parliament did not pass the proposed amendments.

Mapping of Registration and Polling Centers

Registration and polling centers are periodically mapped and in accordance with Election (General) Regulations Part VI (2). The purpose of mapping and reviewing is to ensure that, as nearly as practicable, there are an equal number of voters in each polling station or registration center.

Rationalization of Polling Stations with Large Numbers of Voters

To enhance efficiency in the polling process and in compliance with amendments to the Elections Act, 2011, the Commission identified and decongested polling/registration centres with more than 5,000 voters. Table 6 shows the details of registration centers.

Table 10: Number of Decongested Polling/Registration Centers per County

County Name	Polling/Registration Centers With More Than 5,000 Voters	Number of Voters Registered	Number of Polling Stations After Decongestion
MOMBASA	29	198,464	300
KWALE	2	13,467	21
KILIFI	8	58,811	87
KITUI	1	5,132	8
MACHAKOS	10	89,524	133
MAKUENI	2	11,413	18
KIRINYAGA	1	6,534	10
MURANG'A	1	5,788	9
KIAMBU	45	362,604	538
TRANS NZOIA	2	10,875	17
UASIN GISHU	6	51,465	76
LAIKIPIA	1	7,816	12
NAKURU	15	85,016	129
NAROK	2	13,303	20
KAJIADO	12	131,238	195
KERICHO	1	5,055	8
KISUMU	8	51,450	77
HOMA BAY	1	5,232	8
NAIROBI CITY	200	1,837,318	2,722
TOTAL	347	2,950,505	4,388

STRATEGIC PILLAR 2: INSTITUTIONAL TRANSFORMATION

This strategic pillar focuses on repositioning the Commission for the effective and efficient delivery of electoral services to the people of Kenya. Focus was on enhancement of human resource capacity, strengthening corporate governance, re-engineering business processes, provision conducive work environment, learning and knowledge management and sustainable financial resource base.

Result # 5: The IEBC's Human Resource Capacity Built

Indicator	Actual achievement 2015/16	Target	Actual achievement 2016-2017	Remarks
Number of staff recruited and retained	879 staff in post out of the approved 903 establishment.	Vacancies filled whenever they occur	83 new staff recruited. 901 in-post as of June 2017.	
Number of staff on performance contracts	Launch of performance Appraisal System for Grade 5 and above.	100% staff on performance contracts by June 2017	100% staff on Grade 3 and above trained and signed performance contracts.	
Number of IEBC staff taken through a change management.	431 staff (49.5%) trained	At least 100% of IEBC staff taken through change management programme and team building program	470 staff trained	
Number of staff welfare schemes implemented	3 new products established (Housing, Car Loan and IEBC Welfare)	To allocate staff Kshs. 200 million for Mortgage and Kshs. 100 million for Car loan	Beneficiaries for Housing (7 staff for Kshs. 75m). Car Loan (9 staff for Kshs. 15m).	
Number of staff trained in a field relevant to their work	9% staff trained	30% of staff receives training once per year in a field relevant to their work.	19% staff trained in 2016-2017	

Recruitment and Retention of Staff

The Commission has a staff establishment of 903 out of which 901 were in post as of 30th June, 2017. During the period under review the Commission recruited 83 staff of which majority were ICT officers. This was aimed at strengthening the ICT function in the electoral process. Table 12 shows the details.

Staff turnover was much higher this financial year compared to the previous year, with terminations emanating from resignations (7), dismissals, (2), retirements (1), and deaths (1) as illustrated in Table 13.

Table 11: Recruitment of Secretariat Staff

SN	POSITION	GRADE								Grand Total
		4	5	6	7	8	9	10		
1.	Accounts Assistant					2				2
2.	Administrative Assistant				1					1
3.	Administrator (caretaker)			1						1
4.	Budget Officer			1						1
5.	Constituency Elections Coordinator		11							11
6.	Compliance Risk Officer			1						1
7.	Security Officers (Seconded)						3			3
8.	Constituency Administrative Assistant					8				8
9.	County ICT Officer			31						31
10.	Developers - Internal Systems			1						1
11.	Driver II						1			1
12.	Driver III							1		1
13.	Logistics Officer			1						1
14.	Manager ICT Security & Business Continuity	1								1
15.	Manager Systems &Data Centre Support	1								1
16.	PA - CEO	1								1
17.	PA Chairman/CEO	1								1
18.	Regional ICT Administrator			4						4
19.	Security Coordinator		1							1
20.	Senior Office Administrator			1						1
21.	Senior Records Officer			1						1
22.	Service Desk Analyst			2						2
23.	Supplies Officer 1			1						1
24.	Support Staff II							2		2
25.	Training Coordinator		1							1
26.	Warehouse Assistant					2				2
27.	Web Design Administrator			1						1
	Grand Total	4	13	46	1	12	4	3		83

Table 12: Staff Turnover

SNo	Reason for Exit	No of Staff
1	Early Retirement	1
2	Redeployed back to Treasury	1
3	Resignation	7
4	Termination	2
5	Transfer of Service	1
	Total	12

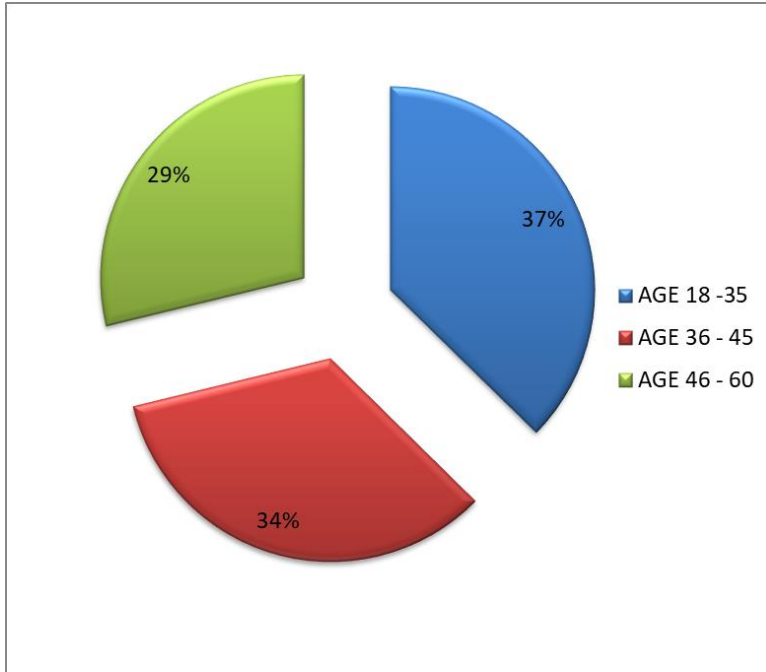
Staff Academic and Professional Qualifications

Data on qualification of staff in the year under review shows 59% of the Commission staff had a university degree and above while 26% had middle level college qualifications and 16% had o level qualifications and below.

Table 13: Staff Academic and Professional Qualifications as at June 2017

		2015 - 2016				2016 - 2017			
	Qualifications	Male	Female	Total	%	Male	Female	Total	%
1	PhD	4	1	5	0.6	4	1	5	1%
2	Master's Degree	127	62	189	22	133	63	196	22%
3	Bachelor's Degree	215	70	285	33	238	74	312	35%
4	CPA	6	7	13	1.5	6	7	13	1%
5	Sub-Total	352	140	492	57	381	145	526	
6	Diploma	89	97	186	22	89	97	186	21%
7	Tertiary Certificate	24	23	47	5.5	24	23	47	5%
8	Sub-Total	113	120	233	27	113	120	233	
9	KCSE ("O" Level)	70	40	110	13	76	42	118	13%
10	KCPE	17	2	19	2.2	17	2	19	2%
11	Below KCPE	5	-	5	0.6	5	-	5	1%
	Total	557	302	859	100%	592	309	901	100%

Figure 7: Age Distribution of staff within the Commission



A detailed analysis of the age structure of the staff as shown in figure 7 indicates that 37% of the staff fall between the age group 18-35years, 34% falls between 36- 45 years while 29% is above 45 years. Annex 8 gives the details.

Disaggregation of Staff by Gender

The Commission disaggregated staff profile shows that 67% (595) of the staff are male and 33% (306) are female. While the distribution is fairly balanced at the management level, more needs to be done to address the imbalance at the lower cadre especially drivers and support staff.

Table 14: Disaggregation of Staff by Gender

GRADE	FEMALE	MALE	Grand Total	Category
1		1	1	Executive Management
2	1	2	3	
3	3	4	7	Senior Management
4	25	51	76	
5	66	212	278	Middle Management
6	43	82	125	
7	6	3	9	Frontline Staff
8	158	178	336	
9	1	45	46	Operatives & Support Staff
10	3	17	20	
Grand Total	306	595	901	

Capacity Building of Staff and Commissioners

As part of human resource development, the Commission embarked on training staff and Commissioners towards improving the overall performance of the organization. Further, opportunities were availed to staff and Commissioners to benchmark on best practices in election management around the world. In many cases, the Commission partnered with other institutions to make this possible. See Table 17.

Table 15: Staff Trained

SN	COURSE DESCRIPTION / TITLE	No. TRAINED
1.	BRIDGE Train the Facilitator (TtF) Training	31
2	Peace building and electoral security.	12
3	5 th Electronic Document Management System (EDMS) Workshop: Digitizing Records and Automation of processes and Workflows	2
4	Enterprise Risk Management Conference	11
5	Induction Course for Staff and Commissioners	32
6	Performance Appraisal	43
7	Professional Development Training in Public Law Practice	1
8	Senior Management Course	5
9	Strategic Planning and Management	94
	Grand Total	232

The Performance Management System

The Performance Management System (PMS) aligns individual employee performance with the achievement of the Commission's business objectives. After developing the PMS tools, 348 staff were taken through training in anticipation of signing performance contracts in the subsequent financial year. The CEO Deputy CEOs and Directors signed their performance contracts.

Staff Welfare

In the year under review, the Commission established two Staff Welfare Schemes; Car Loan and Mortgage Scheme. As at 30th June, 2017, out of Kshs. 200 million allocated for the Mortgage Scheme, Kshs.75 million had been disbursed while Kshs. 15 million was disbursed out of Kshs. 100 million allocated for the Car Loan Scheme.

Result # 6: Corporate Governance and Communication Strengthened in the Commission

Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
The existing organization structure rationalized with the Commission's core functions.	Existing organization structure with functions and reporting lines.	Lean and efficient organization structure by December, 2016.	Commission organization structure to County level in line with the Constitution.	In progress
Unqualified audit findings	Qualified audit reports Audit queries by KENAO.	Unqualified audit report.	Internal audit review report and unaudited financial reports.	In progress
Number of senior managers and Commissioners trained on different aspect of corporate governance.	20 (95%) trained in 2015-2016.	100% Senior managers and Commissioners trained on different aspect of corporate governance.	100% trained. (7 Commissioners and Senior Staff trained.)	
Statutory reports prepared and submitted.	Annual Report 2015-2016, Unaudited Financial Statements 2015-2016.	All statutory reports prepared and submitted not later than three months after close of the financial year.	Annual Report 2016-2017, Unaudited Financial Statements 2016-2017.	
Percent increase in internal corporate communication across IEBC.	Newsletters, e-bulletin (Uchaguzi), IEBC sms, CEO's weekly communication, activity based whatsapp groups.	50% increase in internal communication across IEBC by December, 2015.	Enhanced communication platforms (LAN 1 & LAN 2 installed)	Extension of LAN 2 to Constituency offices on going.
Percent IEBC stakeholders able to identify IEBC brand.	100% IEBC Brand identified.	75% of stakeholders being able to identify IEBC brand.	Majority of IEBC offices branded.	In progress

Review of the Organizational Structure

During the year under review the Commission devolved the organizational structure to the 47 Counties in line with the Constitutional requirements. To operationalize the devolved offices, the Commission internally recruited and deployed 47 County Election Managers. These officers were to serve as County Returning Officers during the August 2017 General Election.

Strengthening the Commission’s Internal Controls

During the year under review, the Commission established the Audit, Risk and Compliance Committee under the IEBC Act 2011, the Public Finance Management ACT 2016, and the Kenya Gazette Vol. No. 40 of 15th April, 2016. This was in line with the recognized international practice that is a feature of good corporate governance.

Strengthening Assurance and Risk Management in Commission Operations

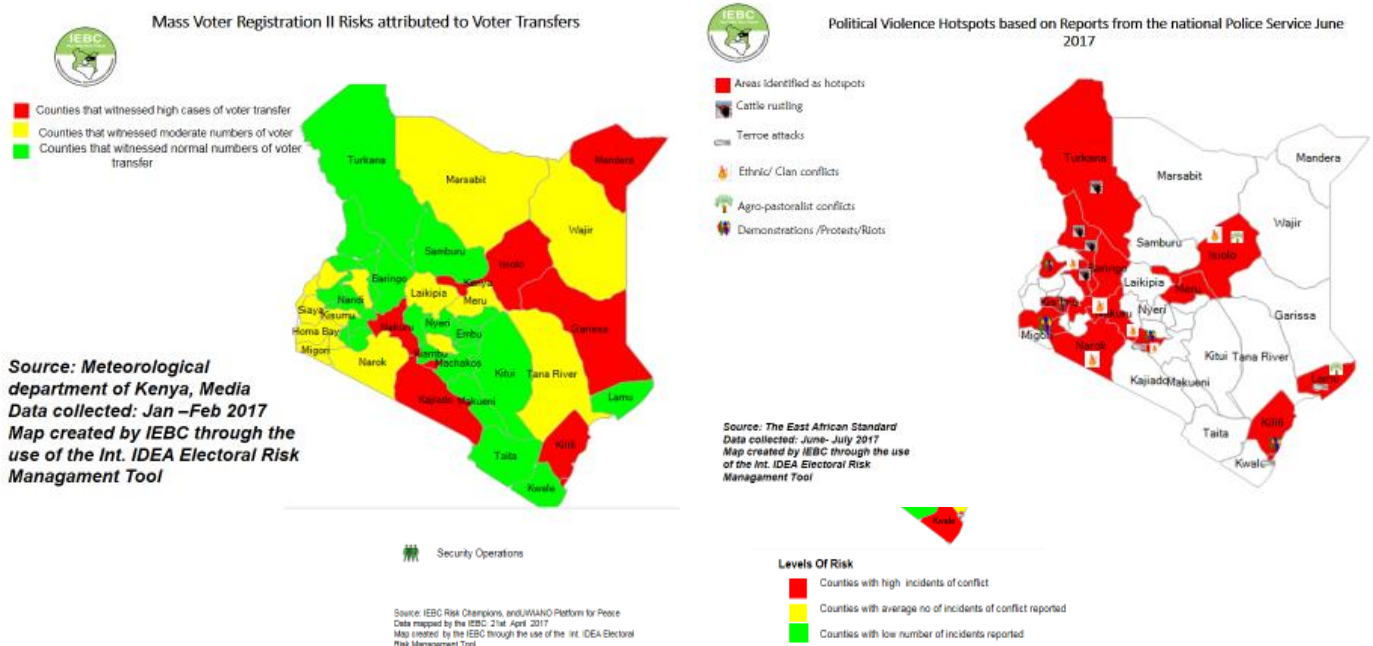
The electoral process has inherent risk factors; hence the Commission has continued to institutionalize risk management in all its operations. In 2016-2017, the Commission developed a Risk Management Framework, Risk Policy, Compliance Policy and a Risk Register. To implement the Commission’s risk policy, Risk Champions were trained to offer support at different levels within the Commission.

During the year, the Commission carried out enterprise-wide risk assessments on various processes. These were:-

- i) Risk identification and assessment on transport, warehouses and logistics, electoral technology and election management.
- ii) Risk assessment and monitoring for the mass voter registration and five by-elections conducted in the year.
- iii) An analysis of major risks facing the Commission ahead of the 2017 General Election.

The Commission further used the Election Risk Management Tool (ERMT) to assess risks in the electoral process and internal operations. In order to disseminate the results of the risk assessment, the Commission developed risk maps to inform targeted interventions by relevant stakeholders. The following are some of the maps generated in the course of the year under review.

Figure 8: Risk maps



Election Security Arrangement Project (ESAP) - Phase II

During the period under review, the Commission initiated the Second Phase of ESAP, with the support of UNDP. The project brought together IEBC, National Police Service, National Steering Committee on Peace Building and Conflict Management, Office of the Director of Public Prosecution, the Judiciary and Civil Society Organizations. The overall aim of the project was to undertake election security coordination and a framework for managing the security aspects of the 2017 General Election.

The project achieved the following:-

- i) Reviewed, printed and disseminated 200,000 Handbooks on Election Security, 200,000 police role cards, 5,000 training manuals.
- ii) Trained 180,000 Police Officers and Stakeholders.



ESAP II Training Session

Managing the Corporate Image of the IEBC

Managing the electoral process entails cultivating and meeting expectations of different stakeholders in the political arena to foster public confidence and increase participation of Kenyans in the electoral process. This calls for instituting various mechanisms for increasing people's knowledge and experience on the management and conduct of elections. Specifically, the Commission the public through outreach programs, media relations, public relations (PR) and Strategic Communication among other strategic interventions. To enhance its public awareness and participation in the electoral process, the Commission engaged a professional media agency to undertake integrated and targeted media services in creative production, 360-degrees media management, PR & Strategic Communications.

In addition, the Commission undertook live productions of 10 key thematic interactive, educative and informative TV episodes that were aired during prime-time on all TV stations with nationwide viewership. These were meant to promote public dialogue and increase knowledge and understanding on voter information current affairs and the voting process.

Further in the year under review, the Commission produced a 10-minute documentary. The documentary highlighted the history of election management in Kenya, milestones achieved in the electoral reforms, the vision and swearing –in of the current Commissioners.

Result # 7: IEBC's business processes re-engineered for increased efficiency and productivity

Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Number of policies, procedures and operation manuals finalized and adopted.	3 additional draft policies and manuals.	5 draft policies and manuals adopted.	3 policies and manual adopted.	Priority was on preparation for manuals in support of the General Election
IEBC internal business processes automated.	2 systems (IFMIS, Payroll).	Automation in three areas of internal business processes.	Implemented an ICT help desk for internal technical Support. LAN/WAN	
ICT infrastructure for elections fully functional	BVR and EVID not fully functional. RTS and Nomination systems scheduled for upgrade.	100% of ICT infrastructure for election operations fully functional at least four months before deployment in an electoral process.	BVR, KIEMS and CRMS deployed.	

Policies, Procedures and Operational Manuals

During the financial year 2016/2017, the Commission developed three policy documents in the following areas, Finance, Supply Chain Management, and Audit, Risk and Compliance. Operations and training manuals were reviewed to incorporate the amendments in electoral Laws.

Use of Technology in Elections

Pursuant to Section 44 and section 44 A of the Elections Act and The Elections (Technology) Regulations, 2017, the Commission enhanced use of technology to improve efficiency and effectiveness in voter registration, voter identification and election result transmission. In order to implement the changes in the Law in the run up to the 2017 general election, the Commission instituted the following reforms: -

- i. Audit of the election technologies using a reputable firm to evaluate the confidentiality, integrity and availability of the technology.
- ii. Training of election technology to staff and stakeholders.

- iii. Establish an integrated electronic electoral system encompassing Biometric Voter Registration (BVR), Electronic Voter identification (EVID), Result Transmission System (RTS) and Candidate Nomination System.

Result # 8: Adequate office space and a conducive work environment for staff provided

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
IEBC's own headquarter acquired	IEBC headquarter in leased premises	IEBC acquires own headquarter office block by 2018.	In progress.	
Number of field offices-rationalized and refurbished	227 leased offices and 29 IEBC owned offices	Field offices rationalized by June 2016	In progress	
% availability of appropriate working tools (computers, telephones, transport facilities) for staff provided	All staff have computers. Directors and managers have 100% transport facilitation. 10% of the CECs have transport facilities	100% availability of appropriate working tools for staff realized by June, 2016.	In progress	
Number of warehousing facilities at the headquarters and Regions in place.	60 Regional and Constituency warehouses	100% of warehousing facilities at headquarter and field rationalized by October, 2018.	In progress	

Commission Offices and Warehouses

In the period under review the Commission's Headquarter Office continues to be located at Anniversary Towers, rented premises within the Nairobi Central Business District. The premise and the location is not conducive for the sensitive work of electoral management carried out by the Commission. On the other hand, to conform with the constitutional requirement the Commission established 47 County Offices and hence the need to acquire Commission owned offices.

In preparation for the general election the Commission carried out a needs assessment to ascertain the status of 17 regional warehouses and 61 transit stores as well as other stores in the 290 Constituencies. The Commission contracted Kenya Postal Service Corporation (KPSC) to manage the logistics during registration of voters and verification of the register of voters.

Result # 9: Learning and knowledge based decision making institutionalized

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-	Remarks
Number of days taken to access IEBC generated data by both internal and external	13 requests on IEBC generated data made in the 2015-2016.	100% access to requested IEBC generated data provided within 3 days	10 Data requests serviced within 3 days.	
Number of thematic electoral studies undertaken and The National Election Education Institute	1 study on campaign financing conducted and disseminated in Concept paper presented and adopted.	At least 4 thematic electoral studies undertaken and disseminated The National Election Education Institute established by	1 Study on enhancing Voter registration through Research In progress.	Priority was on preparation for the 2017
Number of Knowledge-sharing local and international programmes between other actors and IEBC organized.	33 knowledge-sharing local and International programmes between other actors and IEBC organized in 2015-2016.	At least 20 knowledge-sharing local and international programmes between other actors and IEBC organized.	13 international liaison interactions undertaken.	
An ICT laboratory for testing and certification of ICT products established.	None.	An ICT laboratory for testing and certification of ICT products prepared by December, 2015.	In progress.	

Institutionalizing Learning and Knowledge Based Decision Making

The Commission continued to endeavour to strengthen knowledge management through acquisition, documentation, dissemination and archiving of internally generated and externally acquired materials. Further, the Commission revamped its central registry and in addition recruited professional records management personnel.

Article 88 (4) (a) of the Constitution mandates the Commission to continuously register citizens as voters. To improve voter registration, the Commission conducted a study on “*Enhancing Voter Registration Through Research*”.

The Commission serviced several requests from individuals and institutions in the course of the year under review. These requests were on voter registration status, the register of voters, nomination of

candidates, voter education materials, qualifications for various elective positions, documents regarding eligibility of certain candidates and general election materials.

Strengthening Local and International Collaborations

In 2016-2017, the Commission and some members of the Secretariat attended international conferences, benchmarking visits and election observation missions. These interactions facilitated capacity building in election management and general administration in the Commission. Table 17 shows the details.

Table 16: International Liaison Interactions 2016-2017

No.	Country	Purpose	Sponsor	Date
1.	Romania	Invitation by the Permanent Electoral Authority (PEA) of Romania to attend its 3rd Annual International Conference.	Permanent Electoral Authority (PEA)	6th -7th of October 2016
2.	Israel	Contemporary Public Administration Management	Galilee International Management Institute and IEBC	14TH – 25TH July 2016
3.	South Africa	MDEA executive programme	UNISA	7th June- 3rd July 2016
4.	South Africa	MDEA executive programme	UNISA	11th July- 6th August 2016
5.	United Kingdom	Participation in the International Center for Parliamentary Studies (ICPS)	IEBC	29th Sept- 5th Oct 2016
6.	United States	United States General Election Observation Mission	IFES and IEBC	6TH- 10TH November 2016
7.	Australia	Australian Fellowship Award	Australian Government and Strathmore University	18TH Nov.- 4th Dec 2016
8.	South Africa	MDEA executive programme	UNISA	24th- 28th Oct 2016
9.	Ethiopia	Participation in the United Nations Department for political Affairs IN Addis Ababa	United Nations and IEBC	14th- 16th June 2017
10.	United States	IFES Conference on election management	IFES	19th-20th June 2017
11.	France	The French 2nd round Presidential Election Observer Mission	IEBC and the French Embassy	5TH- 7TH May 2017

Result # 10 Establishing a Sustainable Financial Resource Base

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Policies and financial management procedures in place.	Draft policies and financial management procedures developed.	Policies and financial management procedures reviewed and adapted by September, 2015.	Policies and financial management procedures in place	
Operationalization of the IEBC Fund.	IEBC Fund regulations in place.	100% operationalization of the Commission Fund by June, 2016.	In progress.	The IEBC fund Bill awaiting enactment in Parliament
2017 General election budget financed by development partners and other sources.	10% of 2015-2016 IEBC budget financed from the SEPK and other development partners.	At least 10% of 2017 General elections budget financed from other sources.	At least 10% of 2016-2017 IEBC budget financed from the SEPK and other development partners.	

Establishing a Sustainable Financial Resource base

The IEBC receives most of its budgetary requirements from the National Treasury. This is supplemented by development partners. The table below illustrates the performance of the Commission in terms of establishing a stable financial base.

STRATEGIC PILLAR 3: ENHANCING PUBLIC TRUST AND PARTNERSHIPS

The Strategic Plan (2015-2020) under Pillar 3, *i.e.* Public Trust and Participation, endeavors to cultivate confidence and trust by ensuring involvement of citizens in the electoral processes. To this end, the Commission worked with various stakeholders with a view to ensuring that potential voters, candidates and citizens in general are empowered to effectively participate in the electoral process.

Result # 11: Kenyans Empowered to Effectively Participate in the Electoral Process

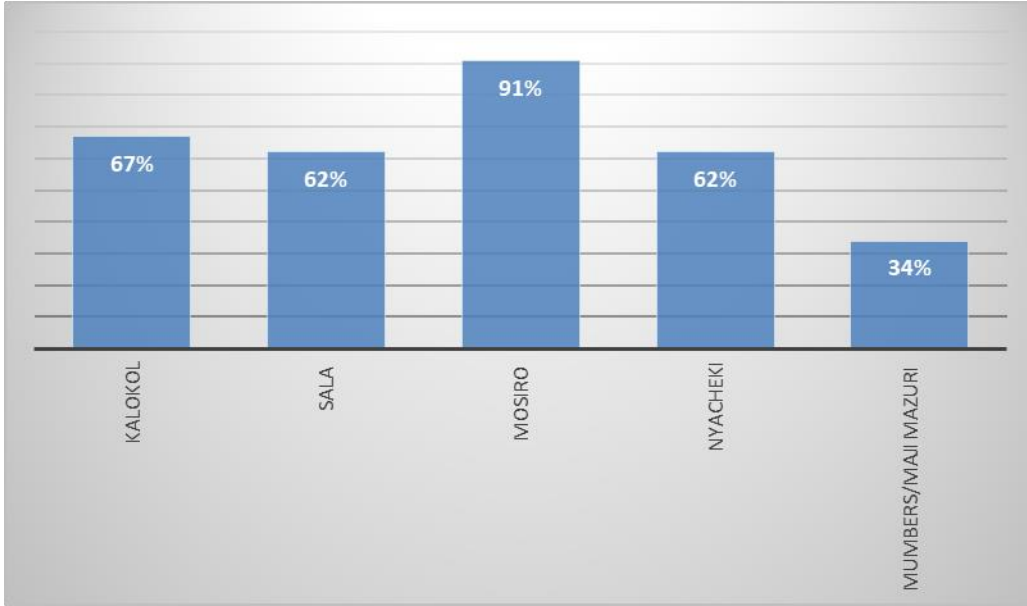
Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Percent of Kenyans directly or indirectly reached with voter education information prior to a major electoral event	Average 53% voter turnout for the by-elections of 2016-2017	Voter turnout increased from 86.5% in 2013 General Elections to 90% in 2017 General Elections.	Average 63% voter turnout for the by-elections of 2016-2017. 65% voter turnout for registration	
Number of Counties reached with IEBC voter education programme implemented either directly or indirectly through Partners	47 County Voter education forums in place	IEBC Voter education programme implemented in all the 47 Counties.	100%, i.e outreach done in all the 47 Counties during MVR 2 and Verification of the Register of Voters.	
Modalities for partnering with education authorities on inclusion of Voter Education in the National School Curriculum.	Voter education curriculum for schools developed	Modalities for partnering with education authorities on inclusion of Voter Education in the National School Curriculum established by December, 2017.	In progress	Voter education curriculum for schools but not yet implemented.

Voter Education

The Commission conducted voter education to sensitize voters during the following activities during the 2016/17 financial year:

By-Elections for Kalkol, Sala, Mosiro, Nyachenki, and Mumberes/ Maji Mazuri County Assembly Wards. The voter turnout is as shown in figure 10.

Figure 9: Voter Turnout in Percentage



The Commission conducted voter education for five By-Elections. The voter education strategies that were employed during these By-elections included: production and dissemination of IEC materials, Stakeholder engagement, media engagement (which entailed radio, newspapers and social media), use of IEBC Website and training and sensitization of Political Parties and Independent candidates.

As demonstrated from Figure 3, the average voter turnout for the 2016/17 Financial Year was 63%. This is a great improvement from the previous Financial year where the average voter turnout for the eight By-Elections that were held then was 56.3%.

Mass Voter Registration II (MVR II)

This nationwide exercise was held during the month of January and February, 2017 in all the **290** Constituencies and the **1,450** County Assembly Wards (CAWS) as well as in South Africa, Tanzania, Uganda, Rwanda and Burundi.

Verification of Register of voters

This exercise took place in all the 1,450 CAWs in Kenya; and in South Africa, Tanzania, Uganda, Rwanda and Burundi during the month of May and June, 2017. Voters were expected to visit the Polling stations to verify their particulars.

Nomination of Candidates by IEBC

Nomination of Political Parties and Independent candidates by IEBC took place after Party Primaries. Voter education that was carried out then involved enlightening voters on the qualification and disqualifications for various elective positions, elections offences coupled with amount needed to be paid by contestants vying for various elective positions.

Voter Education and Partnerships Regulatory Framework

During the period under review the Commission developed policy documents and IEC materials. The policy documents were; Voter Education Policy, 2017, Voter Education Regulations, 2017, Stakeholder Engagement Policy, 2017, and Guidelines for Observers, 2017 whereas IEC materials included assorted posters, booklets, stickers, fliers, brochures and a handbooks on Elective Positions in Kenya, 2017.

The documents were developed for purposes of giving a Policy and regulatory framework to both voter education and partnerships activities. Revision of Voter Education Curriculum and Training Manual was aimed at supporting the conduct of voter education by stakeholders.

Voter Education Strategies

In the year under review the Commission used various voter education strategies. These were: engagement of two Voter Educators at the County Assembly Ward level, media engagement (radio stations, TV stations; Social media and digital platforms). Further the Commission accredited voter education Providers. In addition, the Commission provided targeted voter education for Special Groups i.e. Prisoners, Citizens residing outside Kenya, PWDs, Women, Youth, Marginalized and Minorities.

Result # 12: Political Parties and Independent Candidates Empowered

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
Number of Political parties and Independent Candidates compliant with legal requirements	52 political parties and Independent Candidates that participated in the 2013 General Election.	Over 90% Political Parties and Independent Candidates are compliant with legal requirements.	All independent candidates and political parties that participated in the 5 by elections complied.	
Framework for collaboration with Office of the Registrar of Political Parties (ORPP) developed.	None	A framework for collaboration with Office of the Registrar of Political Parties developed by June, 2017.	A Political Parties liaison Office within the Commission established.	
Number of dialogue forums between IEBC, ORPP, and Political Parties.	Political Party Liaison Committees held quarterly	Quarterly dialogue forums between IEBC, ORPP, and Political Parties held annually	Achieved	
Number of chief agents nominated by political parties trained to perform their functions.	All chief agents nominated by political parties trained to perform their functions during the 8 by- elections in 2015-2016.	100% chief agents nominated by political parties trained to perform their functions during elections.	All chief agents nominated by political parties trained to perform their functions during the 5 by- elections in 2016-2017.	

The Commission sensitized political parties on the campaign financing laws and empower them on reporting mechanisms through presentations on the applicable law and the various forms of reporting. In the development of Party Nomination Rules and Guidelines, the Commission engaged Political Parties, State Officers and the Parliamentary Committee on Delegated Legislation. Further, the Commission Continued to engage with Political Parties through the platform of the Political Parties Liaison Committee.

Result # 13: Strategic Partnership and Collaboration with Stakeholders

Performance Indicator	Actual achievement 2015/16	Planned Target 2016/17	Actual achievement 2016-2017	Remarks
A policy framework on partnerships established	No baseline data	A policy framework on partnerships with different stakeholders established by December, 2016	A policy framework on partnerships approved, printed and shared with partners and stakeholders.	
Number of applicants for observer status accredited by IEBC	All applicants for observer status accredited by IEBC within the stipulated timeframe.	100% of applicants for the position of domestic and international observer status accredited by IEBC within the stipulated timeframe	100% of applicants for observer status who met the required criteria were accredited within the stipulated time.	Those who didn't meet the Criteria were not accredited.
Number of forums conducted on electoral issues involving various stakeholders.	Forums on electoral issues involving the media, electoral assistance providers, CSOs, security organs and other relevant government departments held quarterly	Quarterly forums on electoral issues involving various stakeholders held.	A total of 32 Stakeholder Forums were held at National Level, 94 forums at County level, 290 forums at constituency level and 1,450 forums at ward level.	
Number of Partnership memorandum between IEBC and non-state actors for financial and in kind contributions signed	AWEB and International IDEA MOUs signed	At least 10 partnership memorandum between IEBC and non-state actors for financial and in kind contributions signed by June, 2016	5 MOUs signed	

Partnerships and Stakeholder Engagement

In the year under review, the Commission engaged several stakeholders and partners to enlist their support in electoral activities. Table 19 shows the areas of engagement, partners and purpose.

Table 17: Stakeholder Engagement

Area of Engagements	Partners	Purpose
1. National school curriculum	IFES; Kenya Institute for Curriculum Development; Ministry of Education Science and Technology; Kenya National Union of Teachers; Institute for Education in Democracy; Kenya Primary School Heads Association; Kenya Secondary School Heads Association; Transition Authority; The Children’s Government; and Kenya Secondary School Students’ Council.	Integrating civic/voter education in public schools Provides election education on Kenyan government and democracy, general electoral process and the democratic responsibilities for all citizens
2. Development of Voter Education materials	UNDP; Uraia Trust, Kenya Institute for Curriculum Development	Voter education materials for Mass Voter Education (MVR) campaign
3. Information Sharing with Stakeholders	Government Ministries and Departments; Civil Society Organizations; Faith Based Organizations; Political Parties; Development Partners; Persons with Disabilities; Independent Commissions and Media.	Establishment of various platforms for information sharing with partners and stakeholders
4. Validation and Launch of Strategic Plan 2015-2017 and EOP	Government Ministries and Departments, Civil Society Organizations, Faith Based Organizations, Political Parties, Development Partners, Persons with Disabilities, Independent Commissions and Media.	To sensitize stakeholders on the Commission’s five years priorities and 2017 elections roadmap
5. Mass Voter Registration and Election Operation Plan	National Assembly – JLAC, Government Ministries and Departments, Civil Society Organizations, Faith Based Organizations, Political Parties, Development Partners, Persons with Disabilities, Independent Commissions and Media.	To sensitize stakeholders on the Commission’s two years road map to the General election and first phase of Mass Voter Registration
6. National Drama Festivals	Ministry of Education science and Technology.	Inculcate democratic values in primary school pupils and high school students
7. National Youth Conference	National Cohesion and Integration Commission (NCIC).	Increased participation of youth in elective positions
8. County level engagement on electoral processes	Council of Governors Council of Governor's Conference County Assembly Forums	Sensitization of leaders and local citizens on electoral processes including registration as voters
9. Electoral reforms agenda	JLAC, Development Partners, and Faith Based Organizations	Sharing the Commission’s perspectives on electoral reforms and election preparedness

10. External electoral assistance	Development partners and other electoral assistance providers	Strengthen coordination of electoral technical assistant and funding
11. By-election Stakeholders Forums	Civil Society Organizations; Faith Based Organizations, Security Agencies, Persons with Disabilities; Media; and Political Parties	Briefing on status of preparedness in by elections

CHAPTER THREE

FINANCIAL STATEMENTS



INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION

INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION

ANNUAL REPORT AND FINANCIAL STATEMENTS

FOR THE FINANCIAL YEAR ENDED

JUNE 30, 2017

Prepared in accordance with the Accrual Basis of Accounting Method under the International Public Sector
Accounting Standards (IPSAS)

KEY COMMISSION INFORMATION AND MANAGEMENT

1. Background information

The Independent Electoral and Boundaries Commission (IEBC) is established by Articles 88 and 248 of the Constitution of Kenya. The Articles set out the mandate of the Commission. The Commission is responsible for conducting and supervising referenda and elections for any elective body or office established by the constitution and any other elections as prescribed by an Act of Parliament.

2. General Information

The Independent Electoral and Boundaries Commission is established under Article 88 of the Constitution of Kenya and is a legal entity. It is operationalised through IEBC Act 2011.

The IEBC Act provides that the funds of the Commission are held in a fund known as the Independent Electoral and Boundaries Commission Fund.

The financial year of the Commission is a period of twelve months ending on 30th June each year.

The Commission is mandated to submit its financial statements to The National Treasury and Auditor General within the statutory timelines of as stipulated in section 83 of the Public Finance Management Act (PFM Act, 2012). The Act requires the financial reports to be submitted by 30th September each year to The National Treasury, Controller of Budget and the Office of the Auditor General.

3. Key Management

The Commission's day-to-day activities are run by the Secretariat. The secretariat's management was as follows:

(a) Ezra Chiloba	Commission Secretary/CEO.
(b) Marjan Hussein Marjan	Deputy Commission Secretary-Support Services.
(c) Beatrice Nyabuto	Deputy Commission Secretary –Operations.
(d) Osman Hassan Ibrahim	Director Finance.
(e) Irene Mutai	Ag. Director Human Resources and Administration.
(f) Immaculate Kassait	Director Voter Registration and Elections Operations.
(g) Decimah M'mayi	Director Research and Development.
(h) James Muhati Buyekane	Director Information and Communication Technology.
(i) Rasi Masudi	Director Voter Education and Partnerships.
(j) Praxedes Tororey	Director Legal Affairs and Public Affairs.
(k) Obadiah Keitany	Director Audit Risk and Compliance.
(l) Milkah Chebosis	Ag. Director Supply Chain Management.

4. Commission Bankers

Central Bank of Kenya
Haille Sellasie Avenue
P.O. Box 60000-00200
NAIROBI.

Kenya Commercial Bank Ltd.
University Way Branch
P.O. Box 4012-00300
NAIROBI.

5. Commission Auditors

The Auditor General
Kenya National Audit Office
Anniversary Towers
P.O. Box 30084- 00100
NAIROBI

6. Commission Headquarters

The Independent Electoral and Boundaries Commission
Anniversary Towers, 6th Floor,
P.O Box 45371-00100 G.P.O
Nairobi, Kenya.
Email:info@iebc.or.ke

7. Principal Legal Adviser

The Attorney General
State Law Office
Harambee Avenue
P.O. Box 40112
City Square 00200
Nairobi, Kenya.

CORPORATE GOVERNANCE STATEMENT

The Commission is accountable to the public and stakeholders for ensuring that it complies with the highest standards of corporate governance and operational ethics. The Commission has embraced corporate governance by promoting the right corporate culture and values.

The Commission exercises reasonable care to ensure that the management of the Commission is carried out in the best interest of the citizens of Kenya. The overall management of the Commission is the responsibility of the Commissioners.

The Commission recognizes the need to conduct its affairs with integrity and in accordance with generally accepted corporate practices and endorses internationally developed principles of corporate governance.

The Commission

The size, composition and appointment of the Commission is prescribed by Article 250 of the Constitution and by the IEBC Act 2011. There are nine Commissioners who work on a full time basis. Each member serves for a single term of six years.

The Commission is well composed in terms of range and diversity of skills, knowledge, age and experience in various sectors which makes it effective and provides an appropriate skills balance for the oversight of the Commission's mandate.

The Commission's Committees and their Responsibilities

The Commission delegates certain functions to committees without abdicating its own responsibilities. The Commission has developed a committee structure that assists in the execution of its duties, powers and authorities. The Committees are appropriately constituted drawing membership from amongst the Commissioners who contribute the appropriate set of skills and experience. The Commission has the following committees;

- (a) Finance and Procurement
- (b) Audit, Risk and Compliance
- (c) Human Resources, Training and Administration
- (d) Elections, Technical and Operations
- (e) Boundaries Delimitation
- (f) Legal Reforms, Enforcement of Code of Conduct and Compliance
- (g) ICT, Research and Development
- (h) Political Parties Liaison and Campaign Finance Control
- (i) Voter Education Partnerships and Media
- (j) Dispute Resolutions

Impartiality and Independence of Members

Every member and employee of the Commission shall perform their functions impartially and independently without influence from;

- i. Any arm of the Government
- ii. Any State officer
- iii. Any public officer
- iv. Any political party
- v. Candidate participating in an election
- vi. Any other person, authority or organization.

Disclosure of Conflict of Interests

If a member or an employee is directly or indirectly interested in any contract, proposed contract or other matter before the Commission and is present at any meeting of the Commission at which the contract, proposed contract or other matter is the subject of consideration, the member or employee shall, at the meeting and as soon as practicable after the commencement thereof, disclose the fact and shall not take part in the consideration or discussion of, or vote on, any questions with respect to the contract or other matter or be counted in the quorum of the meeting during consideration of the matter.

A member or employee whose personal interest conflicts with their official duties shall in writing, declare the personal interests to their supervisor or other appropriate person or body and comply with any directions given to avoid the conflict and refrain from participating in any deliberations with respect to the matter.

CORPORATE SOCIAL RESPONSIBILITY

The Commission has a CSR policy which spells out a consistent approach to anticipated public engagements that reflect IEBC core values while promoting electoral democracy and addressing social, humanitarian and environmental challenges.

In the financial year 2016/2017, the Commission supported various society and institutional needs in the areas of education, environment, culture, arts, democracy, governance and sports.

1. Kenya National Drama Festival

The Commission sponsored the 2017 Kenya National Drama Festivals as an effective medium to promote socio-cultural and political integration. It is an avenue to sensitize the voter and to conduct voter education through performing art on the electoral process.

The social event was organized by the Ministry of Education, Science and Technology and attracted over 3,500 participants drawn from all the 47 counties in Kenya.

2. Institutional and Student Council Elections

The Commission conducted student council elections and National Nurses Association of Kenya (NNA-Kenya) across the country. The objective of the initiative is to relay targeted voter education messages on issues of governance, tenets of democracy, peaceful co-existence while nurturing a culture of fair competition and acceptance of results and peaceful campaigns.

3. Trade Fairs and Exhibitions

The Commission participated in ten (10) Agricultural Society of Kenya (ASK) Shows and trade fairs organized across the country. The 2016 Shows were held under the theme of “*Enhancing technology in agriculture and industry for food security and national growth.*”

The IEBC stand offered a one-stop electoral services and information Centre to members of the public. The aim of participating in the exhibitions & trade fairs is to undertake targeted voter education, promote public confidence & increase participation in the electoral process.

REPORT OF THE CEO/COMMISSION SECRETARY

The Public Finance Management Act, 2012, Section 81 (1) requires the Accounting Officer to prepare financial statements in respect of the Commission, which give a true and fair view of the state of affairs of the Commission at the end of each financial year and the operating results for that year. This report shall contain financial information prepared in a form that complies with the standards prescribed and published by the Public Sector Standards Board (PSASB).

The Accounting Officer is also required to ensure that the Commission maintains proper accounting records which disclose with reasonable accuracy at any time, the financial position of the Commission.

The Accounting Officer is responsible for the preparation and presentation of the Commission's financial statements, which give a true and fair view of the state of affairs of the Commission as at the end of the financial year ended on 30th June, 2017. This responsibility includes: (i) maintaining adequate financial management arrangements and ensuring that these continue to be effective throughout the reporting period; (ii) maintaining proper accounting records, which disclose with reasonable accuracy at any time the financial position of the Commission; (iii) designing, implementing and maintaining internal controls relevant to the preparation and fair presentation of the financial statements, and ensuring that they are free from material misstatements, whether due to error or fraud; (iv) safeguarding the assets of the Commission; (v) selecting and applying appropriate accounting policies; and (vi) making accounting estimates that are reasonable in the circumstances.

The Accounting Officer accepts responsibility for the Commission's financial statements, which have been prepared using appropriate accounting policies supported by reasonable and prudent judgments and estimates, in conformity with International Public Sector Accounting Standards (IPSAS), and in the manner required by the PFM Act, 2012 and the IEBC Act 2011.

The Accounting Officer is of the opinion that the Commission's financial statements give a true and fair view of the state of Commission's transactions for the financial year ended 30th June 2017, and of the Commission's financial position as at 30th June 2017. The Commission further confirms the accuracy and completeness of the accounting records maintained for the Commission, which have been relied upon in the preparation of the Commission's financial statements as well as the adequacy of the systems of internal financial controls.

Nothing has come to the attention of the Accounting Officer to indicate that the Commission will not remain a going concern for at least the next twelve months from the date of this statement.

Ezra Chiloba
Commission Secretary/CEO

REPORT OF THE CHAIRPERSON

It gives me great pleasure to present the Commission's annual financial report for the year 2016/17.

The last financial year has been a high activity packed year for the Commission. The Commission implemented most of the pre-election activities as reflected in both the Strategic Plan 2015-2020 and the Elections Operations Plan (EOP). The former being the Commission's roadmap and detailed calendar of activities in preparations for the 2017 General Election. The two documents were developed with lengthy consultations with all relevant electoral stakeholders.

Although the Commission's implementation of the EOP was affected by external political processes, there was consistent and commendable effort by the staff that ensured timely execution and ultimately a free, fair and credible process in 2017.

In an effort to enroll all eligible Kenyans as voters, the Commission carried out a Mass Voter Registration program between the months of November and December 2016. This was a second phase of registration which increased the number of registered voters to 19.611 million.

During the financial year, the Commission was allocated Kshs.23,065,800,000 under the Recurrent Vote and Kshs. 542 million under the Development vote of which Kshs. 53 million was GOK and Kshs. 489 million was Donor funded. The Commission received Kshs.19.8 billion for recurrent expenditure in form of exchequer from the National Treasury. The funds were applied to finance the mass voter registration, mass voter verification exercise, by-elections, general election operational activities and capital projects.

My gratitude goes out to the National Government, the National Treasury, Parliament, the Judiciary, other Commissions and independent offices, development partners, fellow commissioners and the secretariat for their support towards fulfilling our mandate.

W. W. Chebukati
Chairperson

STATEMENT OF FINANCIAL PERFORMANCE

For the Year Ended 30th June 2017			
	Note	2016-2017 Unaudited Kshs 000	2015-2016 Audited Kshs 000
Incomes			
Exchequer Issues	3	19,739,575	4,315,700
Appropriation In Aid	4	131,179	8,777
Interest Income	5	-	1,388
Total Incomes		19,870,754	4,325,865
Expenses			
Employee Costs	6	(5,386,666)	(2,554,625)
Depreciation and Amortization Charge	7	(981,079)	(935,630)
Repairs and Maintenance	8	(303,063)	(27,092)
Other Operating Expenses	9	(276,156)	(245,145)
General Expenses	10	(9,665,700)	(1,005,365)
Total Expenditure		(16,612,664)	(4,767,857)
Surplus / (Deficit) for the Period		3,258,090	(441,992)

STATEMENT OF FINANCIAL POSITION

As at 30th June 2017			
	Note	2016-2017 Unaudited Kshs 000	2015-2016 Audited Kshs 000
Assets			
Current Assets			
Cash and Cash Equivalents	11	4,499,870	209,519
Receivables from Non-Exchange Transactions	12	1,403,784	7,437
Accounts Receivables (ECK Recurrent)	13	11,160	11,160
Car Loan Accounts Receivable	14	26,193	26,193
Total Current Assets		5,941,006	254,309
Non-Current assets			
Property, Plant and Equipment	15(a)	5,742,737	2,422,550
Intangible Assets	16	5,746	8,209
Total Non Current Assets		5,748,483	2,430,759
Total Assets		11,689,489	2,685,068
Current Liabilities			
Accounts Payable	17	(6,077,358)	(634,455)
Retentions and Other Deposits Payable	18	(41,315)	(37,886)
Total Current Liabilities		(6,118,673)	(672,341)
Net Current Assets		5,570,816	2,012,727
Financed by:			
General Fund		1,227,206	1,227,206
Accumulated Surplus		3,991,320	733,230
Mortgage & Car Loan Fund	19	352,290	52,291
		5,570,816	2,012,727

The notes on page 19 to 33 form an integral part of these financial statements.

The financial statements from page 14 to 34 were approved and authorized by the Commission on 31st August, 2017 and signed on its behalf by:

.....
Ezra Chiloba

Commission Secretary/CEO

.....
Osman IbrahimH.

ICPAK Member No.2544

Director Finance

.....
W.W. Chebukati

Chairman

STATEMENT OF CASH FLOWS

For the Year Ended 30th June 2017			
	Note	2016-2017 Unaudited Kshs 000	2015-2016 Audited Kshs 000
Cash flows from Operating Activities:			
Operating Surplus/(Deficit)		3,258,090	(441,992)
Adjustments for Non-Cash Items:			
Depreciation and Ammortization(Cummulative)	7	981,079	935,630
Transfers and Other Non Cash Charges		-	286,680
ECK Accounts Receivables		-	4,409,551
ECK Accounts Payables		-	(4,420,711)
ECK Old Balances	13	-	11,160
Changes in Working Capital			
Exchequer Releases		(1,374,000)	-
AIA Realized in the 2016/2017 FY		38	-
Increase /(Decrease) in Car Loan Receivables		-	630
(Decrease) /Increase in Salary Advances & Imprests	12	(22,384)	(7,437)
Increase /(Decrease) in Accounts Payables	17	5,442,902	(666,978)
Increase in Retentions and Other Deposits	18	3,429	32,468
Net Cash Flow From Operating Activities		8,289,154	139,002
Cash flows from Investing Activities:			
Purchase of Property and Equipments	15(a)	(4,299,200)	(40,238)
Sale of Property and Equipments	15(a)	396	-
Increase in Staff Mortgage & Car Fund	19	300,000	23,239
Net Cash Flow From Investing Activities		(3,998,804)	(16,999)
Cash flows from Financing Activities:			
Cash flows from Financing Activities		-	-
Net Cash Provided By Financing Activities		-	-
Net Increase (Decrease) in Cash & Cash Equivalent		4,290,350	122,003
Cash and Cash Equivalent at Beginning		209,518	87,515
Cash & Cash Equivalents as at 30th June	11	4,499,868	209,518

STATEMENT OF CHANGES IN NET ASSETS

For the Year Ended 30th June 2017				
	Mortgage & Car Loan Fund	Accum. Surplus	General Fund	Total
	KShs. 000	KShs. 000	KShs. 000	KShs. 000
Balance as at 30 June 2015	50,909	889,924	1,216,046	2,156,879
Prior Years Adjustment	-	286,680	-	286,680
Surplus/ (Deficit) for the Period	1,381	-	(443,374)	(441,993)
Cash Reserve (ECK Old Balance)	-	-	11,160	11,160
Transfers to/from Accumulated Surplus	-	(443,374)	443,374	-
Balance as at 30 June 2016	52,290	733,230	1,227,206	2,012,726
Cummulative Surplus/ (Deficit) Period	-	-	3,258,090	3,258,090
Transfers	-	3,258,090	(3,258,090)	-
Staff Car Loan and Mortgage Fund	300,000	-	-	300,000
Balance as at 30 June 2017	352,289	3,991,320	1,227,206	5,570,816

COMBINED BUDGET EXECUTION STATEMENT

STATEMENT OF COMPARISON OF BUDGET AND ACTUAL AMOUNTS						
Item	Original Budget	Adjustments	Final Budget	Actual on Comparable Basis	Performance Difference	Performance %
Incomes	KShs '000	KShs '000	KShs '000	KShs '000	KShs '000	%
Exchequer Issues	18,613,800	4,500,000	23,113,800	19,763,900	3,349,900	86%
Sale of Tender s documents ,fines & Nomination Fees received	15,000	-	15,000	142,773	127,773	952%
Total income	18,618,800	4,500,000	23,118,800	19,806,162	3,312,638	86%
Expenses						
Basic Salaries - Permanent Employees	1,233,100	-	1,233,100	1,161,198	71,902	94%
Basic Wages - Temporary Employees	1,750,537	500,000	2,250,537	2,124,659	125,878	94%
Personal Allowance - Paid as Part of Salary	918,513		918,513	867,973	50,540	94%
Employer Contributions to Compulsory NSSF	2,040		2,040	1,375	665	67%
Employer Contributions to Staff Pension Schemes	140,000		140,000	134,210	5,790	96%
Utilities Supplies and Services	18,904		18,904	9,977	8,927	53%
Communication, Supplies and Services	281,094		281,094	132,145	148,949	47%
Domestic Travel and Subsistence, and Other Transportation Costs	1,444,328	-57,000	1,387,328	1,032,147	355,181	74%
Foreign Travel and Subsistence, and other transportation costs	122,600		122,600	79,166	43,434	65%
Printing , Advertising and Information Supplies and Services	842,015	-69,000	773,015	294,866	478,149	38%
Rentals of Produced Assets	1,931,417		1,931,417	1,606,617	324,800	83%
Training Expenses	2,041,748		2,041,748	1,936,820	104,928	95%
Hospitality Supplies and Services	1,151,935	-27,000	1,124,935	991,769	133,166	88%
Insurance Costs	230,000		230,000	214,102	15,898	93%
Specialized Materials and Supplies	1,600,564	2,500,000	4,100,564	3,081,243	1,019,321	75%
Office and General Supplies & Services	377,048		377,048	287,112	89,936	76%
Fuel Oil and Lubricants	257,612		257,612	136,271	121,341	53%
Other Operating Expenses	281,670	153,000	434,670	539,929	-105,259	124%
Routine Maintenance - Vehicles and Other Transport Equipment	137,080		137,080	115,121	21,959	84%
Routine Maintenance - Other Assets	102,098		102,098	12,163	89,935	12%
Pension and Retirement Benefits	9,000		9,000	203	8,797	2%
Non-Residential Buldings	60,500		60,500	-	60,500	0%
Purchase of Vehicles and Other Transport Equipments	112,500		112,500	95,846	16,654	85%
Purchase of Office Furniture and General Equipments	3,104,387	1,500,000	4,604,387	4,255,217	349,170	92%
Purchase of Specialized Plant, Equipment and Machinery	168,110		168,110	123,223	44,887	73%
Domestic Loans to Individuals and Households	300,000		300,000	300,000	-	100%
Total Expenditure	18,618,800	4,500,000	23,118,800	19,533,352	3,585,448	84%
Surplus /(Deficit)	-	-	-	272,810	-272,810	

Note 22: Budget Information & Other Disclosures provide explanations on the Statement of budget execution.

NOTES TO THE FINANCIAL STATEMENTS

For the year ended 30th June 2016

1. Statement of compliance and basis of preparation – IPSAS 1

The Commission's financial statements have been prepared in accordance with and comply with the International Public Sector Accounting Standards (IPSAS). The financial statements are presented in Kenya shillings, which is the functional and reporting currency of the Commission and all values are rounded to the nearest thousand (KSh 000) which may in some cases make the added decimal balances to vary. The accounting policies have been consistently applied in all the years presented.

The financial statements have been prepared on the basis of historical cost, unless where stated otherwise. The cash flow statement is prepared using the indirect method. The financial statements are prepared on accrual basis.

2. Summary of Significant Accounting Policies:

1. Revenue Recognition - Revenue from Non-Exchange Transactions (Fees, Charges and Fines) – IPSAS 23

The Commission recognizes revenues from nomination fees and fines when the event occurs and the asset recognition criteria are met. To the extent that there is a related condition attached that would give rise to a liability to repay the amount, deferred income is recognized instead of revenue. Other non-exchange revenues are recognized when it is probable that future economic benefits or service potential associated with the asset will flow to the Commission and the fair value of the asset can be measured reliably.

Transfers from Other Government Entities

Revenues from non-exchange transactions with other government entities are measured at fair value and recognized on obtaining control of the asset (cash, goods, services and property) if the transfer is free from conditions and it is probable that the economic benefits or service potential related to the asset will flow to the Commission and can be measured reliably.

Interest Income

Interest income is accrued using the effective yield method. The effective yield discounts estimated future cash receipts through the expected life of the financial asset to that asset's net carrying amount. The method applies this yield to the principal outstanding to determine interest income each period.

b) Budget Information – IPSAS 24

The annual budget is prepared and presented in a single statement to determine the needs of the Commission. The Commission has adopted the standard which requires budget information to be presented in the financial statements.

c) Taxes – IAS 12

Income tax

Income tax assets and liabilities for the current period are measured at the amount expected to be recovered from or paid to the tax authorities. The tax rates and tax laws used to compute the amount are those that are enacted or substantively enacted, at the reporting date in the area where the Commission operates and generates taxable income.

Current income tax relating to items recognized directly in net assets is recognized in net assets and not in the statement of Financial Performance. Management periodically evaluates positions taken in the tax returns with respect to situations in which applicable tax regulations are subject to interpretation and establishes provisions where appropriate.

d) Property, Plant and Equipment – IPSAS 17

All property, plant and equipment are stated at cost less accumulated depreciation and impairment losses. Cost includes expenditure that is directly attributable to the acquisition of the items. When significant parts of property, plant and equipment are required to be replaced at intervals, the Commission recognizes such parts as individual assets with specific useful lives and depreciates them accordingly.

Likewise, when a major inspection is performed, its cost is recognized in the carrying amount of the plant and equipment as a replacement if the recognition criteria are satisfied. All other repair and maintenance costs are recognized in surplus or deficit as incurred. Where an asset is acquired in a non-exchange transaction for nil or nominal consideration the asset is initially measured at its fair value.

The depreciation rates are 30% for Computers, 25% for motor vehicles, 12.5% for office equipments and 12.5% for furniture and fittings on reducing balance basis.

e) Intangible Assets – IPSAS 31

Intangible assets acquired separately are initially recognized at cost. The cost of intangible assets acquired in a non-exchange transaction is their fair value at the date of the exchange.

Following initial recognition, intangible assets are carried at cost less any accumulated amortization and accumulated impairment losses.

Internally generated intangible assets, excluding capitalized development costs, are not capitalized and expenditure is reflected in surplus or deficit in the period in which the expenditure is incurred.

The useful life of the intangible assets is assessed as either finite or indefinite.

The amortization rate for intangible assets of the Commission is 30% on reducing balance basis.

f) Research and Development costs

The Commission expenses research costs as incurred. Development costs on an individual project are recognized as intangible assets when the Commission can demonstrate:

- The technical feasibility of completing the asset so that the asset will be available for use or sale
- Its intention to complete and its ability to use or sell the asset
- How the asset will generate future economic benefits or service potential
- The availability of resources to complete the asset
- The ability to measure reliably the expenditure during development

Following initial recognition of an asset, the asset is carried at cost less any accumulated amortization and accumulated impairment losses. Amortization of the asset begins when development is complete and the asset is available for use. It is amortized over the period of expected future benefit. During the period of development, the asset is tested for impairment annually with any impairment losses recognized immediately in surplus or deficit.

g) Provisions – IPSAS 19

Provisions are recognized when the Commission has a present obligation (legal or constructive) as a result of a past event, it is probable that an outflow of resources embodying economic benefits or service potential will be required to settle the obligation and a reliable estimate can be made of the amount of the obligation.

Where the Commission expects some or all of a provision to be reimbursed, for example, under an insurance contract, the reimbursement is recognized as a separate asset only when the reimbursement is virtually certain.

The expense relating to any provision is presented in the statement of financial performance net of any reimbursement.

Contingent Liabilities

The Commission does not recognize a contingent liability, but discloses details of any contingencies in the notes to the financial statements, unless the possibility of an outflow of resources embodying economic benefits or service potential is remote.

Contingent Assets

The Commission does not recognize a contingent asset, but discloses details of a possible asset whose existence is contingent on the occurrence or non-occurrence of one or more uncertain future events not wholly within the control of the Commission in the notes to the financial statements. Contingent assets are assessed continually to ensure that developments are appropriately reflected in the financial statements. If it has become virtually certain that an inflow of economic benefits or service potential will arise and the asset's value can be measured reliably, the asset and the related revenue are recognized in the financial statements of the period in which the change occurs.

h) Nature and Purpose of Reserves

The Commission creates and maintains reserves in terms of specific requirements. Commission to state the reserves maintained and appropriate policies adopted.

i) Changes in Accounting Policies and Estimates – IPSAS 3

The Commission recognizes the effects of changes in accounting policy retrospectively. The effects of changes in accounting policy are applied prospectively if retrospective application is impractical.

j) Employee Benefits – IPSAS 25

Retirement Benefit plans

The Commission provides retirement benefits for its employees. Defined contribution plans are post employment benefit plans under which the Commission pays fixed contributions into a separate Commission (a fund), and will have no legal or constructive obligation to pay further contributions if the fund does not hold sufficient assets to pay all employee benefits relating to employee service in the current and prior periods. The contributions to fund obligations for the payment of retirement benefits are charged against income in the year in which they become payable.

k) Foreign Currency Transactions – IPSAS 4

Transactions in foreign currencies are initially accounted for at the ruling rate of exchange on the date of the transaction. Trade creditors or debtors denominated in foreign currency are reported at the statement of financial position reporting date by applying the exchange rate on that date. Exchange differences arising from the settlement of creditors, or from the reporting of creditors at rates different from those at which they were initially recorded during the period, are recognized as income or expenses in the period in which they arise.

l) Cash and Cash Equivalents

Cash and cash equivalents comprise cash on hand and cash at bank, short-term deposits on call and highly liquid investments with an original maturity of three months or less, which are readily convertible to known amounts of cash and are subject to insignificant risk of changes in value. Bank account balances include amounts held at the Central Bank of Kenya and at various commercial banks at the end of the financial year.

m) Comparative Figures

Comparative figures for the year have been provided.

n) Significant Judgments and Sources of Estimation Uncertainty – IPSAS 1

The preparation of the Commission's financial statements in conformity with IPSAS requires management to make judgments, estimates and assumptions that affect the reported amounts of revenues, expenses, assets and liabilities, and the disclosure of contingent liabilities, at the end of the reporting period. However, uncertainty about these assumptions and estimates could result in outcomes that require a material adjustment to the carrying amount of the asset or liability affected in future periods.

Estimates and Assumptions

The key assumptions concerning the future and other key sources of estimation uncertainty at the reporting date, that have a significant risk of causing a material adjustment to the carrying amounts of assets and liabilities within the next financial year, are described below. The Commission based its assumptions and estimates on parameters available when the financial statements were prepared. However, existing circumstances and assumptions about future developments may change due to market changes or circumstances arising beyond the control of the Commission. Such changes are reflected in the assumptions when they occur. (IPSAS 1.140)

Useful Lives and Residual Values

The useful lives and residual values of assets are assessed using the following indicators to inform potential future use and value from disposal:

- The condition of the asset based on the assessment of experts employed by the Commission
- The nature of the asset, its susceptibility and adaptability to changes in technology and processes
- The nature of the processes in which the asset is deployed
- Availability of funding to replace the asset
- Changes in the market in relation to the asset

o) Subsequent Events – IPSAS 14

There were non-adjusting events, matters or circumstances that arose subsequent to the end of the financial year that may not materially affect the financial statements.

q) Change in Accounting Estimates-IPSAS 3

The Commission restated the amount accrued to creditors as a result of the 2013 General Election in 2015/2016 financial year. This was after the National Treasury carried out an independent audit of the pending bills in all the 17 Regions.

3. Government Exchequer Issues

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Recurrent Exchequer Releases:		
Total Exchequer Releases for Q1	760,000	360,000
Total Exchequer Releases for Q2	1,255,000	1,125,000
Total Exchequer Releases for Q3	3,010,000	1,434,200
Total Exchequer Releases for Q4	14,798,900	1,370,000
National Treasury Recoveries	(84,325)	-
Sub Total	19,739,575	4,289,200
Development Exchequer Releases:		
Total Exchequer Releases	-	26,500
Sub Total	-	-

Total	19,739,575	4,315,700
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In the first quarter of the 2016/2017 financial year, the National Treasury instructed Central Bank of Kenya vide National Treasury Letter Ref: AG/CONF/17/ VOL 6 (33) dated 22nd July, 2016 to transfer total **Kshs. 84,325,396.20** from the Commission's Account held at the Central Bank. The amount transferred from the IEBC Recurrent Account was **KSh.83,870,762.85** whereas the amount recovered from the IEBC Development Account was **KSh.454,633.35**. This has been netted from the recurrent exchequer in the statement of financial performance for the period.

4. Appropriation in Aid (AIA)

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Nomination Fees	110,049	484
Sale of tenders ,Maps and Register of Voters	18,630	2,597
Fines & Penalties from Aspirants	2,500	5,696
Total	131,179	8,777

5. Interest Income

The interest income relates to interest from car loan fixed deposit. The car loan interest matures every six months and is rolled over plus the principal. The interest received is net of withholding tax.

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Accrued Interest for the Year	-	1,389
Total	-	1,389

6. Employee Costs

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Salariesand Wages Permanent Employees	1,161,378	977,941
Salariesand Wages Contractual Employees	2,124,659	191,914
Personal Allowances	867,973	926,382
Contributions to Pensionsand Health Schemes	135,585	141,557
Domestic Travel and Subsistence	1,017,375	264,505
Foreign Travel and Subsistence	79,493	40,142
Gratuity	203	12,185
Total	5,386,666	2,554,625

7. Depreciation and Amortization Expense

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Property, Plant and Equipment	978,616	932,112
Intangible Assets	2,463	3,518
Total	981,079	935,630

8. Repairs & Maintenance Expenditure

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Routine Maintenance of Vehicles & Other Transport Equipments.	115,790	22,026
Routine Maintenance (Other Assets)	187,273	5,067
Total	303,063	27,092

9. Other Operating Expenses

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Witness Expenses	32	867
Bank Services, Commission and Charges	-	8
Contracted Guards	10,059	18,253
Membership Fees, Dues and Subscriptions to Professional and Trade Bodies	6,513	1,855
Legal Dues, Arbitration & Compensation	96,215	65,889
Parking Charges	5,652	5,652
Contracted Technical Services	157,685	152,623
Total	276,156	245,145

10. General Expenses

	2016-2017	2015-2016
Description	KSh 000	KSh 000
Utilities, Supplies and Services	9,977	10,407
Communications, Supplies and Services	132,145	71,145
Printing, Advertising, Information Supplies & Services	294,866	18,979
Rentals of Produced Assets	1,606,617	403,345
Training Expenses	1,936,820	32,759
Hospitality Supplies and Services	991,769	148,997
Insurance Costs	214,102	205,751
Specialized Materials and Supplies	4,044,020	36,058
Office and General Supplies and services	299,113	41,497
Fuel Oil and Lubricants	136,271	36,428
Total	9,665,700	1,005,365

11. Cash and Bank

		2016-2017	2015-2016
		(Unaudited)	(Audited)
Bank Account Name	Account No.	KSh 000	KSh 000
KCB IEBC Car Loan Bank Account	1104823519	- 0.21	26,098
CBK IEBC Recurrent Main Account	1000181729	1,391,587	77,785
CBK IEBC Deposit Account	1000181931	39,044	37,886
CBK IEBC Development Bank Ac	1000182148	-	455
KCB IEBC REC Mombasa/S. Coast	1116811162	141,606	2,462
KCB IEBC REC Nyanza C./Kisumu	1116780445	16,658	3,691
KCB IEBC REC Bungoma Region	1116566443	93,802	3,596
KCB IEBC REC C. Eastern /Meru	1116774127	137,456	611
KCB IEBC REC Central Rift/Nakuru	1116816857	198,440	3
KCB IEBC REC Garissa/Ijara	1116817365	7,521	2,910
KCB IEBC REC Lower E./Machakos	1116791366	291,435	3,971
KCB IEBC REC Nairobi	1116817721	251,883	6,001
KCB IEBC REC N. Coast/Kilifi	1116804042	50,183	1,379
KCB IEBC REC North Rift	1116791110	190,714	9,532
KCB IEBC REC Nyanza South	1116811235	188,136	810
KCB IEBC REC Nyeri Region	1116756439	160,344	1,470
KCB IEBC REC South Rift/Bomet	1116805243	227,743	8,496
KCB IEBC REC Thika Region	1116811553	180,512	6,058
KCB IEBC REC Upper Eastern/Isiolo	1116800543	61,150	2
KCB IEBC REC Wajir/Mandera	1116539934	20,809	6,071
KCB IEBC REC Western/Kakamega	1116744694	155,642	988
KCB IEBC University Way	1117602532	322,236	4,374
KCB IEBC Call Account	1138835137	44	4,867
KCB IEBC Donor Account (IDEA)	1130902757	18	-
KCB IEBC Salary Control Account	1126334723	46,808	-
HFCK IEBC Mortgage Account	2172923101	200,000	-
HFCK IEBC Car Loan Account	2172923103	126,098	-
Total		4,499,870	209,519

12. Receivables from Non-Exchange Transactions

	2016-2017	2015-2016
	(Unaudited)	(Audited)
Description	KSh 000	KSh 000
Outstanding Imprests	24,171	1,530
Prepayments - Salary Advances	217	474
Exchequer issued on 4.07.2017	1,374,000	-
Court Awards to IEBC on Cases Won	5,396	5,396
Nomination Fees	-	38
Total	1,403,784	7,437

13. ECK Accounts Receivable

	2016-2017 (Unaudited)	2015-2016 (Audited)
Description	KSh 000	KSh 000
ECK Salary Advances	9,215	9,215
ECK Imprests	1,945	1,945
Total	11,160	11,160

The uncleared balances of KSh 11,160,000 consist of staff salary advances and imprests that the Commission is required to initiate a recovery or demonstrate that the amounts that were recovered from the former ECK staff to PSASB taskforce.

14. Car Loan Accounts Receivable

	2016-2017 (Unaudited)	2015-2016 (Audited)
Description	KSh 000	KSh 000
Debtors Outstanding Loan	26,193	26,193
Total	26,193	26,193

The debtors outstanding relates to recoveries made from final dues to defunct ECK Staff and Commissioners that were retained by the National Treasury.

15. (a) Property, Plant and Equipment Movement Schedule (Ksh.000)

	Office Buildings	Computers & Equipment	Motor Vehicles	Office Equipment	Furniture and Fittings	Totals
2016-2017 (Unaudited)						
Cost :						
As at 1st July 2016	132,806	8,706,628	591,792	229,307	73,027	9,733,560
Additions	-	4,202,042	95,846	23	1,289	4,299,200
Disposals	-	(2,716)	-	-	-	(2,716)
As at 30th June, 2017	132,806	12,905,954	687,638	229,330	74,316	14,030,044
Depreciation:						
As at 30th June 2016	-	(6,653,395)	(495,362)	(128,662)	(33,591)	(7,311,010)
Less:Acc. Dep. on Disposals	-	2,320	-	-	-	2,320
Charge for the Year	-	(931,123)	(30,098)	(12,426)	(4,970)	(978,617)
As at 30th June,2017	-	7,582,198	525,460	141,088	38,561	8,287,307
Net Carrying Amount :						
As at 30st June, 2017	132,806	5,323,756	162,178	88,242	35,755	5,742,737

15. (b) Property, Plant and Equipment Movement Schedule (Ksh.000)

	Office Buildings	Computers & Equipment	Motor Vehicles	Office Equipment	Furniture and Fittings	Totals
2015-2016 (Audited)						
Cost :						
As at 1st July 2015	98,200.00	8,701,703.00	591,792.00	228,600.00	73,027.00	9,693,322.00
Additions	34,606	4,925	-	707	-	40,238
As at 30th June 2016	132,806	8,706,628	591,792	229,307	73,027	9,733,560
Depreciation:						
As at 1st July 2015	-	(5,773,439)	(463,218)	(114,284)	(27,957)	(6,378,898)
Charge for the year	-	(879,956)	(32,144)	(14,378)	(5,634)	(932,112)
As at 30th June 2016	-	(6,653,395)	(495,362)	(128,6620)	(33,591)	(7,311,010)
Net Carrying Amount :						
As at 30th June 2016	132,806	2,053,233	96,430	100,645	39,436	2,422,550

16. Intangible Assets Movement Schedule

	2016-2017	2015-2016
	Kshs. '000	Kshs. '000
	(Unaudited)	(Audited)
Cost:		
As at 1 st July	66,851	66,851
Additions	-	-
As at 30th June	66,851	66,851
Amortization:		
As at 1 st July	(58,642)	(55,124)
Charge for the Year	(2,463)	(3,518)
As at 30 th June	(61,105)	(58,642)
Net Carrying Amount	5,746	8,209

The Intangible Assets consists of Elections transmission system, Exchange server systems, OMR scanner software, SPSS software, QuickBooks software, Security Access Control System and related licenses.

17. Recurrent Accounts Payable

	2016-2017	2015-2016
	(Unaudited)	(Audited)
Description	KSh 000	KSh 000
2012/2013 General Election Payables	634,455	1,301,432
Accounts Payable (Commitments & Creditors)	5,706,675	94,854
Bills Not Payable	-	(337,351)
Bills Paid during the year ended	(263,772)	(424,480)
Total	6,077,358	634,455

The Commission paid pending bills of KSh 263,772,913.00 in the period under review and were in regard to legal fees that arose from the March 4th 2013 General Election Petitions.

The accounts payable of **Kshs.5,706,675,538.00** relates to commitments and payables that had not been settled as at 30th June, 2017. However, the commitments were subsequently settled at the beginning of 2017/2018 financial year.

18. Retentions and Deposits Payable

	2016-2017(Unaudited)	2015-2016 (Audited)
Description	KSh 000	KSh 000
Opening Balance as at 1 st July	37,886	5,417
Retention Fees and Other Deposits Withheld	4,343	34,594
Retention Fees and Deposits Paid	(914)	(2,125)
Total	41,315	37,886

The retentions and deposits withheld includes monies retained by the Commission from construction companies who are yet to complete the construction works, amounts held by the Commission for suppliers that were partly paid by UNDP and refundable deposits on hired ballot boxes and other equipments.

19. Mortgage & Car Loan Fund

	2016-2017(Unaudited)	2015-2016 (Audited)
Description	KSh 000	KSh 000
Staff Mortgage Fund	200,000	-
ECK Car Loan Receivables	26,192	26,192
Staff Car Loan Fund	126,098	26,098
Total	352,290	52,291

The Commission's Mortgage and Car Loan revolving is managed by Housing Finance Corporation of Kenya and was set up in Q4 in the 2016/2017 financial year.

20. Grants from Development Partners

The Commission in the period under review received KSh. 16,408,399.00 funds from UNDP. This is to be used to defray related taxation costs on temporary employees engaged during the Mass Voter Registration I exercise in the 2015/2016 financial year. The actual support was totaling Ksh. 114 million as per the UNDP Summary Statement. In compliance with IPSAS 23, the commission discloses the economic benefits in the notes to the financial statements since the benefits were not received as actual transfers of cash but in kind.

21. Subsequent Events

The Commission is not aware of any matter or circumstances arising after the end of the financial year, not otherwise dealt with in the financial statements, which would significantly affect the financial position and the results of its operations as laid out in these financial statements.

22. Budget Information & Other Disclosures

The Commission's annual budget is prepared and presented in a single statement on cash basis which followed the government Medium Term Expenditure Framework process. During the period under review, the Commission reallocated funds amounting to Kshs.386.36 million to cater for legal fees/bills and other recurrent expenses as indicated in the budget execution statement. This was done in consultation with the National Treasury for realignments on the basis of absorption levels. The Commission performed above revenue collections mainly because of nomination fees, fines and penalties from aspirants.

23. Contingent Liabilities

IPSAS 19 prescribes the accounting treatment for provisions, contingent liabilities and contingent assets and defines their identification and recognition.

The contingent liability recognized should be the best estimate of the expenditure required to settle the obligation at the reporting date. The Commission recognizes a possible future obligation of Ksh. 331,166,457.65 million to pay outstanding pending bills which have not been validated by the National Treasury's internal audit department or have pending court cases. The Commission also recognizes possible future obligations relating to legal fees on pending court cases and gratuities payable to staff members who are on a term contract.

24. Employee Benefits:-Defined Contribution Scheme

IPSAS 25 prescribes the accounting and disclosure requirements for employee benefits and establishes the matching principle that the cost of the employee benefits should be recognized in the period in which the employee provides the services to the entity and not when they are paid or become payable. The Commission runs a defined contribution pension scheme. The assets of the scheme are held in a separate trustee administered fund, which is funded by contributions from both the commission as the employer at 15% and employees at 7.5% of basic salary.

The scheme is currently managed by ICEA Lion Asset Management. The Commission's contributions to the above scheme are charged to the income and expenditure account in the period to which they relate.

25. Number of Employees

The average number of permanent and pensionable employees for the Commission as at 30th June, 2017 and 2016 were eight hundred and eighty two (882) and eight hundred and fifty eight (858) respectively. The Commission however engages contractual staff on a need basis.

26. Entity Tax Status

The Commission is a government agency, fully funded by the government and is therefore tax exempt. The Commission pays taxes as per the regulations.

PROGRESS ON FOLLOW UP OF AUDIT RECOMMENDATIONS

Reference No. on External Audit Report	Issue / Observation from Auditor	Management Comments	Focal point Person to Resolve the Issue.	Status:	Time frame:
Auditor General Report of 30 th May, 2014	ECK Outstanding balances	This includes the Car loan scheme, ECK Accounts receivables and payables.	CEO Ezra Chiloba	Resolved	2015/2016
Auditor General Report of 23 rd May 2016	Irregular Procurement and payment of Additional 4600 Electronic Voter Identification Devices(EVIDs)	The payment of the handheld EVIDs were procured within the law and payment were based on subsisting contract between the parties and not the subject of variation	CEO Ezra Chiloba	Resolved	2016/17
Auditor General Report of 23 rd May 2016	Irregular Payment for transportation of Election Materials	Mr. Abdullah Yusuf Farah swore an affidavit claiming that he was also the owner of the Alhamdul Company. The commission is streamlining its records management system.	CEO Ezra Chiloba	Not Resolved	2016/17
Auditor General Report of 23 rd May 2016	Unsupported pending bills	The commission provided the payment vouchers as requested and are available for audit verification	CEO Ezra Chiloba	Not Resolved	2016/17
Auditor General Report of 23 rd May 2016	Transfer of Computer Equipments to Burundi	The commission disposal committee approved the disposal since the devices were obsolete. Public Procurement and Disposal procedure was followed.	CEO Ezra Chiloba	Not Resolved	2016/17
Auditor General Report of 23 rd May 2016	Loss of BVR Kits , Generators and Solar Panels	Matter is still under investigation. Generator s and solar panels were inherited from the defunct ECK without proper handing reports.	CEO Ezra Chiloba	Not Resolved	2016/17
Auditor General Report of 23 rd May 2016	Inaccurate pending bills	The invalidated pending bills at the regional offices and the head office have been disclosed as contingent liabilities in line with IPSAS 19.Reconciliation of thepending bills is currently underway.	CEO Ezra Chiloba	Not Resolved	2016/17
Auditor General Report of 23 rd May 2016	Irregular procurement of election materials due to lack of approved procurement plan for the year	The priorities were in the procurement plan. The procurement plan was available for review.	CEO Ezra Chiloba	Not Resolved	2016/17

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Ezra Chiloba
Commission Secretary/CEO

.....
Wafula W. Chebukati
Chairman

ANNEXETURES

Annex 1: Litigations Against or Instituted by the Commission – 2016/2017

S/NO	REF NO.	CITATION	PETITIONER	RESPONDENT
1	IEBC/CP/1/2016	NAIROBI HC PETITION NO 58/2016	NEW VISION KENYA KENYA DIASPORA ALLIANCE	IEBC DIRECTOR OF IMMIGRATION AG
2	IEBC/CP/2/2016	NAIROBI HC PETITION NO 66/2016	HENRY NJENGA MBOTE	IEBC
3	IEBC/CP/3/2016	NAIROBI HC PETITION NO 85/2017	JENIFFER SHAMALLAH	IEBC LSK
4	IEBC/CP/4/2016	MURANGA PET 1 OF 2016	RICHARD NJOROGE MBUTHIA	IEBC
5	IEBC/CP/5/2016	HOMA BAY PET 2 OF 2016	RICHARD OUMA OGINDO & 7 OTHERS	IEBC, AG
6	IEBC/CP/6/2016	NAIROBI CP 118 OF 2016	THE COUNTY ASSEMBLY FORUMS	IEBC, AG
7	IEBC/CP/7/2016	MALINDI CP NO 9 OF 2016	RASHID HAMID AHMED, ALI BAKARI MOHAMED	IEBC
8	IEBC/CP/8/2016	NAIROBI CP 161 OF 2016	OKIYA OMTATA OKOITI , NYAKINA WYCLIFFE GISEBE	IEBC
9	IEBC/CP/10/2016	NAKURU CP 169 OF 2016	FERDINAND NDUNGU WAITITU, MOSES KURIA, DENNIS WAWERU & 2 OTHERS	AG, RAILA AMOLO ODINGA, KALONZO MUSYOKA, MOSES WETANGULA & 2 OTHERS
10	IEBC/CP/9/2016	NAKURU CP 19 OF 2016	LTDDIYAN LEKANOI & 19 OTHERS	IEBC & 3 OTHERS
11	IEBC/CP/11/2016	NAIROBI PET 207 OF 2016	MAINA KIAI, KHELEF KHALIF, TIROP KITUR	IEBC, AG
12	IEBC/CP/12/2016	GARISSA HC PET 4 OF 2017	MOHAMED ABIKAR	IEBC, AG, CS INTERIOR & COORDINATION OF NATIONAL GOVERNMENT
13	IEBC/CP/13/2016	NAKURU HIGH COURT PET 38 OF 2016	FILAX SEMBU BONIFACE OTI GECHUCHO & 7 OTHERS	IEBC
14	IEBC/CP/14/2016	NAIRIBI HC 366 OF 2017	ISAAC ALUOCH ALUOCHIER	IEBC

S/NO	REF NO.	CITATION	PETITIONER	RESPONDENT
15	IEBC/CP/15/2016	NAIROBI HC PET 380 OF 2017	NATIONAL RAINBOW COALITION OF KENYA	IEBC, RPP, AG, PNU
16	IEBC/CP/16/2016	GARISSA HC PET 8 OF 2017	AHMED ISMAIL ADAN & 9 OTHERS	AG, IEBC & 4 OTHERS
17	IEBC/CP/17/2016	NAIROBI HC PET NO 415 OF 2016	COLLINS KIPCHUMBA TALLAM	AG, IEBC
18	IEBC/CP/18/2016	NAIROBI MILIMANI PET NO 460 OF 2016	ABDI BARE DAGANE ALI FOLI ABDI	IEBC & 6 OTHERS
19	IEBC/CP/19/2016	NAIROBI PET 521 OF 2016	NANCY SYPROSE AUMA STEPHEN OWINO ORIEMA	IEBC
21	IEBC/CP/21/2016	GARISSA PET NO 9 OF 2016	RASHID GARANE DAHIR & ABDI AHMED ABDI	IEBC
22	IEBC/CP/22/2016	NAIROBI HC PET 426 OF 2016	ALL WAR HEROES & 24 OTHERS	IEBC
23	IEBC/CP/23/2016	KERICHO PET NO 13 OF 2016	PETER LANGAT & 9 OTHERS (OGIEK COMMUNITY)	IEBC
24	IEBC/CP/24/2016	NAIROBI HIGH COURT PET 30 OF 2016	ISAAC ALUOCH ALUOCHIER	IEBC

2017 LITIGATIONS

1	IEBC/CP/01/2017	NAIROBI CP NO 19 OF 2017	KATIBA INSTITUTE	IEBC
2	IEBC/CP/02/2017	NAIROBI CP NO 16 OF 2018	BADO MAPAMBANO TRUST	IEBC, AG & OTHERS
3	IEBC/CP/03/2017	KIAMBU PET 7 OF 2017	DR SAMUEL THINGURI	IEBC & ANOR
4	IEBC/CP/04/2017	NAIROBI CP NO 421 OF 2017	MERSILINE AWUOR ONYANGO	IEBC , REGISTRAR OF PERSONS, AG
5	IEBC/CP/05/2017	NAKURU PET 5 OF 2017	JOSEPH MALINDA	IENC, AG
6	IEBC/CP/06/2017	NAIROBI HCC PET NO 56 OF 2017	COUNCIL OF COUNTY GOVERNORS	IEBC & AG
7	IEBC/CP/07/2017	NAIROBI CP NO 60 OF 2017	SHADRACK KINYANJUI WAMBUI	IEBC
8	IEBC/CP/08/2017	KERUGOYA CP 2 OF 2017	JOSEPH NYACHA KARANI	IEBC
9	IEBC/CP/09/2017	NAIROBI CP 68 OF 2017	OKIYA OMTATAH	JUBILEE PARTY, WIPER PARTY, MAENDELEO CHAP CHAP
10	IEBC/CP/10/2017	NAIROBI PET 74 OF 2017	ALI WARIO & 6 OTHERS VS IEBC	IEBC & OTHERS
11	IEBC/CP/11/2017	NAIROBI CP 71 OF 2017	KENYA DIAPORA ALLIANCE & 3 OTHERS	IEBC & AG
12	IEBC/CP/12/2017	NAIROBI CP 69 OF 2017	MULIALIA OKUMU	IEBC & AG

S/NO	REF NO.	CITATION	PETITIONER	RESPONDENT
13	IEBC/CP/13/2017	MERU PET 8 OF 2017	ISAIAH GITHINJI	PETER MUNYU, IEBC & 3 OTHERS
14	IEBC/CP/14/2017	NAIROBI PET 129 OF 2017	OKIYA OMTATAH	IEBC & KPMG
15	IEBC/CP/15/2017	NAIROBI CP 127 OF 2017	KENNETH OTIENO	IEBC & AG
16	IEBC/CP/16/2017	KERUGOYA HCC 4 OF 2017	PURITY MADRINE WANGUI	JOSEPH NDATI , IEBC, AG & OTHERS
17	IEBC/CP/17/2017	NAIROBI HCP 142 OF 2017	OKIYA OMTATAH	AG, IEBC & OTHERS
18	IEBC/CP/19/2017	NAIROBI CP 162 OF 2017	APOLLO MBOYA	AG, IEBC, DPP
19	IEBC/CP/20/2017	NAIROBI CP 168 OF 2017	KHELEF KHALIF & MAINA KIAI	IEBC & AG
20	IEBC/CP/18/2017	NAIROBI CP 159 OF 2017	WYCLIFFE KEN LUGWILI & 5 OTHERS	IEBC & ANOR
21	IEBC/CP/21/2017	NAIROBI CP 161 OF 2017	HUMAN RIGHTS AFRICA	IEBC, AG, RAILA AMOLO ODINGA
22	IEBC/CP/22/2017	NAIROBI CP 179 OF 2017	MAENDELEO CHAPCHAP	IEBC AG
23	IEBC/CP/23/2017	MALINDI PET 12 OF 2017	ANGAZA EMPOWERMENT NETWORK	IEBC & ANOR
24	IEBC/CP/24/2017	EMBU PET 1 OF 2017	ELIJAH NJERU GACHOKI & 7 OTHERS	IEBC & 17 OTHERS
25	IEBC/CP/25/2017	NAIROBI PET 186 OF 2017	FEDERAL PARTY & PDU	AG & IEBC
26	IEBC/CP/26/2017	NAIROBI CP 199 OF 2017	SIMON MABISI MASINDE & MICHELLE NDUTA GICHARU	IEBC & RPP
27	IEBC/CP/27/2017	NAIROBI PET 195 OF 2017	CAROLI OMINDI	IEBC & RPP
28	IEBC/CP/28/2017	NAIROBI PET 215 OF 2017	BONIFACE MWANGI & UKWELI PARTY	IEBC
29	IEBC/CP/29/2017	NAIROBI PET 150 OF 2017	ABDALLA JUMA	IEBC, ODM, & ALI HASSAN JOHO
30	IEBC/CP/30/2017	MURANGA PET 267 OF 2017	JACKSON KIROKO NDEGWA	IEBC, EACC , & MWANGI WA IRIA
31	IEBC/CP/31/2017	NAIROBI PET 222 OF 2017	PATU OLE NAIKUNI	IEBC & 4 OTHERS
32	IEBC/CP/32/2017	NAIROBI HCC PET 266 OF 2017	JOHN ORWA	IEBC & ANOR

S/NO	REF NO.	CITATION	PETITIONER	RESPONDENT
33	IEBC/CP/33/2017	NAIROBI PET 214 OF 2017	NAZLIN UMAR	IEBC & ORPP
34	IEBC/CP/34/2017	KISUMU CPM 9 OF 2017	TITUS AAKA & 2 OTHERS	IEBC
35	IEBC/CP/35/2017	NAIROBI PET 182 OF 2017	JACK MAKUNGU MUMALO	IEBC & ANOTHER
36	IEBC/CP/36/2017	MERU HCC PET 13 OF 2017	FRANKLIN MITHIKA LINTURI	IEBC, RO MERU
37	IEBC/CP/37/2017	NAIROBI CP 124 OF 2017	NETO ADHOLA	IEBC & ANOTHER
38	IEBC/CP/38/2017	NAIROBI CP 305 OF 2017	KENNEDY ONGAGA MORANDE	IEBC & EACC
39	IEBC/CP/39/2017	KERICHO HCC 4 OF 2017	ONDIEK NYARO	IEBC & PAUL CHEPKWONY
40	IEBC/CP/40/2017	NAKURU HCC PET 23 OF 2017	NKAURAKI LESIDAI & 42 OTHERS	IEBC & JUBILEE PARTY
41	IEBC/CP/41/2017	NAIROBI PET 307 OF 2017	GEORGE OMONDI OKOTH	IEBC & OTHERS
42	IEBC/CP/42/2017	NAIROBI PET 321 OF 2017	STEPHEN WACHIRA KARANI	IEBC, AG & JUBILEE
43	IEBC/CP/43/2017	NAIROBI PET 328 OF 2017	NATIONAL SUPER ALLIANCE	IEBC
44	IEBC/CP/44/2017	NAIROBI PET 317 OF 2017	CHARLES NDUNGU MWANGI	IEBC
45	IEBC/CP/45/2017	NAIROBI PET 331 OF 2017	WAHOME NDEGWA	IEBC
46	IEBC/CP/46/2017	NAIROBI PET 241 OF 2017	CECIL JAMES OYUGI	IEBC
47	IEBC/CP/47/2017	HOMABAY HC MISC 33 OF 2017	HOMABAY COUNTY CITIZENS ASSOCIATION	IEBC & AG
48	IEBC/CP/48/2017	NAIROBI PET 341 OF 2017	ABDI HUSSEIN ABDI & 3 OTHERS	IEBC
49	IEBC/CP/49/2017	HOMABAY CP NO 20 OF 2017	ODHIAMBO MATITE	IEBC & AG
50	IEBC/CP/50/2017	NAIROBI PET 345 OF 2017	ADAM BARISSA DHIDHA & 4 OTHERS	IEBC, AG
51	IEBC/CP/51/2017	NAIROBI CP 360 OF 2017	JOEL KIPRONO ROP	IEBC
52	IEBC/CP/52/2017	NAIROBI PET 18 OF 2017	NATIONAL SUPER ALLIANCE	IEBC, IG & 2 OTHERS
53	IEBC/CP/53/2017	NAIROBI CP 364 OF 2017	STEPHEN HAART OUMA ARUNDA	IEBC

S/NO	REF NO.	CITATION	PETITIONER	RESPONDENT
54	IEBC/CP/54/2017	NAIROBI PET 362 OF 2017	MOHAMMED IBRAHIM	IEBC
55	IEBC/CP/56/2017	NAIROBI CP 3 OF 2016	OKIYA OMTATAH	IEBC
56	IEBC/CP/57/2017	NAIROBI CP 3 OF 2017	AFRICA CENTRE FOR GOVERNANCE & GLADWELL OTIENO	IEBC & 3 OTHERS
57	IEBC/CP/55/2017	NAIROBI CP 366 OF 2017	GEORGE OMONDI	IEBC & ANOR
58	IEBC/CP/58/2017	NAIROBI PET 394 OF 2017	EACC	IEBC & MITHIKA LINTURI
59	IEBC/CP/59/2017	NAIROBI PET 382 OF 2017	EACC	IEBC, GRANTON SAMBOJA
60	IEBC/CP/60/2017	NAIROBI CP 401 OF 2017	FIDA K	IEBC, SPEAKER OF NATIONAL & AG
61	IEBC/CP/61/2017	NAIROBI CP 45 OF 2017	BONFACE KOOME & ANOR	IEBC, PETER MUNYA & 5 OTHERS
62	IEBC/CP/62/2017	ELDORET HCC PET 17 OF 2017	FRELIX KIPROP CHIRCHIR	IEBC, RO SOY
63	IEBC/CP/63/2017	NAIROBI CP 409 OF 2017	NGEC	IEBC
64	IEBC/CP/64/2017	NAIROBI CP 29 OF 2017	SUNCTUS NDEGWE & 3 OTHERS	IEBC & JUBILEE PARTY
64	IEBC/CP/64/2017	NAIROBI CP 406 OF 2017	JOHN MBUGUA	AG, IEBC & 5 OTHERS
65	IEBC/CP/65/2017	NAIROBI CP 411 OF 2017	PERPETUA MPONJIWA	IEBC & ODM
66	IEBC/CP/66/2017	NAIROBI CP 418 OF 2017	ZEBEDEO JOHN	IEBC
67	IEBC/CP/67/2017	NAIROBI CP 522 OF 2017	WOMEN CANDIDATES NETWORK KENYA	IEBC & AG
68	IEBC/CP/68/2017	NAIROBI CP 429 OF 2018	BRIAN ASIN	IEBC, MALOBA AMALEMBA, M&A LAW CHAMBERS
EMPLOYMENT MATTERS				
2016				
1	IEBC/IC/1/15	KERICHO EMPLOY & LABOUR ELRC NO 13 OF 2016	LINER CHEBET NGENY	IEBC

S/NO	REF NO.	CITATION	PETITIONER	RESPONDENT
2	IEBC/IC/2/16	NAIROBI EMPLY & LABOUR COURT CAUSE 1709 OF 2016	TONY WANYAMA OPICHO	IEBC
3	IEBC/IC/3/16	NAIROBI EMPLY & LABOUR COURT CAUSE 1710 OF 2017	LYDIA ONDISO AKUMU	IEBC
4	IEBC/IC/4/13	LABOUR & EMPLY COURT AT KISUMU CAUSE NO 53 OF 2017	ROBERT MASES , GIDEON MWAKI, PETER OKUONGO	
2017				
1	IEBC/IC/1/17	KERICHO EMPL & LABOUR COURT NO 1 OF 2017	ERIC CHERUIYOT	IEBC, PSC,AG, CHIEF OF STAFF& HEAD OF PUBLIC SERVICE
2	IEBC/IC/2/17	KERICHO EMPL & LABOUR COURT NO 2 OF 2018	RAYMOND KINYUA, EMILY THAARA NJUKI& ANOR	IEBC, AG, EMBU COUNTY GOVT, MARTIN WAMBORA
3	IEBC/IC//17	NAIROBI EMPLY & LABOUR CRT 1797 OF 2017	KENYA INDEPENDENT COMMISSION WORKERS	IEBC
PPOA/PPARB MATTERS 2016				
1	PPOA NO 93 OF 2016	PAARL MEDIA PTY A DIVISION OF NOVUS HOLDINGS LTD	AL GHURAR PRINT LTD	
2	PPOA NO 110 OF 2016	DITTEL LTD (KIEMS CASE)	IEBC	
PPOA/PPARB MATTERS 2017				
	IEBC/PPOA/1/2017	REPUBLIC OF KENYA IN THE PPARB APPLICATION 19 OF 2017	AVANTE INTERNATIONAL TECHNOLOGY INC	IEBC
	IEBC/PPOA/2/2017	PPARB NO 24 OF 2017 NO 24 OF 2017	MEDIA EDGE INTERACTIVE LTD	IEBC
	IEBC/PPOA/3/2017	PPOA NO 50 OF 2017	TRANSCEND MEDIA GROUP.	IEBC
	IEBC/PPOA/4/2017	PPOA NO 44 OF 2017	PROSECATE PROMOTIONS SUPPLIES LTD.	IEBC, UNIPRINT LTD , OKIYA OMTATA OKOITI
	IEBC/PPOA/5/2017	PPOA NO 63 OF 2017	TRANSCEND MEDIA GROUP	IEBC, SCANAD KENYA

Annex 2: Cases Investigated and Prosecuted 2016/17

S/NO	SUBJECT OF THE CASE	NATURE OF THE CASE	STATUS OF CASE
1.	Erick Musembi and Joseph Milo Mutuku	The accused were casual workers at Lower Eastern Region warehouse and were arrested and charged with the offence of stealing of Commission property (gas cylinders, Laptops).	Matter investigated. The case is ongoing at Machakos Law courts. Hearing will be on 14 th September, 2017.
2.	Joseph Kiragu Murage and Beth Waithera Muchiri (MCA Tigithi Ward)	The MCA for Tigithi Ward in Laikipia East Constituency together with a Voter Registration Assistant were arrested on 11 th March 2016 with a BVR Kit almost 30km from her representative Ward into Kieni East Constituency where they were registering and transferring voters. The file was prepared by the Investigation team from Commission headquarters together with CID officers from Nyeri. All prosecution witness statements were recorded by our officers and forwarded to the office of the ODPP but the ODPP Nyeri Region found no criminal culpability on the part of both accused persons despite the file having stayed pending perusal at his office for four months. One of the key witnesses was Mr. Peter Ndirangu Kuria the CEC Laikipia East Constituency who we have learnt recorded a further statement with the police without informing the Department of Investigations and Prosecution, who recorded his statement in the first place. This further statement which we were never privy to was used by the ODPP as a point of reference exculpating the suspect as a result of which prosecution file was closed with remarks no further action	The matter was forwarded to management for address. Case remains pending, awaiting a further statement from Mr. Peter Ndirangu Kuria on why he elected to change his statement earlier given to the Nyeri investigation officer.
3.	Hon. Edick Omondi Anyanga	A complaint was submitted on allegation that, the Honorable member submitted fake education document to be cleared to vie for Nyatike Constituency member of Parliament in the year 2013.	Matter pending under investigation by EACC and IEBC.

S/NO	SUBJECT OF THE CASE	NATURE OF THE CASE	STATUS OF CASE
4.	Kakamega Regional Election Coordinator	The Commission received an anonymous letter on allegation of corruption in the office of the Kakamega Regional Election Coordinator. The latter indicated that, he had contravened the Public Procurement and Disposal Act, 2015 by procuring gas cylinders, branding services of Constituencies offices, purchasing of printing papers, installation of door grills and occasioning conflict of interest in the region offices.	Report submitted to the office of CEO on 1 st September 2016, indicating that the Regional Election Coordinator had cleared his name against the allegations.
5.	Dispute between Mandera South and Lafey Constituencies	A letter from Abdi, Bashir & Company Advocates under instruction by his client Hassan Adan Khalif to ascertain the exact location of Deshang Alango Polling station. This was as a result of conflicts and inter – clashes between the residents of Lafey and Mandera South Constituencies causing death due to dispute over the ownership, struggle for water for human use and grazing. This affected the Voter Registration exercise after the Degodia and Garre clans confronted each other over Voter importation	The matter was forwarded to the DVREO for Action on 15 th February 2017. Pending for facts finding. Curiously, DVREO contends that this is not a matter for investigation and that in any event there was no request from the Region for investigations to be conducted.
6.	Kirui Khalif Kiprotich	The accused was arrested on 23 rd December 2016 at around 1930hrs along Enterprise road about 500 meters from the Commission National Warehouse while in possession of two EVID laptops, by a joint Team of Commission investigation and Flying Squad.	Case ongoing at Milimani Law Courts.
7.	Kajiado East/Central Constituencies	The Commission received a complaint from members of public and political leaders from Kajiado County. They alleged that some politicians who are non-local are ferrying voters to the County in Lorries and Buses in a bid to transfer votes from Mt. Kenya and Machakos Region to Kajiado County. They were accusing the Kajiado East and Central Constituencies Election Coordinators	Investigation was conducted and the Chairman and the CEO of the Commission visited the said Constituencies based on the investigation report and sufficiently addressed the issues on 3 rd February 2017.

S/NO	SUBJECT OF THE CASE	NATURE OF THE CASE	STATUS OF CASE
		for being biased and siding with political leaders from one divide.	
8.	Commission's office break (DLPA office)	The Director Legal and Public Affairs alleged that she closed her office safely on 13 th January 2017 and proceeded home. That on the 16 th January 2017 when she reported to work, she found that the lock of her office was loose and she suspected it may have been interfered with.	Investigation was conducted and the following findings were made: i. The lock handle was very loose but the key lock to the office was intact. ii. Since the matter was reported, nothing has been established as missing /stolen from the office of the Director Legal and Public Affairs iii. No signs of breakage to the office detected. The following recommendation were made and the CEO directed as follows: i. The caretaker to replace the faulty door locking system. ii. Installation of CCTV cameras in all the floors occupied by IEBC for surveillance
9.	Bungoma County	On the 2 nd June 2017 all the Gubernatorial Candidates in Bungoma County were presenting their nomination papers to the Returning officer Bungoma County. They were scheduled for nomination at deferent interval. ODM, Jubilee and Ford Kenya candidates were supposed to appear for nomination in the afternoon. The Jubilee candidate Governor Lusaka presented his papers followed by Ford Kenya candidate Wycliff Wangamati. Supporters of Ford Kenya and Jubilee had an unfriendly encounter at the entrance of the IEBC Bungoma County offices and in the ensuing meree damaged the gates but security officers managed to disperse them. Later at around 2.00pm near Posta Grounds, about 500 youth wearing Ford Kenya T-shirts attacked Jubilee supporters with stones while they were proceeding to Posta Grounds	The Electoral Code of Conduct Enforcement Committee fined Both parties were fined Kshs. 1,000,000.

S/NO	SUBJECT OF THE CASE	NATURE OF THE CASE	STATUS OF CASE
		venue where Jubilee Party had organized a rally. The convoy of the Governor and his Deputy was also attacked and the Governor's motor vehicle damaged. During the commotion, the Deputy Governor's car landed into a ditch after the driver reserved to avoid the contact with the attackers. As he was guarded by his security details, his personal body guard accidentally shot a middle aged woman who was selling fruits by the roadside. Unfortunately the woman succumbed to injuries. Security officers dispersed the supporters where after the Ford Kenya team proceeded to Sirisia for a rally while the Jubilee team moved to Posta Ground venue for their rally.	
10.	Ibrahim Ahmed Haji and 2 others	The accused were arrested on 11 th February 2017 at a Hotel in Eastleigh while registering/ transferring voters from other Constituencies to Mandera North Constituency. They were arrested while in possession of a document purporting to be a voters Register together with other assorted IEBC documents and several copies of ID cards.	The case investigated and matter is ongoing at Milimani Law Court. Five witnesses have since testified.
11.	NYS Biometric Registration Kit incident	Two NYS officers were arrested on 13 th February 2017 and taken to Runda Police station on allegation of registering voters using the IEBC BVR Kit.	On 14 th February 2017, the matter was addressed by the PS Public Service, DCI, CORD and IEBC. NYS owned the kits and explained the process which they were undertaking to register their cohort. Therefore they disowned the relationship between IEBC Voter Registration and NYS cohort Biometric registration. The matter resolved through multi – stakeholder engagement.
12.	Mbalambala Constituency	A Complaint was received from the Member of Parliament for Mbalambala dated 13 th February 2017 that, vite one senior police officer who is the NEP Regional	The matter was dismissed for lack of sufficient evidence.

S/NO	SUBJECT OF THE CASE	NATURE OF THE CASE	STATUS OF CASE
		Coordinator is using States organs and Resources to campaign for his son who is an aspirant for Mbalambala parliamentary seat	
13.	Garissa Town Constituency	Chege and Kimani Advocates presented a complaint on allegation on 9 th February 2017 that, the REC Garissa Region is conducting Mass Voter Registration with bias.	The matter was dismissed for lack of sufficient evidence.
14.	Wajir Region	A complaint was received from an Aspirant in Mandera North Constituency that, on 18 th March 2017 alleging that at Wajir IEBC Regional office, Commission employees were found undertaking massive transfer of voters.	Urgent investigation has been launched to ascertain the matter.

Annex 3: Arbitration of Disputes Arising From Electoral Code of Conduct

S/NO.	CASE NUMBER	PARTIES	DECISION
1.	IEBC/ECCC/1/2017	Hon. Ken Lusaka Vs Wycliffe Wangamati	Both parties were fined Kshs. 1,000,000.
2.	IEBC/ECCC/2/2017	Hon. Jesica Nduku Mbalu Vs Prof. Philip Kaloki	The accused was fined kshs. 500,000
3.	IEBC/ECCC/3/2017	Thomas Makori Hamed Getange Vs Steve Mbogo Ndwiga	The complaint was dismissed for lack of merit.
4.	IEBC/ECCC/4/2017	Erick Onyango Vs Netto Adhola	The accused was fined kshs. 250,000. He defaulted and was disqualified.
5.	IEBC/ECCC/5/2017	Kavore Kariuki Vs Nixon Korir	The complaint was dismissed for want of prosecution.
6.	IEBC/ECCC/6/2017	Benson O Ong'onge Vs Fredrick Onyango Okeyo	The accused was fined kshs 100,000 within 48 hours. The accused was directed to refrain from acts of violence towards the complainant and his supporters.
7.	IEBC/ECCC/7/2017	Raphael Musyoki Vs PerisAyuma	The commission issued a formal warning to the accused and ordered that all offensive posters and banners be brought down.
8.	IEBC/ECCC/8/2017	John Ngari Wainaina vs Joseph Wambugu	The commission issued a formal warning and ordered that the accused to refrain from using abusive language.
9.	IEBC/ECCC/9/2017	Milka Chelangat Vs Jonas Kuko and Lawrence Mukose	The complaint was withdrawn They were directed to have a peace agreement.
10.	IEBC/ECCC/10/2017	Ken odhiambo vs John Agwenge and Dorine Aoko	Dismissed for want of prosecution
11.	IEBC/ECCC/11/2017	Kenya Urban Roads Authority vs Paul Ndungu Irungu	The complaint was withdrawn by the complainant
12.	IEBC/ECCC/12/2017	Rose Atieno Ogolla vs Francis Obingo Were	The complaint was dismissed for want of prosecution
13.	IEBC/ECCC/13/2017	Hon. Zacharia Okoth obado vs Hon. George Mbogo Ochilo Ayako	The complaint was dismissed by an order of the High Court
14.	IEBC/ECCC/14/2017	Hon. Zacharia Okoth obado vs George Mbogo Ochilo Ayako	The complaint was dismissed by an order of the High Court
15.	IEBC/ECCC/15/2017	Joseph Kimenya Mutuku Vs Muasa Benson Mbindye	The complaint was withdrawn by the complainant
16.	IEBC/ECCC/16/2017	Peter Kinyua vs Kimani Ngujiri Onesmus	The complaint dismissed for want of prosecution.
17.	IEBC/ECCC/17/2017	Florence Kajuju vs Kawira Mwangaza	The accused was ordered to desist from perpetuating broadcasts meant to incite the public against the complainant.
18.	IEBC/ECCC/18/2017	Eng. Nicholas Gumbo vs ODM party	The complainant withdrew the complaint.

S/NO.	CASE NUMBER	PARTIES	DECISION
19.	IEBC/ECCC/19/2017	Fredrick Hussein vs Robert Momanyi	The accused was fined kshs. 250,000 A formal warning was issued to the accused Accused was ordered to remove all posters and campaign materials bearing jubilee party colours and the jubilee party presidential candidate and his deputy and the jubilee party gubernatorial candidate.
20.	IEBC/ECCC/20/2017	Hon.Ochilo Ayako vs Hon. Zacharia Okoth Obado	The complaint was dismissed by an order of the High Court
1.	IEBC/ECCC/21/2017	Hon. Paul Koinange Vs Kariri Njama	The accused was fined kshs. 200,000 The accused bring down all infringing posters within 24 hours.
2.	IEBC/ECCC/22/2017	Allan Juma Masika Vs Hon. Elizabeth Ongoro and Hon. Tom J. Kajwang'	The case was dismissed for lack of merit.
3.	IEBC/ECCC/23/2017	Edith Gathoni Vs Mwaura Denis	The accused was fined kshs. 50,000 The accused was warned and ordered to desist from branding his campaign materials bearing the jubilee party presidential candidate. The accused was directed to remove all offensive posters within 24 hours.
4.	IEBC/ECCC/24/2017	Ibrahim Memba Vs Moses Akaranga	The accused was fined kshs. 500,000 The accused was directed to remove offensive posters within 72 hours. The accused was ordered to adhere to the code of conduct.
5.	IEBC/ECCC/25/2017	Christopher Obiero Vs Francis Obingo Were	The accused was fined kshs. 50,000 payable within 48 hours. A formal warning was issued to the accused against branding his posters and campaign materials with the photograph of the ODM presidential candidate. The accused was ordered to bring down all campaign materials bearing the photograph of the ODM presidential candidate.
6.	IEBC/ECCC/26/2017	Ruweida Obo Vs Hon. Monica Muthoni Marubu	A stern warning was issued to Monica Marubu The accused was directed to remove all offending posters and campaign materials within 24 hours. The accused was fined kshs. 350,000
7.	IEBC/ECCC/27/2017	Hon. Monica Muthoni Marubu Vs Ruweida Obo	The complaint was dismissed Both parties were directed to conduct peaceful campaigns devoid of intimidation, violence or reprisal and adhere to the code of conduct.

S/NO.	CASE NUMBER	PARTIES	DECISION
8.	IEBC/ECCC/28/2017	Richard Maoka Maore Vs Julius Tuitumu	The accused was fined kshs. 250,000 payable within 48 hours Accused was ordered to remove all offensive posters, banners bearing the Jubilee party colours and photographs of the jubilee party presidential candidate and his running mate.
9.	IEBC/ECCC/29/2017	Peter Ngugi Ndonyi Vs Nderitu Muriithi	The accused was fined kshs. 500,000 He was ordered to remove offending posters and banners
10.	IEBC/ECCC/30/2017	J. M. Mathenge Vs Hon. Joshua Irungu	The complaint was dismissed. Accused is directed to conduct peaceful campaigns and ensure adherence to the Electoral code of conduct.
11.	IEBC/ECCC/31/2017	Mercy Gakuya Vs Hon. John Njoroge	The accused was fine kshs. 250,000 A stern warning was issued to the accused to refrain from putting up any offensive posters.
12.	IEBC/ECCC/32/2017	David Wesonga Vs Caren Ajwang	The complaint was dismissed for lack of merit.
13.	IEBC/ECCC/33/2017	Benter Otieno Vs Martin Oginda	The complaint was dismissed for want of prosecution.
14.	IEBC/ECCC/34/2017	Fredrick Osewe Bonyo Vs Dishon Odere	The accused was ordered to refrain from acts of violence The accused was ordered to pay a fine of kshs 30,000.
15.	IEBC/ECCC/35/2017	Joshua Mbithi Mwalyo Vs Ken Makali	The accused was fined kshs. 100,000. He defaulted and was disqualified.
16.	IEBC/ECCC/36/2017	Carolyn Kinyiri Vs Omonyi Maranga Simeon	The accused was fined kshs. 50,000
17.	IEBC/ECCC/37/2017	Omuocha felix Vs Vitalis Otieno	The accused was fined kshs. 20,000 The accused was ordered to bring down all infringing campaign materials.
18.	IEBC/ECCC/38/2017	Sylvester Otieno Olwanda Vs Gabriel Maunda	The complaint was dismissed for lack of merit.
19.	IEBC/ECCC/39/2017	Aloice Ager Vs Jacktone Ranguma	The complaint was dismissed. The complainant is given stern warning against destroying and defacing accused posters.
20.	IEBC/ECCC/40/2017	Peter Kibet Chepkong VS Zedekiah Kiprop Bundotich	The accused was fined kshs. 500,000 payable within 48 hours He was ordered to bring down all the campaign materials bearing the jubilee Party presidential candidate.
21.	IEBC/ECCC/41/2017	Antony Njuguna Njui vs John Mbugua Honest	The accused was ordered to pull down offensive posters within 24 hours. A stern warning was issued to the accused to refrain from putting up

S/NO.	CASE NUMBER	PARTIES	DECISION
			any offensive posters.
22.	IEBC/ECCC/42/2017	Hon. Peter Mungai Mwathi Vs Eng. John Kiragu Chege	The accused was ordered to pull down offensive posters within 24 hours. The accused was warned against putting up offensive campaign materials.
23.	IEBC/ECCC/43/2017	Hon. Elizabeth Ongoro vs T. J Kajwang'	The accused was fined kshs. 500,000 payable within 24 hours.
24.	IEBC/ECCC/44/2017	Hon. Moses Kirima vs Hon. Gideon Mwiti Irea	The accused was fined kshs. 250,000 A formal warning was issued to the accused He was further directed to remove the offensive posters.
25.	IEBC/ECCC/45/2017	Benson Muriithi Njue vs Ruku Geoffrey	The accused was ordered to bring down all infringing campaign materials The accused was ordered to pay a fine of kshs 250,000
26.	IEBC/ECCC/46/2017	John Kariuki Ndirangu Vs Simon Ngungi Muigai	The accused was fined kshs. 250,000 The accused to remove all infringing posters within 24 hours.
27.	IEBC/ECCC/47/2017	Newton Khaki vs Joseph Opiyo	The accused was fined kshs. 100,000 to be paid within 48 hours. A formal warning was issued to the accused and ordered to abide by the Electoral code of conduct.
28.	IEBC/ECCC/48/2017	Agness Waithera Njeri vs Erick Karani Giture.	The complaint was dismissed for lack of merit.
29.	IEBC/ECCC/49/2017	Mark Muyaka, Samson Wekulo and Kennedy Wasike vs John M. Ngobe	The complaint was dismissed for lack of merit. A formal warning was issued.
30.	IEBC/ECCC/50/2017	Simon Mwangi Kamau vs Joel Bundi	The complaint was dismissed for lack of merit.
31.	IEBC/ECCC/51/2017	Ritho Kevin vs Odhiambo Cyrus Omondi and Wairiri Peter Kimura.	Dismissed for want of prosecution.
32.	IEBC/ECCC/52/2017	Isaak Mwangi Kamote Waciama vs Michael Irungu Chege	The accused was ordered to bring down all infringing campaign materials The accused was ordered to pay a fine of kshs 50,000
33.	IEBC/ECCC/53/2017	Bodo Duncan Odhiambo vs Muturi Gachugi.	The complaint was dismissed for lack of merit.
34.	IEBC/ECCC/54/2017	Mohammed Mohammud Ali vs Ukur Yattani	Both parties were fined kshs. 1,000,000 and kshs. 3,000,000 respectively. Both parties were suspended from campaigning Supporters of both parties were to maintain a distance of 400m from the Marsabit County tallying centre.

S/NO.	CASE NUMBER	PARTIES	DECISION
35.	IEBC/ECCC/55/2017	Hon. Ali Roba Ibrahim vs Hon. Hassan Noor Hassan	First accused was fined kshs. 1,000,000. Second accused was fined kshs. 3,000,000. Both the accused persons were ordered to desist from using abusive language. The accused persons challenged the decision of the Committee in the High Court through order of the stay of judgment.
36.	IEBC/ECCC/56/2017	Hon Ken Lusaka vs Wycliffe Wangamati	The complaint by Lusaka was dismissed for lack of merit Hon. Ken Lusaka was fined kshs. 1,000,000 and all campaigns banned for both parties.
37.	IEBC/ECCC/57/2017	Jacktone Ranguma vs Prof. Anyang Nyongo	The complaint was dismissed for lack of merit.
38.	IEBC/ECCC/58/2017	Francis T Kimemia Vs Daniel Waitthaka Mwangi	The complaint was dismissed for lack of merit.
39.	IEBC/ECCC/59/2017	Hon. Charity Kaluki Ngilu vs Dr. Julius Malombe	The complaint was dismissed for want of prosecution.
40.	IEBC/ECCC/60/2017	John Kamau Githinji vs Benson Kamau King'ara	The complaint was dismissed for want of prosecution
41.	IEBC/ECCC/61/2017	Levy Ochieng vs Benny Pete Iko and Kennedy Odondi	The complaint was dismissed for want of prosecution
42.	IEBC/ECCC/62/2017	Francis Mburu Machua vs Gabriel Kago Mukuha	The complaint was dismissed for want of prosecution
43.	IEBC/ECCC/63/2017	Paul Gitahi Mwaura VS Martha Wanjira Wangari	The complaint was dismissed for want of prosecution
44.	IEBC/ECCC/64/2017	Mercy Gakuya vs John Njoroge	The accused was ordered to bring down the offending posters and other related campaign materials in 6 hours.
45.	IEBC/ECCC/65/2017	John Omondi Umidha vs Charles Odunga	The complaint was dismissed for want of prosecution
46.	IEBC/ECCC/66/2017	Sammy Ndungu Waita vs Anthony Mutahi	The accused was fined kshs. 250,000 The accused pull down all posters and campaign materials bearing photograph of the Jubilee party presidential candidate. The accused person did not comply with the order of the committee.
47.	IEBC/ECCC/67/2017	James Mwangi and John Kamau vs Paul Ngeche Wambaire	The complaint was dismissed for want of prosecution
48.	IEBC/ECCC/68/2017	Daniel Ondera Tresvant vs Oscar Omoke	The complaint was dismissed for want of prosecution
49.	IEBC/ECCC/69/2017	Eng. Mark Ogolla Nyamitta vs John Kobado	The accused was fined kshs. 250,000. The accused was found guilty of using the portrait of NASA coalition leader. The accused was ordered to bring

S/NO.	CASE NUMBER	PARTIES	DECISION
			down campaign posters and banners bearing the portrait of NASA flag bearer The committee lacked sufficient evidence for destruction and defacing the complainant's posters. The accused person did not comply with the order of the committee.
50	IEBC/ECCC/70/2017	Victor Oluoch Omwako vs Robert Mutie Luvai	The complaint was dismissed for want of prosecution
51.	IEBC/ECCC/71/2017	Ruweida Obo Mohamed vs Monica Muthoni Marubu	The accused was fined kshs. 500,000.

Annex 4: Commission Gazette Notices

S/No.	GAZETTE NOTICE	DATE	VOLUME NO.
1.	Addendum Nominated Candidates for 8 th August General Election.	14/7/17	VOL CXIX-NO. 95
2.	Certifying that the revision of the register of voters has been completed for purposes of the 8 th August General Election	27/6/17	VOL CXIX-NO. 84
3.	Corrigenda appointment of County and Constituency Returning Officer for 8 th August General Election	7/7/17	VOL CXIX-NO. 79
4.	Notice of Submission of Party List	12/6/17	VOL CXIX-NO. 76
5.	Availability of the register of voters for verification	10/5/17	VOL CXIX-NO. 60
6.	Appointment of Constituency and County Returning Officer for the 8 th August General Election	5/5/17	VOL CXIX-NO. 58
7.	-Tallying Centers for August 2017 General Election -Voter Polling Station for 8th August General Election	8/7/17	VOL CXIX-NO. 86
8.	-Appointment of Deputy County and Constituency Returning Officer. -Corrigenda appointment of County and Constituency Returning for the General Election	26/5/17	VOL CXIX-NO. 67
9.	-Appointment of National Returning Officer -Availability of the register of voters for Kenyan citizens living outside the country for verification -Name and Symbols of Independent Candidate	19/5/17	VOL CXIX-NO. 65
10.	Persons Scheduled to Participate in the Party Primary for Jubilee Party	13/4/17	VOL CXIX-NO. 49
11.	Notice of Presidential Election, Member of National Assembly, County Governor, Member of the Senate , County Woman Member of the National Assembly, Member of the County Assembly Ward for 8 th August General Election	17/3/17	VOL CXIX-NO. 30
12.	-Suspension for continuous registration of voters -Appointment of Registration and Assistant Registration Officers for Kenyan Citizens residing outside Kenya	27/2/17	VOL CXIX-NO.26

S/No.	GAZETTE NOTICE	DATE	VOLUME NO.
	<ul style="list-style-type: none"> - Appointment of Registration and Assistant Registration Officers for Kenyan citizens in Kenyan prisons -Registration Centers for the registration of Kenyan citizens residing outside Kenya -Registration Centers to register Kenyans in prison 		
13.	Appointment of IEBC Chairperson and Commissioners	18/1/17	VOL CXIX-NO. 8
14.	Appointment of Constituency Registration and Assistant Registration Officers	18/1/17	VOL CXIX-NO.7
15.	Gazette Notice No. 6307 -Limits on contributions for Political Parties for the General Election scheduled to be held on 8th August 2017;	8/8/2016	Vol. CXVIII—No. 90
16.	Gazette Notice No. 6308-Expenditure Limits for Political Parties for the General Election scheduled to be held on 8th August 2017;	8/8/2016	Vol. CXVIII—No. 90
17.	Gazette Notice No. 6309- Limits on contributions for Political Party Candidates and Independent candidates for the General Election scheduled to be held on 8th August 2017;	8/8/2016	Vol. CXVIII—No. 90
18.	Gazette Notice No. 6310- Limits on expenditure for Political Party Candidates and Independent candidates for the General Election scheduled to be held on 8th August 2017;	8/8/2016	Vol. CXVIII—No. 90

Annex 5: Execution of Contracts with Service Providers – 2016/17

S/No	Contract
1.	Contract for the Supply and Delivery of Ballot Boxes
2.	Contract for the Supply and Delivery of Security Seals
3.	Contract for the Supply and Delivery of indelible markers pens
4.	Contract for the Supply and Delivery of branded note books
5.	Contract for the Supply and Delivery of Temper Proof Envelopes
6.	Contract for the Supply and Delivery of Election Forms
7.	Contract for the Supply and Delivery of Rubber Bands
8.	Contract for the Supply and Delivery of Stamp Pad Ink
9.	Contract for the Supply and Delivery of Stamp Pads
10.	Contract for the Supply and Delivery of branded ball point pens
11.	Contract for the Supply and Delivery of Gas Lamp Mantles
12.	Contract for the Supply and Delivery of Gas Lamps
13.	Contract for the Supply and Delivery of Reflective Jackets
14.	Contract for the Supply and Delivery of Badges
15.	Contract for the Supply and Delivery of Glue Sticks
16.	Contract for the Supply and Delivery of Posters
17.	Contract for the Supply and Delivery of Masking Tapes
18.	Contract for the Supply and Delivery of Sisal Twine
19.	Contract for the Supply and Delivery of Hacksaw Blades
20.	Contract for the Supply and Delivery of IEBC Manuals
21.	Contract for the Supply and Delivery of Marker Pens
22.	Contract for the Supply and Delivery of Polling Day Diary
23.	Contract for the Supply and Delivery of Rubber Stamps
24.	Contract for the Supply and Delivery of Woven Cotton Tapes
25.	Contract for the Supply and Delivery of Mailing Envelopes
26.	Contract for the Supply and Delivery of Banners
27.	Contract for the Supply and Delivery of Ballot Papers
28.	Contract For the Audit of the Register of Voters
29.	Contract for the SMS verification of voter details
30.	Contract for the Maintenance and Service Support for consumables of Copiers , Printers and Scanners
31.	Contract for the Supply and Delivery of Installation, Testing, and Commissioning of Wide Area Network & Dedicated Internet Services
32.	Contract for the Provision of collocation services for the data centre and disaster recovery site
33.	Contract for the Supply and delivery of PVC bags
34.	Contract for the supply and delivery of installation, testing, commissioning and support of the primary and secondary data centre equipment
35.	Contract for Oracle Database and Security Solutions.
36.	Contracts for the Supply, Delivery, Installation, Implementation and Commissioning of Network For result Transmission System.
37.	Contract for the Provision of BVR server infrastructure Maintenance and KIEMS infrastructure security monitoring solution
38.	Contract for Clearing and Forwarding and Transportation Services of Election and Educational Services.
39.	Contract for the Provision of Election Communication Call Centre.
40.	Contract for the Provision of Communication and Integrated Media Campaign consultancy Services

S/No	Contract
41.	Contract for The Acquisition of The National Tallying centre
42.	Contract for the Supply of printing Papers
43.	Contract For the Supply of Calculators
44.	Contracts for acquisition of motor vehicles with Toyota Kenya and CMC
45.	Insurance Contracts for Medical Cover, Group Personal Accident Cover and Group Life Assurance.
46.	Contracts for the supply of I pads, Mac book Laptops, accessories and provision of Third level Support
47.	Contract for the Supply of Oil and Petroleum products(Fuel Card Services)
48.	Contract for the Provision of Cleaning services

Annex 6: Youths in the Register of Voters

COUNTY CODE	COUNTY	2012/2013	2016/2017
001	MOMBASA	242880	329,919
002	KWALE	79994	134,198
003	KILIFI	162075	253,118
004	TANA RIVER	39310	61,690
005	LAMU	25860	33,943
006	TAITA TAVETA	49151	68,066
007	GARISSA	67301	94,369
008	WAJIR	71332	93,922
009	MANDERA	76058	106,529
010	MARSABIT	57026	75,846
011	ISIOLO	28211	38,838
012	MERU	220777	324,447
013	THARAKA - NITHI	67138	94,109
014	EMBU	99400	136,108
015	KITUI	125634	199,631
016	MACHAKOS	197859	276,200
017	MAKUENI	113999	172,982
018	NYANDARUA	114651	150,940
019	NYERI	147785	188,028
020	KIRINYAGA	114659	145,984
021	MURANG'A	179407	236,710
022	KIAMBU	459454	617,772
023	TURKANA	62348	87,304
024	WEST POKOT	62480	97,813
025	SAMBURU	31922	42,850
026	TRANS NZOIA	119399	165,728
027	UASIN GISHU	182641	242,866
028	ELGEYO/MARAKWET	68798	93,355
029	NANDI	134988	176,845
030	BARINGO	86794	119,684
031	LAIKIPIA	82322	117,323
032	NAKURU	372910	503,530
033	NAROK	146888	184,761
034	KAJIADO	179863	231,770
035	KERICHO	154864	198,744
036	BOMET	131265	166,408
037	KAKAMEGA	263668	348,364
038	VIHIGA	79440	112,171
039	BUNGOMA	199928	280,189
040	BUSIA	118258	174,186
041	SIAYA	138917	225,178
042	KISUMU	211688	302,956
043	HOMA BAY	158651	255,940
044	MIGORI	147718	210,013
045	KISII	206218	270,138
046	NYAMIRA	107901	132,577
047	NAIROBI CITY	1119048	1,351,832
048	DIASPORA	1343	1,681
049	PRISONS		2,760
	TOTAL	7,310,221	9,930,315

Annex 7: Liaison Between the Commission and Political Parties

ENGAGEMENT	TARGET	ACHIEVEMENT	DATES	VENUE
1. Consultative Workshop on Development of Political Party Nomination Rules	<p>Congregate key stakeholders to interrogate development of political party nominations rules.</p> <p>Deliberate on the Issue Paper on political party nomination guidelines</p>	<p>Engagement brought together Political Parties, Steering Committee of the Political Parties Liaison Committee, Kenya Law Reform Commission, Office of the Registrar of Political Parties and the Commission</p> <p>Deliberations on the Issue Paper on party nominations would be incorporated and the revised guidelines presented to the political parties for validation.</p>	27 th to 30 th November 2016.	Great Rift Valley Lodge, Naivasha
2. Consultative Workshop on Regulation of Election Campaign Expenses	Apprise Parties on their obligations under the Election Campaign Financing Act, 2011 in terms of, inter alia, managing contribution and expenditure accounts.	<p>55 fully registered Political Parties were in attendance.</p> <p>Political Parties subsequently submitted details of authorized persons mandated to manage expenditure accounts.</p>	5 th to 8 th December, 2016	Maanzoni Lodge, Machakos
3. Consultative workshop on proposed draft guidelines for Party nominations and draft party nomination regulations	Interrogation of the proposed draft guidelines for Party nominations and draft party nomination regulations for purposes of adoption.	Adoption of the guidelines for Party nominations.	23 rd January, 2017.	Laico Regency Hotel, Nairobi.
3. Review of Political Parties' Nomination Rules and Submission of Political Parties' Membership Lists	<p>Furnish Political Parties with the Commission's remarks on their party nomination rules.</p> <p>Guide political parties on the areas to be amended or clarified within the respective political party nomination rules.</p> <p>Guide Political Parties on the format to be adopted in submission of party membership lists.</p>	<p>47 Political Parties collected Commission's remarks on the rules.</p> <p>Commission provided guidance on the conduct of party primaries by the Commission.</p> <p>Political Parties subsequently submitted the amended nomination rules to the Commission.</p>	17 th March, 2017	Maanzoni Lodge, Machakos
4. Candidate Registration and	Training Parties representatives on use of CRMS	Parties successfully submitted the data to the	3 rd May, 2017	Lilian Towers

	ENGAGEMENT	TARGET	ACHIEVEMENT	DATES	VENUE
	Management System(CRMS) on how Parties will submit Party Candidates and Party Lists to the Commission		Commission via CRMS.		Nairobi Safari Club, Nairobi
5.	Sensitization Workshop for Party National Election Boards(NEBs) on preparation of Party Lists	Congregate NEBs in order to shed light on the legal requirements for preparation of party list and criteria for allocation of special seats.	Engagement brought on board members of the NEBs, National Gender and Equality Commission, Office of the Registrar of Political Parties and United Nations Development Program. Emerging concerns on party lists raised requiring direction from the Commission which direction was given. Guidelines developed and published vide Gazette Notice 5735 of 12 th June, 2017.	31 st May, 2017.	Crowne Plaza Hotel, Upper Hill, Nairobi
6.	Sensitization Workshop for Party Secretaries-General(SGs) on preparation of Party Lists	Apprise SGs on the legal requirements for preparation of party list and criteria for allocation of special seats.	Engagement brought on board SGs Emerging concerns on party lists raised requiring direction from the Commission which direction was given. Guidelines developed and published vide Gazette Notice 5735 of 12 th June, 2017.	20 th June, 2017.	Crowne Plaza Hotel, Upper Hill, Nairobi

Annex 8: IEBC Staff Distribution Categorized by Age-Groups 2016-2017

DIRECTORATE	AGE 18 -35		Total	AGE 36 - 45		Total	AGE 46 - 60		Total	Grand Total
	FEMALE	MALE		FEMALE	MALE		FEMALE	MALE		
CEO		1	1	1	1	2	1	3	4	7
GRADE 1					1	1				1
GRADE 2				1		1		2	2	3
GRADE 4		1	1					1	1	2
GRADE 6							1		1	1
Dir of Finance & Procurement	2	12	14	3	6	9	6	5	11	34
GRADE 3								1	1	1
GRADE 4				1	2	3		1	1	4
GRADE 5					1	1	1		1	2
GRADE 6	2	5	7	2		2	2	2	4	13
GRADE 7							1		1	1
GRADE 8		7	7		3	3	2	1	3	13
Dir of HR & Admin	10	20	30	9	36	45	13	28	41	116
GRADE 4					1	1	1	1	2	3
GRADE 5				2	1	3	2	2	4	7
GRADE 6	4	2	6	1	2	3	6	1	7	16
GRADE 7	2		2	1		1	1		1	4
GRADE 8	3	1	4	3		3	2	2	4	11
GRADE 9		11	11	1	24	25		19	19	55
GRADE 10	1	6	7	1	8	9	1	3	4	20
Dir of legal & Public Affairs	2	3	5	4	5	9	3	3	6	20
GRADE 3							1		1	1
GRADE 4				2	2	4	1	2	3	7

GRADE 5	1		1							1
GRADE 6		2	2	1	3	4	1		1	7
GRADE 8	1	1	2	1		1		1	1	4
Dir of Research & Development		1	1	2		2	2	1	3	6
GRADE 3							1		1	1
GRADE 4				1		1	1	1	2	3
GRADE 6		1	1							1
GRADE 7				1		1				1
Dir of Risk & Compliance	2	3	5	3	4	7		2	2	14
GRADE 3								1	1	1
GRADE 4				1		1				1
GRADE 5		1	1		2	2				3
GRADE 6	2	1	3	2	2	4		1	1	8
GRADE 8		1	1							1
Dir Voter Educatn & Partnership							1	2	3	3
GRADE 3								1	1	1
GRADE 4							1		1	1
GRADE 5								1	1	1
Dir Voter Reg and Elect oprtns	114	133	247	66	160	226	53	135	188	661
GRADE 3				1		1				1
GRADE 4		1	1	4	6	10	12	28	40	51
GRADE 5	5	15	20	19	90	109	34	97	131	260
GRADE 6	9	16	25	3	12	15		2	2	42
GRADE 8	100	101	201	39	52	91	7	8	15	307
Directorate of ICT	8	29	37	1	7	8		4	4	49

GRADE 3								1	1	1
GRADE 4					4	4				4
GRADE 5	1	1	2	1		1		1	1	4
GRADE 6	7	27	34		3	3				37
GRADE 7		1	1					2	2	3
Grand Total	138	202	340	89	219	308	79	183	262	901
Percentage Totals			37%			34%			29%	100%

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