



LEGAL NOTICE NO.

THE ELECTIONS ACT, 2011
(No. 24 of 2011)

IN EXERCISE of the powers conferred by section 109 of the Elections Act, 2011, the Independent Electoral and Boundaries Commission makes the following Regulations—

**THE ELECTIONS (PARTY NOMINATIONS AND PARTY LISTS)
(AMENDMENT) REGULATIONS, 2022**

Short title.

1. These Regulations may be cited as the Elections (Party Nominations and Party Lists) (Amendment) Regulations, 2022 and shall come into effect upon publication in the *Gazette*.

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2. Regulation 1 of the Elections (Party Primaries and Party lists) Regulations, 2017 is amended by deleting the word “**primaries**” and substituting therefor the word “**nominations**”
3. Regulation 2 of the Elections (General) Regulations, 2012, in these Regulations referred to as “the principal Regulations”, is amended –
 - (a) in the definition of “Election Board” by deleting the expression “primaries” appearing after the words “of party” and substituting therefor the expression “nominations”;
 - (b) in the definition of “party primary” by deleting the expression “primary” and substituting therefor the expression “nominations”
4. Regulation 3 of the principal Regulations is amended by deleting the word “primaries” appearing after the words “to party” and substituting therefor the word “nominations”

5. Regulation 4 of the principal regulations is amended by deleting the word “primaries” appearing after the words “of party” and substituting therefor the word “nominations”

6. Regulation 6 of the principal Regulations is amended

(a) by deleting sub regulation (2) and substituting therefor the following new sub regulation—

(2) The nomination rules and procedures under sub-regulation (1) shall provide for—

(a) the procedure a party intends to use in direct nomination for identifying aspiring candidates to stand for election in every electoral area;

(b) the procedure for the selection of delegates to participate in the indirect party nominations for identifying aspiring candidates to stand for election in every electoral area;

(c) the designated person(s) who shall issue nomination certificates to candidates after political party nominations;

(d) a mechanism for ensuring that every aspiring candidate meets the requirements of the law to stand for the respective position; and

(e) the conduct of nomination of party lists

(b) In sub-regulation (3) by deleting and substituting therefor with new sub-regulation (3) —

The nomination rules and procedures shall prescribe—

(a) method, procedure and criteria for conducting indirect party nomination that the party may employ;

(b) the functions of the body within the political party that shall be responsible for the conduct of the nominations; and

(c) internal party mechanisms for the resolution of disputes arising out of the nominations;

7. Regulation 7 of the principal regulations is amended in sub regulation (1) by deleting the word “primaries” appearing after the words “of party” and substituting therefor the word “nominations
8. Part II of the principal regulation is amended by deleting the heading of part II
9. Regulation 10 of the principal Regulations is amended
 - (a) in sub regulation (1) by deleting the word “primaries” appearing after the word “party” and before the word “and” and substituting therefor the word “nominations”
 - (b) in sub regulation (2) by deleting the word “primary” appearing before the words “venue of the party” and substituting therefor the word “nomination”
 - (c) in sub regulation (3) by deleting the word “primary” appearing before the words “conduct the party” and substituting therefor the word “nomination”
10. The principal Regulations are amended in regulation 13 by deleting the word “primary” appearing after the words “of the party” and substituting therefor the word “nomination”
11. Regulation 14 of the principal Regulations is amended by—
 - (a) In sub regulation (1) by deleting the word “primary” appearing after the words “before a party” and substituting therefor the word “nomination”
 - (b) In sub regulation (2) (c) by deleting the word “primaries” appearing immediately after the words “different for party” and substituting therefor the word “nominations”
12. Regulation 15 of the principal Regulations is amended in sub regulation (1) (c) is amended by inserting the term “Kenyan” immediately after the word “valid”.
13. Regulation 16 of the principal Regulations is amended—
 - (a) In the marginal note by deleting the word “primary” appearing after “of a party” and substituting therefor the word “nomination”

- (b) in sub regulation (1) by deleting the words “primary’ appearing after the words “A party” and substituting therefor the word “nomination”
- (c) in sub regulation (2) by deleting the words “primary’ appearing after the words “no party” and substituting therefor the word “nomination”
- (d) in sub regulation (4) by deleting the words “primary’ appearing after the words “of the party” and substituting therefor the word “nomination”

14. The principal Regulation 17 of the principal Regulations is amended in sub regulation (1) by deleting the words “primary” appearing before the words “or nomination” and substituting therefor the words “nomination”

15. Regulation 18 of the principal Regulations is amended—

- (a) In the marginal note by deleting the word “primaries” and substituting therefor the word “nominations”
- (b) In sub-regulation (1) by deleting the word “primary” appearing immediately after the words “of the party” and substituting therefor with the word “nomination”

16. Regulation 19 of the principal Regulations is amended—

- (a) In the marginal note by deleting the words “of nomination candidates” and substituting therefor with the words “in party nominations”
- (b) In sub-regulation (1) by deleting the word “primary” appearing immediately after the words “in a party” and substituting therefor with the word “nomination”
- (c) in sub-regulation (2) (c) by deleting the word “primary” appearing immediately after the words “to the party” and substituting therefor with the word “nomination”

17. Part III of the Principal Regulation is amended—

- (a) by deleting the heading of Part III
- (b) by deleting regulation 22
- (c) by deleting regulation 23

(d) by deleting regulation 24

(e) by deleting regulation 25

18. Regulation 27 of the principal Regulations is amended in sub-regulation (1) by deleting the word “primaries” appearing immediately after the words “to the party” and substituting therefor with the word “nominations”

19. Regulation 28 of the principal Regulations is amended

(a) by deleting the word “primary” appearing immediately before the words “and party nomination” and substituting therefor with the word “nomination”

20. The principal Regulations are amended in the schedule and amending the following forms in the schedule

(a) In Form 2 amend the heading by deleting the term “PRIMARY” appearing after the word “PARTY” and substituting therefor with the word “NOMINATION”

(b) In Form 5 amend the heading by deleting the term “PRIMARY” appearing after the word “PARTY” and substituting therefor with the word “NOMINATION”

(c) In Form 5 by deleting the word “primary” appearing immediately before the word “process” and substituting therefor with the word “nomination”

(d) In Form 5 by deleting the word “primary” appearing immediately before the word “was conducted” and substituting therefor with the word “nomination”