

# SISI KWA SISI PARTY OF KENYA



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# SISI KWA SISI PARTY OF KENYA

(SKS)

## NOMINATION RULES

DATED AT NAIROBI

30<sup>th</sup> March 2017



31<sup>st</sup> March 2017

## ***PART I***

### **INTRODUCTION**

1. These Rules shall be cited as the "Sisi Kwa Sisi Party of Kenya (SKS) Nomination Rules" hereafter referred to as the Rules".
2. These Rules shall govern the nomination of Party Candidates in respect of any election or by-elections to be held under the constitution of Kenya and the elections Act 2011
3. All party Candidates shall sign and honour the Pledge of Commitment in Form 1.

## ***PART II***

### **NATIONAL NOMINATIONS COMMITTEE AND NOMINATION**

4. The National Executive Council shall before the commencement of nomination procedures establish a National Nominations Board, which shall supervise and guide the nomination of Party Candidates. The said Board shall be headed by the director of elections.
5. The members of the board shall be populated by more than 2/3 of either gender, and shall be an odd number.
6. Wherever the need arises, County Branch Executive Committees shall before the commencement of nomination procedures and under the direction of the National Nominations Boards, establish County Nominations Board for Parliamentary and county Government Elections. Each Nomination Board shall consist of a Chairman four others all of whom shall be persons of good standing.
7. The National Nominations Board shall set a timetable for the completion of the nomination of Party candidates before any election or by- elections.

8. The National Nominations Board and the County Nomination Boards shall appoint officials or agents to assist in the conduct of the Nomination of Party candidates.
9. Voting for the nomination of Party candidates shall be by secret ballot or any other agreeable method approved by the National Executive Council. Only card holding party members shall participate in the nominations.

#### 10. ***PART III***

### **NOMINATION OF PRESIDENTIAL CANDIDATE**

11. Any party member who satisfies the constitutional requirement for contesting the presidency is eligible to contest the party nomination for presidency.
12. The chairman of the National Nominations Board shall forward the name of the Presidential candidate to the National Executive Council. The presidential candidate shall then be issued with a certificate of Nomination signed by authorized party officials.

#### **PART IV**

### **NOMINATION OF CANDIDATES FOR PARLIAMENTARY AND COUNTY GOVERNMENT ELECTIONS**

13. Any party member seeking nomination of the Party in respect of Parliamentary and County Government Elections shall submit to the National Nomination Board an application in writing in form 3 with copies thereof to the Branch. Such application shall be accompanied with evidence of Party membership, National Identity Card and registration as an elector. The applicant shall deliver personally his application to the National Nominations Board.
14. The National Nominations Board shall submit names of the applicant to the relevant Branch Nominations Board.
15. The National Nominations Board shall determine nomination fees for candidates from time to time. Special fees for youth's women and marginalized groups shall be set at 50% of the standard nomination fee.

16. The nomination board, in consultation with the chairman and the secretary general can waive the fees for any specific member of special interest groups and any other member of the party upon application
17. The party nominations fees shall be made available to party members upon request and shall be displayed prominently at party offices where nomination procedures are being conducted.
18. No party member shall be nominated as a party candidate unless he has
  - a) A valid party membership card.
  - b) An electors card
  - c) A national identity card and is,
  - d) Qualified to be a Member of Parliament, County assembly or Senate, in accordance with the Constitution of Kenya.
  - e) Paid nomination fee in full.
19. The National Nominations Board shall set down the time and place of nomination of party candidates.
20. At the commencement of the nomination exercise the applicants shall submit Nomination papers duly completed in Form 4 together with the names, particulars addresses and signatures of the proposer, seconder and at least ten supporters all of whom shall be members and registered electors in the branch.
21. The Nomination Boards shall ensure compliance with the provisions herein.
21. If after the close of the receipt of nomination papers for any seat in parliamentary, senatorial, County Government or presidential Elections there is only one valid application, the applicant shall be declared nominated as the Party Candidate.
22. If after the close of the receipt of nominations papers there are more than one candidate, then an election shall be held in accordance with Rule 8.
23. At the close of the poll the ballots shall be counted and the winner of the election declared nominated as the Party candidate by the returning officer.
24. After the poll, the Nomination Board shall prepare in triplicate a return of the election showing the results thereof and thereafter send the original copy of the return to the National Nominations Board for issuance of a nominations certificate.

25. The National Nominations Board shall prepare the party lists in accordance with the provision of the constitution of Kenya. The lists shall be presented to the NEC for ratification before they are forwarded to the IEBC.

26. Party members wishing to appear on the party list may apply to the board for consideration.

27. Party branches and the NEC may also suggest members for considerations in party list.

28. The national elections board shall review the applications for party lists forwarded to it for consideration the party draw up the party list.

29. The national Elections Board shall stand dissolved upon the completion of the party primaries and nominations.

## ***PART V***

### **DISPUTE RESOLUTION**

30. Any member or contestant who is dissatisfied with the results of the Nomination shall;

- a) Appeal to the National Nominations Board within three days after the declaration of the nomination results.
- b) The National Nominations Board shall after considering the appeal confirm or reject the nomination and where a nomination is rejected the nomination exercise shall be repeated.
- c) The National Nominations Board shall establish its rules for the purposes of dealing with appeals.
- d) The decision of the National Nominations Board shall be final.

31. The party shall assist in the nomination process.

32. The National Executives Council may issue directions and enact procedures for the better carrying out of these Rules.

## ***PART VI***

### **NOMINATION CERTIFICATES TO IEBC**

33. The Nomination Certificate/s to the Independent Electoral and Boundaries Commission of Kenya shall be signed by authorized party officials.

## ***PART VII***

### **INTERPRETATION**

34. In the Rules, unless the context otherwise requires:

- I. "Branch" means a Branch established under the Constitution,
- II. "Branch Executive Committee" means the Branch Executive Committee established under the Constitution,
- III. "Constitution" means Constitution of the party.
- IV. "Election Official" means Chairman or member of the National Nominations Board and Nomination Board or official or agent appointed under Rule 7.
- V. "Nomination Board" means Nomination Board established under Rule 5.
- VI. "National Executive Council" means National Executive Council established under the Constitution,
- VII. "Party" means SISI KWA SISI PARTY OF KENYA (SKS) "President" means President of the Republic of Kenya'
- VIII. "Rules" means these Rules stipulated.
- IX. "Constituency" means the constituencies in accordance with Article 89 of the Constitution of Kenya.
- X. "Candidate" one who is contesting for an elective post or appointive post.
- XI. "County assembly" means an assembly as per Article 177 of the Constitution of Kenya.
- XII. "Disability" meaning as per Article 260 of the Constitution of Kenya. "Election offence" means an offence as defined in the Elections Act

**FORM I**

**SISI KWA SISI PARTY OF KENYA COMMITMENT FORM,**

**Rule 3**

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

1. That I have read, understood, and complied with all the terms and conditions in these nomination rules.
2. That I shall respect, defend and safeguard the Constitution of Kenya and the Party Constitution and pledge allegiance to both Constitutions.
3. That I shall be loyal to my country Kenya and the party.
4. That I shall abide with the party's motto of Think Work and Grow Rich. I shall support the party manifesto and Programmes and undertake to work for their realization.
5. That I believe in the legislative supremacy of parliament, the independence of the judiciary, the Rule of Law and the establishment of democratic institution and processes.
6. That I shall never conduct or participate in the torture or the political suppression of another human being.
7. That I shall always defend the respect and observance of human and democratic rights and liberties.
8. That I shall accommodate criticism and observe the principles of good and open governance.
9. That I support free and fair elections within the party and in Kenya.
10. That I shall oppose and never practice nepotism, clanism or tribalism and I shall ensure that the allocation of job services is based on merit.

11. That I opposed and never practice corruption.
12. That I shall be transparent in all my business transactions and never allow my personal interest to prevail upon the interest.
13. That I shall defend and protect public property, assets and investments irrespective of whoever is involved -2 misuse
14. I shall never practice discrimination against anyone on the basis of race tribe, colour gender or religion.
15. That I swear this pledge on the understanding that I may be disqualified or required to resign from leadership ill contravene e pledge of commitment.
16. That I shall upon election, pay my annual monthly subscription for as prescribed by the party including the party elected members monthly contributions as outlined below.
  - 1) Annual membership subscription Sh. 50
  - 2) governor, monthly elected leaders subscription fee 20,000 pm
  - 3) Senator -15,000pm
  - 4) Member of national assembly 10,000pn
  - 5) Member of county assembly 5,000pm
  - 6) Deputy governor 15,000pm
  - 7) Women representatives 5,000pm



Signed By:

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At.....on this .....day.....of.....20.....

Before me.....

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Commissioner of Oaths