



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



Peoples' Forum for Rebuilding Democracy (PFRD)

Constitution

© 2023



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

TABLE OF CONTENTS

TABLE OF CONTENTS	2
ARTICLE 1.0: PREAMBLE	8
ARTICLE 2.0 : PRELIMINARY	9
ARTICLE 3.0: IDENTITY, VISION, MISSION AND CONTACT	10
Article 3.1: Establishment	10
Article 3.2: The Emblem	10
Article 3.3: Party Flag	10
Article 3.4: Party Slogan	10
Article 3.5 Party Colors	10
Article 3.6: Party Salute	10
Article 3.7: Party Headquarters.....	11
Article 3.8: Party Vision.....	11
Article 3.9: PFRD Mission Statement	11
Article 3.10: Postal addresses, Email, website, Mobile and social media handle:	11
ARTICLE 4.0: AIMS/OBJECTIVES AND VALUES	12
Article 4.1: Objects of the Party	12
Article 4.2: Values	15
Article 4.3: Guiding Principles of PFRD	15
ARTICLE 5.0: MEMBERSHIP, RIGHTS AND DUTIES	16
Article 5.1: Membership	16
Article 5.2: Categories of Membership.....	17
Article 5.3: Rights of Party Member	17
Article 5.4: Duties of Party Member	18
Article 5.5: Termination of Membership	18
ARTICLE 6.0: NATIONAL OFFICIALS	20
Article 6.1: National Officials shall be	20
Article 6.2: Election of National Officials	21
Article 6.3: Duties and Responsibilities of National Officials	22
Article 6.4 Party Founder and Chair Supreme Council	22
Article 6.5 Party Leader.....	23





Article 6.6 The Deputy Party Leader.....	24
Article 6.7 National Chairperson	24
Article 6.8 National Deputy Chairperson – General functions	25
Article 6.9: Secretary General	25
Article 6.10 Deputy Secretary General.....	26
Article 6.11 National Treasurer	27
Article 6.12 Deputy National Treasurer	27
Article 6.13 National Organizing Secretary	28
Article 6.14: Deputy National Organizing Secretary	28
Article 6.15: Secretary, Legal and Constitutional Affairs	29
Article 6.16: Secretary, International Affairs	29
Article 6.17: Secretary, Women Affairs (Women League Leader)	30
Article 6.18 Secretary for Youth Affairs (Youth League Leader)	30
Article 6.19 Secretary for Special Interest Groups.....	30
Article 6.20: Secretary, Parliamentary Affairs (Whip)	30
Article 6.21: Secretary, National Security and Intelligence	31
Article 6.22: Secretary, Persons With Disability	31
ARTICLE 7.0: PARTY ORGANS	32
Article 7.1: National Delegates Conference.....	33
A. Composition and Eligibility	33
B. Special membership and invitation to NDC	34
C. Powers, duties and obligations of NDC	34
D. Procedure of Meeting at National Delegates Conference.....	35
Ordinary Sessions:.....	35
Special Sessions:.....	36
Article 7.2: Supreme Council of the Party	37
A. Composition and eligibility	38
B. Functions	38
C. Procedure of Meeting at Supreme council meeting	39
Article 7.3: The National Governing Council (NGC).....	39
A. Composition and Eligibility	39



B. Functions	40
Article 7.4: The National Executive Committee (NEC)	42
A. Composition.....	42
B. Functions	42
C. Meeting and quorum.....	45
Article 7.5: The Central Committee	45
A. Composition and eligibility	45
B. Functions	46
Article 7.6: The National Secretariat (NS) and Office of the Executive Director	47
A. Functions	47
B. Terms of Employment and Operations of the National Secretariat	48
Article 7.7: Party Parliamentary Group (PPG).....	49
Article 7.8: Party County Assembly (PCAG).....	49
Article 7.9: Women League (PFRD WL)	49
Article 7.10: Youth League (PFRD-YL)	50
Article 7.11: National Elections Board (NEB)	51
Article 7.12: Regional Delegates Conference (RDC)	52
Article 7.13: County Delegates Conference (CDC)	53
Article 7.14: Branch Executive Committees (BEC)	54
A. Composition and Eligibility	54
The Chairperson	55
The Deputy Chairperson	55
The Secretary	55
The Deputy Secretary	55
The Treasurer	55
Deputy Treasurer	55
The Organizing Secretary	56
The Deputy Organizing Secretary	56
The Branch Executive Coordinator	56
B. The duties of the Branch Executive Committee shall be to:	56
C. The Sub-Branch Executive Committee (SBEC)	57

D. Polling Station Steering Committee	57
E. Branch Offices.....	58
F. Terms of Employment and Procedure at Branch Meetings.....	58
G. Overseas Branches	59
ARTICLE 8.0: COMMITTEES, COMPOSITIONS AND ROLES.....	60
Article 8.1: Policy and Strategic Planning Committee.....	60
A. Composition and Role.....	60
B. Role of National Policy and Strategic Planning Committee, development and approval:.....	60
Article 8.2: Finance and Resource Mobilization Committee	61
Article 8.3: Legal Committee	62
Article 8.4: Disciplinary Committee	62
ARTICLE 9.0: STEWARDSHIP	64
Article 9.1: Party Management Structure and Documentation.....	64
A. Party management structure	64
B. Documentation and Branding.....	64
i) Employees.....	64
ii) Membership.....	64
Article 9.2: Funds and signatories to the bank and party documents.....	65
Article 9.3: Funds & Assets Management structure.....	66
Article 9.4: Auditor	67
Article 9.5: Inspection of Accounts and Membership Registers	67
Article 9.6: Liability.....	68
Article 9.7: Contractual liability	68
Article 9.8: Party Seal.....	68
Article 9.9: The Press and Publication.....	68
ARTICLE 10.0: CODE OF CONDUCT, NOMINATIONS, COALITIONS, MERGERS AND AMENDMENTS.....	69
Article 10.1: Code of Conduct	69
Article 10.2 : Party Nominations.....	69
Article 10.3: Nomination of Presidential Candidate	69



Article 10.4: Selection of the Deputy Presidential Candidate.....	70
Article 10.5: Nomination to Other Elective Offices.....	71
Article 10.6: Nomination of Party List Members.....	71
Article 10.7: Affiliations, Alliances, mergers and Coalitions	71
A. Coalitions and alliances.....	72
B. Mergers.....	72
C. Affiliations.....	72
Article 10.8: Dispute Resolution	73
Article 10.9: Amendment of the Constitution.....	73
Article 10.10 : Amendment of the party name, symbol and colours	73
ARTICLE 11.0: DISSOLUTION	75
Article 11.1: Dissolution of the party	75
Article 11.2: Dissolution of party branches and in the case of Merger	75
Article 12.0: GENERAL ITEMS.....	76
Article 12.1: Gender and Affirmative Action.....	76
Article 12.2: Repeal and Replacement.....	76
Article 12.3: Transition	76
Article 12.4: Miscellaneous	76
SCHEDULE.....	77
Schedule I: Party Symbol/Emblem/Logo	77
Schedule II: Party COLOUR	77
Schedule III: Party Flag	77
Schedule IV: Party Slogan.....	77
Schedules V: Party Salute	77
Schedule VI: Membership fees.....	78
Schedule VII: Counties	78
Schedule VIII: IN THE NUMBERS.....	79
A. Delegates top up formula	79
B. Target Number	79
C. Multiplier	79
D. Actual Delegates per Branch	79

Schedule IX: Regions and counties.....	80
A. Nairobi Counties:	80
B. Lower Eastern Counties:.....	80
C. Upper Eastern Counties:.....	80
D. North Eastern Counties:.....	80
E. Coast Counties:.....	80
F. Western Counties:.....	80
G. Nyanza Counties:.....	80
H. Central Counties:.....	80
I. South Rift Valley Counties:.....	80
J. North Rift Valley Counties:	80
CERTIFICATION OF THE CONSTITUTION	81





*Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki*

ARTICLE 1.0: PREAMBLE

WE, MEMBERS of Peoples' Forum for Rebuilding Democracy (PFRD)

ACKNOWLEDGING the supremacy of the Constitution of the Republic of Kenya;

HONOURING those who heroically struggled to bring freedom and justice to our country;

RECOGNIZING the aspirations of all Kenyans for a government based on freedom, democracy, social justice and the rule of law;

PROUD of our ethnic, cultural and religious diversity and determined to live in peace and unity as one indivisible democratic party;

EXERCISING our sovereign and inalienable rights to determine the form of governance of our party and having participated fully in the making of this constitution;

ADOPT, ENACT and give this revised constitution to ourselves, as members of the Peoples' Forum for Rebuilding Democracy (PFRD) and to our future generations.



ARTICLE 2.0 : PRELIMINARY

This Constitution shall be cited as the Peoples` Forum for Rebuilding Democracy (PFRD) Constitution and shall come into operation on such day as it is approved by the National Delegates Conference.

In this Constitution, unless the context otherwise requires:

“the Party” means the Peoples` Forum for Rebuilding Democracy (PFRD)

“Registrar” means the registrar of political parties designated as such under Section 3 of the Political Parties Act, 2011.

“Political Party” means any association or organization of persons as defined under Article 260 of the constitution of Kenya and contemplated in Part 3 of Chapter Seven of the Constitution of Kenya.

“Polling Station” means polling station as defined by IEBC at the last General Election

“Office bearer” means any person who is elected by the members of the party to hold a particular office.

“Corporate member” means a registered political party which is or has applied, qua party, to be a member of the Party.

“Group Member” means a registered organization e.g., Trade Unions, Professional Associations, Students` Unions, which is or has applied, qua organization, to be a member of the Party.





Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

ARTICLE 3.0: IDENTITY, VISION, MISSION AND CONTACT

Article 3.1: Establishment

There is hereby established a Political Party known as the -Peoples` Forum for Rebuilding Democracy (PFRD) Party hereinafter referred to as "the Party" or "PFRD" in this Constitution.

Article 3.2: The Emblem

The Party Symbol is a **ballpoint Pen**, also known as a **biro** (British English), **ball pen** (Hong Kong, Indian and Philippine English), or **dot pen** (Nepali)., captioned in a circular frame as is illustrated more in Schedule I hereto. With a blue signature at the tip and two party colors as maroon and blue.

Article 3.3: Party Flag

The PFRD flag is rectangular; it is one and a half times longer than it's wide. It is horizontal comprising from top to bottom, the colour Maroon, blue green with a streak of diagonal red, white and black.

Article 3.4: Party Slogan

The Party's slogan is "The party to be! The change we want! Swahili: Chama Chetu! Mabadiliko Ya Kweli" - more particularly illustrated in Schedule IV hereto.

Article 3.5 Party Colors

The party colors shall be **Maroon** and **Blue** as the dominant combination with red and green as the minor colors as the branding options. Black and white will be used as base colors.

Article 3.6: Party Salute

The Party salute is a tick sign in the air using the right hand reflecting the symbol of the party which is a ball point pen with a blue tick signature



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

Article 3.7: Party Headquarters

The site of the National Headquarters of the PFRD party is situated at SPUR MALL - THIKA RD-plot S023

Article 3.8: Party Vision

The Party's vision shall be to establish a prosperous, industrialized and modern nation, in which all citizens enjoy social, economic and democratic rights, and live in dignity.

Article 3.9: PFRD Mission Statement

To build a social, economic and democratic state which guarantees all Kenyans the best attainable standard of life and harmonious coexistence.

Article 3.10: Postal addresses, Email, website, Mobile and social media handle:

Peoples' Forum for Rebuilding Democracy (PFRD), The Spur Mall-2nd Floor, Room 023 Thika Road, P.O Box 26181, Ruiru, Central, Kenya, 00100//www.peoplesford.co.ke; Email: info@peoplesford.co.ke  PFRD  PFRD





Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



ARTICLE 4.0: AIMS/OBJECTIVES AND VALUES

Article 4.1: Objects of the Party

The PFRD 's objects are as follows:

- I. To participate in the political processes of the country, including the sponsoring and presenting of candidates for election in all elective offices -including presidential, parliamentary and civic seats;
- II. To form a Government of Kenya based on democratic and Constitutional principles of a pluralistic democracy and good governance founded on principles of Unity, Justice, Fairness, Peace, Liberty and Equality, and which is transparent and accountable to the electorate and all the people of Kenya;
- III. To engage in and provide quality, just, fair and accountable leadership to the Kenyan public in matters of political, economic and social governance devoid of corruption, nepotism and all forms of discrimination;
- IV. To promote democratic, political governance within the framework of pluralist democracy based on the popular will of the people exercised through grassroots participation in Party activities, universal suffrage on principles of transparency and accountability in public affairs, justice, liberty, equality and respect for the Rule of Law, and the separation of powers between the three arms of Government, namely the Legislature, the Executive, and the Judiciary;
- V. To establish, enhance and entrench sound economic institutions and fiscal policies to ensure sustainable human, economic and physical development; accountable, free and fair usage of public resources and total elimination of corruption, nepotism and mediocrity;
- VI. To encourage, promote or form coalitions among political parties pursuing similar objectives in Kenya;
- VII. To protect and enhance the enjoyment of human rights as enshrined in the Constitution of Kenya and any international conventions to which Kenya is a signatory; to advocate, promote and comply with the United Nations International Charter on Human Rights, the African Charter of Human and People's Right and the Conference Against Torture and other Cruel, Inhuman or Degrading Treatment and any other internationally recognized conventions;
- VIII. To improve the quality of life for all Kenyans through promoting the eradication of ignorance, poverty and disease;

IX. To establish and put into practice systems of political governance aimed at the total eradication of all forms of tribalism, discrimination, sectionalism, racism, oppression and exploitation;

X. To pursue, protect and promote civil, political, economic, religious, social or cultural rights and freedoms of the individual *inter alia*, the right to life and human dignity, and equality before the law; the freedoms of movement and association, thought, conscience, expression, religion, and to ensure the eradication of all unjust and oppressive laws and to promote law reform in accordance with principles of natural justice;

XI. To work towards the independence of the Civil Service by delinking the same from any Political Party;

XII. To promote national consciousness, integration, dialogue, reconciliation, peace and unity, and to safeguard national interests from sectarianism, tribalism and racism;

XIII. To pursue, promote and protect the rights of workers by securing a just return commensurate with their labour, or contribution, and in line with the cost of living; improved terms and conditions of service as well as promoting the rights of employers to demand commensurate output from their workers;

XIV. To respect and preserve our national heritage, history, cultural diversity, national monuments, historical sites and archives for the good and enjoyment of posterity and enhance cultural life of Kenyans in all spheres of national development;

XV. To pursue and promote the full participation of women, youth, minorities, the disabled and any other disadvantaged groups in the management of public affairs and national development through affirmative action and mainstreaming their participation in Party activities and structures at all levels, and to advocate for and promote respect of the 1979 United Nations Conference for the Elimination of all Forms of Discrimination Against Women;

XVI. To promote gender equality and equity in building democratic institutions.

XVII. To promote and defend national sovereignty and to oppose all forms of adverse foreign domination, influence and ideologies;

XVIII. To pursue the provision and improvement of health, education and social welfare service of all Kenyans so as to raise the standard and quality of life of the people of Kenya;

XIX. To formulate and pursue sound national population policies in order to improve the quality of life of all Kenyans;



- XX. To promote sound environmental management and conservation policies to ensure sustainable development and responsible utilization of our natural resources and protect all public utilities, national wealth and natural resources, for the betterment of the lives of all Kenyans and posterity;
- XXI. To mobilize financial resources for the Party by means, including but not limited to *donations*, borrowing, pledging, mortgaging or charging Party property to secure loans, investing any of its monies in securities or ventures approved by the *National Executive Committee*, or by engaging in any commercial activity or undertaking;
- XXII. To develop or devise schemes of awards, recognition or distinction of merit or honour, and/or confer awards or marks of distinction to any person, institution or organization that has rendered exemplary service to the Party, or otherwise contributed to the advancement of the Party's interests, objectives and aims in a manner deserving award or recognition;
- XXIII. To respect and promote the national values, principles and goals enshrined in the Constitution of Kenya and any acts of Parliament;
- XXIV. To promote Kenya's participation in international political, economic and social affairs and to support and advance regional and global cooperation and integration and world peace;
- XXV. To collaborate and work with any local, national, regional or international organization whether governmental or nongovernmental in the promotion of the Party's interests, aims and objectives;
- XXVI. To promote the creation of a conducive environment for the operation of the co-operative movement, trade unions, professional organizations, welfare associations and non-governmental organizations and involve them in Party activities so as to garner their support for the Party and build a strong foundation for a democratic system of governance in Kenya;
- XXVII. To educate and create awareness among Kenyans of all walks of life on public matters, issues and Party Policies, with a view to enhancing and maintaining a just and democratic system and society;
- XXVIII. To ensure the strengthening of Parliament, Parliamentary Committees and County Assemblies for the effective operation of a representative government;
- XXIX. To establish the Women League, and Youth League;
- XXX. To form branches countrywide and recruit members to the Party.



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

Article 4.2: Values

The PFRD's core values include, but are not limited, to:

- I. Supremacy of the democratic rights of party members
- II. Social and Economic justice;
- III. Respect for constitutionalism and the rule of law;
- IV. Respect for individual and people's rights and freedoms;
- V. Democratic governance and people's participation;
- VI. Freedom with responsibility;
- VII. Empowerment of the marginalized groups or sections of society;
- VIII. Sustainable use of the environment;
- IX. Positive and mutually beneficial international relations;
- X. Avail equal opportunity irrespective of gender, race, tribe, religion, physical abilities, etc.

Article 4.3: Guiding Principles of PFRD

The party is grounded on democratic and economic principles including:

- I. Citizen Participation
- II. Equality
- III. Political Tolerance
- IV. Accountability
- V. Transparency
- VI. Regular Free and Fair Elections
- VII. Economic Freedom
- VIII. Control of the Abuse of Power
- IX. Bill of Rights
- X. Accepting the Results of Elections
- XI. Human Rights
- XII. Multi Party System
- XIII. Rule of Law





Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

ARTICLE 5.0: MEMBERSHIP, RIGHTS AND DUTIES

Article 5.1: Membership

- I. Membership of the Party shall be open, upon application to the Branch Executive Committee, to all Kenyan citizens in possession of a valid National Identification card or Passport, irrespective of gender, race, colour or creed and who accepts principles, objects, policies, programmes, directives and discipline of the Party and are prepared to profess and abide by this Constitution and rules made there-under provided that such person is not a member of another Political Party within the meaning of the Political Parties Act, 2011.
- II. Any person who has manifested a clear identification with the party and its principles, objects, policies, programmes, directives and discipline and is resident in Kenya may apply to the National Executive Committee for membership.
- III. Any person who is a citizen of the Republic of Kenya though not ordinarily resident in Kenya but has manifested a clear identification with party, its principles, objects, policies, programmes, directives and discipline may apply to the National Executive Committee for membership. Any member temporarily residing abroad for a continuous period of more than twelve months may retain his/her membership but shall notify Party Headquarters of his/her forwarding address.
- IV. No person otherwise disqualified under the Political Parties Act, 2011 Shall be eligible for membership as a founding member within the meaning of that Act.
- V. All members shall, before a Certificate of Membership is conferred him/her, pay prescribed fees for membership.
- VI. The National Executive Committee (NEC) shall have the right to reject or allow any application for membership based on the above requirements or any other requirement in this Constitution.
- VII. There shall be a membership register maintained at all the branch offices and the headquarters both hard and soft copy through the party system which shall include the members details including: Name, National identification Number or passport, region, ethnicity, disability, gender, county, contact information and polling station.
- VIII. The register shall be continuously updated and members allowed to update their details through the online system or physically in all branch offices.



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



Article 5.2: Categories of Membership

I. Subject to the approval of the National Delegates Conference, the National Executive Committee shall have power to create or abolish any category of membership for the advancement of the Party's interest as the circumstances may permit.

The Party shall, for the time being, have the following categories of membership:

- i. Ordinary membership (Bronze).
- ii. Life membership (Gold/platinum).
- iii. Group membership.
- iv. Corporate membership.

II. Provided that group membership shall, upon application to the National Executive Committee, be open only to organizations including Trade Unions, Professional Associations, Co-operative Societies, Students' Unions or any other organization which subscribes to this Constitution.

III. A member may convert his/her membership from one category of membership to the other by paying the prescribed fees as may be recommended by the National Executive Committee (NEC).

Article 5.3: Rights of Party Member

A member of the party shall have the right to:

- i. Participate in Party activities regardless of gender, race or ethnic or religious orientation;
- ii. Take a full and active part in the discussion, formulation and implementation of Party policies;
- iii. Receive copies of Party documents including the Constitution, Members' Guide, Election and Nomination Rules, Party manifesto and available information about their local branch upon request;
- iv. Receive and impart information on all aspects of Party policies and activities save where such right has been lawfully restricted;
- v. Offer constructive criticism of any member, official, policy, programme or activity within the Party and its structures;
- vi. Submit proposals or statements to the Branch, Region, or National Executive Committee provided that such proposals are submitted through appropriate Party structures;





- vii. Take part in elections through voting and be eligible for Party and National Elections at all levels upon nomination.

Article 5.4: Duties of Party Member

A member of the party shall:

- i. Take all necessary steps to understand and carry out the objects, policies and programmes of party;
- ii. Explain the objects, policies and programmes of the Party to others;
- iii. Combat propaganda detrimental to the interests of the Party and defend the objects, policies and programmes of the Party;
- iv. Popularize the Party;
- v. Refrain from publishing and or distributing through the media any information deemed confidential, or any other view purporting the same to be the view of the Party without proper authority or mandate of a regular organ of the Party;
- vi. Ensure that he or she is registered as a voter within any of the constituencies in the country and take all steps to vote during Party and national elections;
- vii. If a member holds an elective office in any sphere of governance at National, Branch or local level, be a member of the appropriate Party caucus and function within its articles, abiding by all lawful decisions under general provisions of this Constitution and structures of the Party;
- viii. Be liable to pay such fees as shall be prescribed by the Party;
- ix. Support the Party financially and materially when called upon to do so for a good cause.

Article 5.5: Termination of Membership

A member of the Party shall cease to be one:

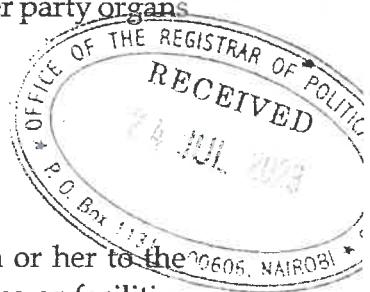
- i. Upon written resignation to the relevant Branch. Membership shall terminate with effect from the date of the receipt thereof, provided that the termination shall not absolve the member from performing any outstanding obligations owed to the Party or other members *qua* members;
- ii. Members will also have a quick option of leaving by clicking "unsubscribe" section in our live databases after filling a few details and reason for leaving. This is provided for in both the web based platform and the mobile application that will be readily available to members besides the channels provided by the ORPP.

Party To Be! Change We Want!
Chania Chetu! Maendeleo Ya Haki

- iii. By a resolution passed by the National Executive Council and ratified by the National Governing Council;
- iv. By accepting an office, subscribing to or promoting activities of a Political Party or Organization whose aims and objectives are in competition with or in conflict with those of the party
- v. By direction of the party founder and in response to the decision of other party organs and internal mechanism
- vi. Upon death;
- vii. By an operation of any prescribed law.

A person who has terminated his or her membership:

- i. shall not be entitled to a refund of fees or subscriptions made by him or her to the Party prior to termination, and all rights, privileges and responsibilities or facilities granted to or enjoyed by him or her by virtue of his membership shall automatically terminate with effect from the date of receipt of written resignation from the Party;
- ii. Shall return all party property within his custody, possession or control, failure to which the Party shall have a right to lay claims against such person for any money due or owing to the Party or for any damage or loss occasioned to Party property which was in his custody, possession or control prior to termination of membership;
- iii. Shall have his/her name struck off from the register of Party members.





Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



ARTICLE 6.0: NATIONAL OFFICIALS

Article 6.1: National Officials shall be

The National Officials shall be:

i.	Party Founder and Chairman Supreme Council
ii.	Party leader
iii.	Deputy Party Leader
iv.	National Chairman
v.	Deputy Chairman- Strategy
vi.	Deputy Chairman- Programmes
vii.	Deputy Chairman-Administration
viii.	Secretary General
ix.	Deputy Secretary General-Strategy
x.	Deputy Secretary General-Programmes
xi.	National Treasurer
xii.	Deputy Treasurer -Special project
xiii.	Deputy Treasurer - Administration
xiv.	Deputy Treasurer-Programmes.
xv.	National Organizing Secretary
xvi.	National Organizing Secretary - Strategy.
xvii.	National Organizing Secretary - Operations.
xix.	Secretary, Devolution and Intergovernmental Relations.
xx.	Secretary, Youth Affairs, Sports and Culture (Youth Leader)
xxi.	Secretary, Tourism, Environment and Natural Resources
xxii.	Secretary, SMEs, Trade and Industrialization
xxiii.	Secretary, Transport and Infrastructure
xxiv.	Secretary, Education
xxv.	Secretary, Women Affairs
xxvi.	Secretary, Information, Communication and Technology
xxvii.	Secretary, Labor and Social Services
xxviii.	Secretary, Lands, Housing and Urban Planning
xxix.	Secretary, Persons with Disability
xxx.	Secretary, Health
xxxi.	Secretary, Legal Affairs
xxxii.	Secretary, Water and Sanitation
xxxiii.	Secretary, Agriculture, Livestock and Fisheries
xxxiv.	Secretary, Energy, Petroleum and Mining
xxxv.	Secretary, Economic Affairs and Planning
xxxvi.	Secretary, Research and Innovation
xxxvii.	Secretary, Resource Mobilization and Investment
xxxviii.	Secretary, Database Management, Mobilization and Membership Recruitment

20



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

xxxix.	Secretary, Boundaries and IEBC Liaison
xl.	Secretary, Diaspora affairs and international relations
xli.	Executive Director (Ex-Officio)

Article 6.2: Election of National Officials

- I. The Election of National Officials shall be conducted on the guiding principle that at least one third shall be of either gender.
- II. All National Officials other than the Secretary for Parliamentary Affairs, Secretary for Women Affairs, Secretary for Youth Affairs, and the Executive Director shall be elected by the National Delegates Conference. All National Officials shall hold office for a term of five years.
- III. Candidates for the office of the Party Leader and Deputy Party Leader shall submit an application addressed to the National Executive Committee for nomination as candidate for the respective office.
- IV. In the event that both offices of the Party Leader and Deputy Party Leader stand vacant at any time, a Special session of National governing council shall be convened to appoint a party leader and/or deputy party leader for a period not exceeding one year or for such period as will be determined during which time a Special Session of the National Delegates Conference shall be convened to elect a Party Leader and Deputy Party Leader.
- V. In the event that the Party Leader is unable to discharge his or her duties by reason of physical or mental infirmity, death, resignation or where he or she ceases to be a Party member, a Special Session of the National Delegates Conference shall be convened to elect a new Party Leader. The Deputy Party Leader shall act and discharge the Pending the election of a new Party Leader under this provision,
- VI. The Party's Parliamentary Whip elected by the Party's Parliamentary Group for each respective House of Parliament immediately after a General Election shall be the Secretary for Parliamentary affairs representing the respective House of Parliament. He or she shall hold office for a term of five years or for the residue of his/her Parliamentary term as may be current on his/her election, whichever is shorter.
- VII. Elections shall be through secret ballot or any other method of voting acceptable to the delegates in session and, where an office is contested by more than one candidate, the vote shall be decided by a simple majority. Where only one candidate is nominated to an office at the close of the nominations, that candidate shall be declared duly elected to the office for which he/she was nominated. Nomination of all candidates shall be in the prescribed form.

- VIII. The NEB will prescribe the timeline for voting which should be within the date, venue and time prescribed in the notice of invitation.
- IX. The returning officer will announce the results at the same venue and the official elected will assume office immediately.
- X. In the case of a tie the election will be repeated until a clear winner is announced.
- XI. All the valid votes cast will be counted and announced accordingly.

Article 6.3: Duties and Responsibilities of National Officials

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

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

Article 6.4 Party Founder and Chair Supreme Council

The Party Founder and Chair of Supreme Council Shall:

- i. Provide leadership and vision to the Party.
- ii. Articulate Party's aspirations and charter a clear course or strategy for the achievement of such aspiration or implementation of Party's objects.
- iii. To chair the meeting of the supreme council to grant full or partial clemency, with or without conditions, from any suspension or expulsion imposed upon any member at the final conclusion of disciplinary procedures under this constitution where the Party Leader at his or her discretion considers that grant of such clemency will promote the unity and harmony within the Party
- iv. Approve, consider the appointment, promotion or dismissal of any party member/official after the due process has been exhausted and forward the same to the respective party organs.
- v. Shall oversee the implementation of the party manifesto by the government when the party forms the government.
- vi. Appoint any member of the party to chair different party organs and conduct any crucial party functions including dissolution of the party organs.
- vii. To chair the meeting of the supreme council for the appointment of the party leader and deputy party leader of the party and forward the same to the party organs to consider and effect the changes.
- viii. Mandatory signatory of critical documentation and decision of the party including bank accounts, agreements binding the party, financial documents and policies and appointments.



Appoint and promote any bonafied member of the party to any position in the party.

- x. Promote national cohesion and wholesome integration of all Party members in national development.
- xi. Convene and preside meeting of any party organ and course any change in the leadership of the party in an acting capacity before a national delegate conference is held.

Article 6.5 Party Leader

The party Leader shall:

- i. Be the leader of the party and the symbol of party unity
- ii. Champion the Party's campaign to form the next Government.
- iii. Lead Party members with charisma and lead the membership to newer heights of loyalty and patriotism to Party ideals, values and objectives.
- iv. Lead the Party at political negotiations to form a working coalition with any other Party or Parties with the sole purpose of forming the Government as may be desirable in the circumstance.
- v. Provide wise counsel and judicious directives to National Officials specifically or to Party members in general on any matter in dispute or under controversy within any Party organ or amongst Party members.
- vi. Convene, set the agenda and preside over meetings of the national party organs including the National Delegates Conference, the National Governing Council, the National Executive Committee and any other special sessions as he or she shall deem necessary.
- vii. Mandatory signatory of critical documentation and decision of the party including bank accounts, agreements binding the party, financial documents and policies and appointments.
- viii. Convene and preside over meetings of the Parliamentary Group and joint meetings of the Parliamentary Group and the National Executive Committee.
- ix. Confer honors of recognition, merit, distinction, commendation or accolade to a member of the Party or any other person who, in the considered opinion of the National Executive Committee, has made an outstanding contribution to the Party in the achievement of its objects, policies or programmes or in furtherance of the same.



Article 6.6 The Deputy Party Leader

As guided by the party founder and/ or party leader

- i. The Deputy Party Leaders shall deputize the Party Leader and act as the principal assistant to the Party Leader.
- ii. The Deputy Party Leaders shall perform such duties as the Party Leader or NEC may designate from time to time.
- iii. Shall assist the Party Leader in providing vision to the party and promoting the unity of the party.
- iv. Shall assist the Party Leader in policy formulation including the formulation and articulation of the Party's Strategic Plan.

Article 6.7 National Chairperson

The duties and responsibilities of the National Chairperson shall include:

- i.. To articulate and defend Party policies.
- ii. To instill onto members a sense of loyalty and patriotism to the objects, policies and programmes of the Party.
- iii. To impart onto Party membership the need to adhere to Party objects, policies programmes and laws made under this Constitution.
- iv. To forge a strong sense of unity within Party organs inter se and amongst Party rank and file and to ensure a pleasant working relationship between Party officers and members.
- v. To Chair meetings of the party other than those Chaired by the Party founder, Leader or Deputy Party Leader.
- vi. In consultation with party founder and/ or party leader, convene and preside over National Executive Committee meetings.
- vii. In consultation with party founder and/ or party leader preside over the National Delegates Conference and any other meetings requiring his attendance.
- viii. To ensure order at all meetings of the Party organs in the absence of the party leader.
- ix. To consult and take counsel from Party founder and party Leader on any matter in dispute or under controversy within any Party organ or amongst Party members.
- x. To consider and sign critical documents of the party, party registers, annual reports as well as documents and correspondence to the Registrar.



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



Article 6.8 National Deputy Chairperson – General functions

The National Deputy Chairpersons shall, under the direction of the party founder or party leader:

- i. Chair Meetings in the absence of the Chairman and as guided by the party founder and party leader.
- ii. Assist the National Chairperson in matters relating to coordination and liaison with other political parties;
- iii. Collect political intelligence and advice on strategies to popularize the party at the grassroots;
- iv. Assist the National Chairperson in matters relating to general Party administration, Party policies and programmes;
- v. Oversee and coordinate standing, *ad hoc* and specialized national committees of the Party;
- vi. Assist the National Chairperson in all matters pertaining to logistics and operations;
- vii. Oversee administrative operations of Branches, Women League and Youth League;
- viii. Perform such other specific assignments as might be delegated to him/her by the National Chairman from time to time.
- ix. Assist with matters relating to coordination of local strategic review, organizing strategic groups at the regional level to ensure that the party adopts such strategies which take cognizance of the local sensitivities and concerns;
- x. Maintain liaison with branches and established think-tanks to facilitate a feedback mechanism to the center that culminates into a coherent national strategic party planning and action.
- xi. Streamline and encourage strategic discourse and activities at the grassroots level that facilitates timely response to regional needs of the party;
- xii. Perform any other duties as might be delegated to him/her by the National Chairperson from time to time.

Article 6.9: Secretary General

He or she shall be responsible to the party founder and party leader and shall be Party Spokesperson and be responsible for the management of the National Secretariat and remain the principal custodian of Party records from grassroots to the national level.

His/her responsibilities shall include:

- i. Ensuring that all meetings including the National Executive Committee, National Governing Council and National Delegates Conference take place as provided for in the Constitution at such time as may be decided by the National Executive Committee;
- ii. Signing and keeping or causing to be kept a proper record of minutes of all meetings of the National Executive Committee, the National Governing Council and the National Delegates Conference and ensuring the distribution of such minutes and conveying of decisions made to persons and branches concerned.
- iii. Issuing correspondence on behalf of Party organs in which he or she is a member and sending out notices of all meetings of the organs concerned.
- iv. Preparing and signing annual reports on the work of the National Executive Committee, the National Governing Council and the National Delegates Conferences.
- v. Be the depository and custodian of all Party documents including Party Seal, Minutes Register, instruments of intellectual property rights, instruments of registration, registration of all Party Branches and Party members' register.
- vi. Preparing and Signing all documentation, correspondences and consulting with the Registrar of Political Parties on behalf of the Party as the authorized principal and signatory of the Party.
- vii. Any other duties conferred upon him or her by this Constitution or the party founder.

Article 6.10 Deputy Secretary General

- i. Shall, under the direction of the Secretary General, be in charge of Party protocol, act as liaison officer with local and international organizations and agencies, play host to visiting delegations and guests of the Party, liaise with Party Parliamentary Group through the Secretary for Parliamentary Affairs, & Secretary for International Affairs, & be in charge of the implementation of Party's strategies, policies and programs, oversee the development and revision of Party manifesto, coordinate Party meetings and Conferences, ensuring that returns are filed as required by law and perform such other specific assignments as might be delegated to him/her by the Secretary General from time to time.
- ii. The Deputy Secretary General shall, under the direction of the Secretary General, assist with matters relating to coordination of local strategic plans, development and review. He/she will assist in organizing strategic groups at the regional level to ensure that the party adopts such strategy which addresses both local and national concerns; keep close liaison with branches to ensure that the branches are made part



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

of the national strategic party planning process; he or she will maintain relationship and interaction with the branches to ensure that operations of the party are effective and smooth throughout the year; ensure that regional needs of the party are not compromised; and perform any other duties as might be delegated to him/her by the Secretary General from time to time.

Article 6.11 National Treasurer

The National Treasurer shall be the custodian of all party assets and shall be in charge of Party finances and shall supervise all financial transactions at all Party levels under the direction of the National Executive Committee. He or she shall also:

- i. Receive and bank all monies on behalf of the National Executive Committee and operate a banking account together with such other signatories as may be specified by the National Executive Committee, SC and NGC;
- ii. Keep such books of account as may be necessary to record clearly the financial position of the Party;
- iii. Prepare and sign Annual Party Budgets or Estimates and overall fiscal planning;
- iv. Monitor financial allocations and expenditure according to departmental votes as may be approved by the National Executive Committee;
- v. Ensure to be kept proper records of the party assets in conjunction with the national secretariat and branch offices.
- vi. Ensure the execution of prudent stewardship standards and best financial practices to protect Party's finances;
- vii. Prepare, sign and submit to the National Executive Committee a Financial Statement every quarter of the year and ensure that copies of duly audited Annual Accounts are circulated to all delegates at the same time the notice convening the National Delegates Conference is sent out;
- ix. Be responsible, in conjunction with Party's Finance and Resource Mobilization Committee, for the formulation and execution of resource mobilization plans and strategies.

Article 6.12 Deputy National Treasurer

The Deputy National Treasurer shall, under the direction of the National Treasurer;

- i. Assist the National Treasurer in matters pertaining to Accounts;

- ii. Assist the National Treasurer in matters pertaining to Audit by providing information to the appointed party auditors as may be deemed necessary;
- iii. Ensure that both internal and external audit is scheduled and executed in a timely manner and;
- iv. The Deputy National Treasurer shall under the direction of the National Treasurer;
- v. assist the National Treasurer in matters pertaining to Budget and Planning;
- vi. assist the National Treasurer in matters pertaining to Resource mobilization, planning, execution and maintain contact with those who support the party with resources and;
- vii. Shall perform such other specific assignments as might be delegated to him/her by the National Treasurer from time to time.

Article 6.13 National Organizing Secretary

The National Organizing Secretary shall supervise organizations of the party and in particular:

- i. Organize public meetings, functions, and meet the people tours;
- ii. Be responsible for promoting and mobilizing for party activities including the recruitment of Party members at branch level;
- iii. Coordinate effective functioning of all branches and ensuring they hold meetings in accordance with the requirements of this Constitution;
- iv. maintaining and developing new relationships with party supporters in the Diaspora
- v. In consultation with the Secretary General and the NEC, supervise the organization of the National Delegates Conference, National Governing Council and thereafter report on the progress in the holding of such meetings.

Article 6.14: Deputy National Organizing Secretary

The Deputy National Organizing Secretary shall:

- i. Work under the direction of the National Organizing Secretary and assist him/her in all duties pertaining to that office.
- ii. He/She will work closely with the Secretary of International Affairs, and focus attention in maintaining and developing new relationships with party supporters in



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



the Diaspora and perform all such assignments as he shall be assigned from time to time by the National Organizing Secretary.

- iii. The Deputy National Organizing Secretary shall work under the direction of the National Organizing Secretary, and assist him/her in all matters relating to organization of public meetings, functions and meet-the-people tours. He/she shall be responsible for dispute resolution, and engendering activities to popularize the party at the grassroots level taking into account the overall strategic aims of the party. Develop activities that focus on maintaining popular interest in the party. He/she shall also perform such assignments, as he/she shall be assigned from time to time by the National Organizing Secretary.
- iv. The Deputy National Organizing secretary shall work under the direction of the National Organizing Secretary and assist him/her in all matters relating to organization of public meetings, functions and meet-the-people tours. He/she shall focus attention on continuing recruitment of party membership while also performing all such assignments, as he/she shall be assigned from time to time by the National Organizing Secretary.
- v. The Deputy National Organizing Secretary (Programs) shall work under the direction of the National Organizing Secretary and assist him/her in all matters relating to organization of public meetings, functions and meet-the-people tours. He/she shall also perform all such assignments as he/she shall be assigned from time to time by the National Organizing Secretary.

Article 6.15: Secretary, Legal and Constitutional Affairs

The Secretary for Legal Affairs shall;

- i. Be the legal adviser to the Party in all legal and constitutional matters;
- ii. Perform such other duties as may be directed by the National Executive Committee;
- iii. Support the nomination process of the party

Article 6.16: Secretary, International Affairs

The Secretary for International Affairs shall:

- i. Be responsible for matters of foreign policy, contact with foreign organizations and creation of mutually beneficial links with foreign organizations and states;
- ii. Perform such other related duties as may be directed by the National Executive Committee.
- iii. Support resource mobilization activities of the party;
- iv. Support recruitment of diaspora members





ARTICLE 7.0: PARTY ORGANS

There is hereby established the following Party organs:

I.	National Delegates Conference - (NDC)
II.	Supreme Council of the party (SC)
III.	National Governing Council - (NGC)
IV.	National Executive Committee - (NEC)
V.	Central Committee - (CC)
VI.	Regional Delegates Conference - (RDC)
VII.	County Delegates Conference - (CDC)
VIII.	Branch Executive Committee - (BEC) (Constituency)
IX.	Sub Branch Executive Committee - (SBEC) (Ward)
X.	Polling Station Steering Committee - (PSSC) (Polling Station.)
XI.	Party Parliamentary Group - (PPG)
XII.	Council of Governors - (COG)
XIII.	Party County Assembly Group - (PCAG)
XIV.	Women League - (PFRD Party-WL)
XV.	Youth League - (PFRD Party-YL)
XVI.	National Secretariat - (NS)
XVII.	National Elections Board - (NEB)



Party To Be! Change We Want!
Chania Chetu! Maendeleo Ya Haki

Article 7.1: National Delegates Conference

The National Delegates Conference shall be the supreme organ of the Party with power to determine Party policy and leadership.

A. Composition and Eligibility

The National Delegates Conference shall be composed of the following members:

- i. All members of the Supreme Council
- ii. All members of the National Executive Committee
- iii. All members of the Party Parliamentary Group
- iv. All Members of the Council of Governors & the Deputy Governors
- v. All Chairpersons of the Branch Executive Committees
- vi. All Members of the County Coordinating Committees
- vii. All members of Regional Coordinating Committees
- viii. Minority OR Majority leaders in each County Assembly
- ix. All National Officials of the Youth League
- x. All National Officials of the Women League
- xi. Two persons of disability drawn from each county.
- xii. One person drawn from marginalized persons from each county
- xiii. One person nominated by BEC where the Member of National Assembly is an elected member of the Party.
- xiv. One LADY nominated by the BEC, where the County Women Representative is an elected member of the party.
- xv. One person nominated by the BEC, where the Senator is an elected member of the Party.
- xvi. One person nominated by the BEC, where the Governor is an elected member of the party.
- xvii. Members of the Party's Standing Committees specially nominated by the NEC to attend the Conference as delegates.
- xviii. At least one member from each registered Overseas Branch specially nominated by the NEC to attend the Conference as delegates.
- xix. Top up Delegates from branches to be determined by NEC, through the formula set out in schedule vii herein.

33

Peoples' Forum for Rebuilding Democracy (PFRD)
T: +254 711 123 223 | P: 020 251511 | F: 020 251511 | E: info@PeoplesPFRD.com
www.PeoplesPFRD.com | S: info@PeoplesPFRD.com



- xx. The maximum number of Delegates present at any NDC shall not exceed 1000 Delegates during the first term of 5 year and subsequently increase by similar margin as the party grows.
- xxi. Besides this requirements all members of the governing body must meet the ethics and integrity requirements as guided of by Constitution of Kenya 2010
- xxii. All members of NDC must be fully paid up members as guided by this constitution and with identification documents signed by the authorized officer of the party.
- xxiii. All members of the NDC must meet the educational and statutory requirement as guided by the laws of Kenya and defined by the NEC including: National identification, KRA PIN and Reg

B. Special membership and invitation to NDC

The National Executive Committee with the approval of the supreme council may, in its wisdom, invite individuals who have made special contribution to the Party or who have special skills or experience to attend the Conference with no right to vote; provided always that this category shall include, but not limited, to representatives of special interest groups, comprising at least two representatives of persons with disability.

C. Powers, duties and obligations of NDC

The National Delegates Conference shall have the following specific powers, duties and obligations:

- i. To review party policies and programmes and give directions regarding the organization of the Party.
- ii. To consider, modify, amend and, if it thinks fit, ratify the Manifesto, Constitution, Rules and Regulations of the Party and those governing its subsidiary organizations and their operations.
- iii. To establish and/or revise the by-laws, if required for the proper regulation of the affairs of the Party.
- iv. To receive, examine and approve Annual Financial Statement and Audited Accounts presented by the



National Treasurer for the period since the previous ordinary session of the National Delegates Conference and review annual dues payable by the Party members.

- v. To receive and discuss reports of the Supreme Council, National Governing Council And The National Executive Committee.
- vi. To appoint Party Auditor and fix his/her honorarium.
- vii. To elect, from among eligible Party members, the National Officials of the Party who shall constitute the National Executive Committee for a term of five years as set out in this constitution.
- viii. To delegate or confer any of its powers or duties to the National Governing Council and the National Executive Committee in addition to its functions.
- ix. To elect or appoint any other Standing Committee and assign specific tasks and duties to such committee.
- x. To nominate the Party's Presidential candidate for the election of the President of the Republic of Kenya or taking into consideration the criteria, procedures and circumstances provided for in the Party's Elections and Nomination Rules justifying a non-competitive nomination method or direct nomination, the National Delegates Conference may by resolution nominate the Party Leader as the Party's de facto Presidential candidate for the Office of President of the Republic of Kenya.
- xi. To initiate all such activities to further the aims and objects of the Party.
- xii. To perform any other duties and functions as the National Delegates Conference may deem fit.

D. Procedure of Meeting at National Delegates Conference

Ordinary Sessions:

An Ordinary Session of the National Delegates Conference shall be convened by the Supreme Council or a resolution of the National Executive Committee ratified by the Supreme Council and/or National

Governing Council, and held once every five years but not later than 31st December of the fifth year, at a place, time and date to be determined by the National Executive Committee and approved by the Supreme Council.

The notice and agenda convening the meeting shall be sent out by the Secretary General, failing which, the Supreme Council or any designated Party official specially appointed by the council for that purpose or by a third of the National Executive Committee at least Fourteen days before such date and published in a daily English newspaper with the greatest circulation.

Only agenda items as approved by the Supreme council and or National Governing Council or by the Party founder and/or party leader shall be discussed at the Ordinary Session of the National Delegates Conference.

Special Sessions:

A Special Session of the National Delegates Conference shall be summoned by the Supreme Council or upon the decision of the National Executive Committee as approved by the supreme council or upon a requisition in writing signed by at least two third of the delegates eligible to attend an Ordinary Session of the National Delegates Conference and approved by the supreme council and/or national governing council.

The notice and agenda convening the meeting shall be sent out by the Secretary General at least 14- days before such date and published at least once on a daily English newspaper with the greatest circulation, in addition to at least one Swahili radio broadcasts carried by a leading broadcasting station.

Where a Special Session of the National Delegates Conference is requisitioned by delegates, a notice calling upon the National Chairperson to summon the Conference including the agenda and date desired for the Conference shall be served upon the Secretary General on approval by the supreme council not later than sixty-five working days before the date proposed; but where the National Chairperson fails to summon the Conference within twenty one working days after due service of the notice, the Conference shall upon the approval of the



Supreme Council, stand duly summoned and properly convened on the date, place and time contained on the notice.

Where a Special Session of the National Delegates Conference requisitioned by delegates is convened in default of the National Chairperson summoning the same, the delegates requisitioning the Conference shall, not less than sixty working days before the proposed date, cause a notice convening the Conference to be published on a daily English newspaper with the greatest circulation, carried by a leading Swahili radio broadcast and on the Party's website and other electronic media platforms ; provided always, that such notice shall contain the agenda, place, date and time of the Conference.

Only agenda items approved by the National Executive Committee or added by the Party Founder or as may be requisitioned by delegates shall be discussed at the Special Session of the National Delegates Conference.

In the absence of the Party Leader or the Deputy Party Leader the National Chairperson or, in his absence, his deputy but failing which a delegate, specially elected by delegates in attendance, shall preside at a Special Session of the National Delegates Conference requisitioned by delegates. Similarly, the Secretary General or, in his absence, his deputy but failing which a delegate, specially elected by delegates in attendance, shall be the Secretary of such Conference and approved by the supreme council.

Quorum of the Ordinary or Special Sessions of the National Delegates Conference shall be 30% of eligible members present and voting.

Decisions shall be taken through the vote by consensus, secret ballot or by a unanimous resolution.

Article 7.2: Supreme Council of the Party

There is hereby established a Supreme council of the party, which shall be the second highest organ of the Party, and shall consist of the following members:

A. Composition and eligibility

- I. Patron and founder of the party (Supreme Council Chair)
- II. All the founder members of the party
- III. Party leader.
- IV. Religious leaders from five major religious groups in the country at the time
- V. Legal secretary of the party
- VI. Youth leader
- VII. Women leader
- VIII. PWD champion
- IX. National chairman -ex-official
- X. The members of the supreme council must be permanent members of the party.
- XI. All members must meet the education requirement defined to steer the activities of the party -a minimum of KCSE or equivalent qualification.
- XII. They must meet the statutory requirements: including KRA and current identification documentation.
- XIII. The members must meet the ethics and integrity requirements as outlined in constitution of Kenya 2010.

B. Functions

- a) To establish and/or revise the by-laws, if required for the proper regulation of the affairs of the Party before the national delegate conference.
- b) To run the party and make decisions in between the National Delegates Congress;
- c) To initiate all such activities as might further the aims and objects of the Party.
- d) To expel any member of the party as recommended by the other party organs or otherwise.
- e) To review the decision to expel any member of the party
- f) To appoint any member of the party to any organ of the party
- g) To dissolve any party organ as constituted and appoint members of the party in an acting capacity.
- h) To establish disciplinary and approve appointment of members to disciplinary committee of the party.



- i) To sanction and approve any meeting of a party organ on application.
- j) Consider and approve all critical and binding decisions and documents from NEC.

C. Procedure of Meeting at Supreme council meeting

- a) All the meeting of the supreme council will be special sessions to address issues that requires urgent attention of the council as deemed fit by the supreme members and which threaten the integrity of the party.
- b) The supreme council should meet monthly to guide the organs of the party.
- c) The supreme council should approve any meeting of the party organs and resources thereof.

Article 7.3: The National Governing Council (NGC)

There is hereby established a National Governing Council, which shall be the third highest organ of the Party, and shall consist of the following members:

A. Composition and Eligibility

- a) Party founder and chair supreme council
- b) Party leader
- c) All members of the National Executive Committee;
- d) All Chairmen of the Branch Executive Committees;
- e) All members of the Party's Parliamentary Group;
- f) All members of the Council of Governors & the Deputy Governors;
- g) All members of the National Elections Board;
- h) All Majority or Minority leaders of County Assemblies
- i) All Chairmen of Party's Standing Committees;
- j) All Women League National Officials;
- k) All Youth League National Officials.
- l) The members of the National Governing Council must be permanent members of the party.

Article 7.4: The National Executive Committee (NEC)

A. Composition

The National Executive Committee shall be the executive organ of the Party and shall be composed of the following members:

- i. Party Founder and chair supreme council
- ii. All the National Officials;
- iii. The Party's Executive Director, who shall be an *ex-officio* member.
- iv. The members of the National Executive Council must be permanent members of the party with fully paid up membership.
- v. All members must meet the education requirement defined to steer the activities of the party -a minimum of KCSE or equivalent qualification.
- vi. They must meet the statutory requirements: including KRA and current identification documentation.
- vii. The members must meet the ethics and integrity requirements as outlined in constitution of Kenya 2010.

The National Executive Committee shall be constituted by the National Delegates Conference and/or Supreme Council to hold office for a term of five years save for the Secretary of Parliamentary Affairs who shall be elected by the Parliamentary Group and ratified by the National Delegates Conference and/or supreme council .

B. Functions

The National Executive Committee shall have the following functions and powers:

- i. To act as the executive body and carry out the decisions of the National Governing Council, Supreme Council and the National Delegates Congress:
- ii. To supervise the National Secretariat of the Party and to take such measures as it deems necessary to enforce the decisions and programmes of the Party as laid

down by the National Governing Council and the National Delegates Conference.

- iii. Have the discretion to consider and grant or reject any application for membership of party
- iv. To determine the location of the National Headquarters and other offices of the party.
- v. To issue and send directives and instructions to and receive reports from the Branches.
- vi. To convene the meetings of and prepare the agenda for and reports to the National Governing Council and National Delegates Conference.
- vii. To oversee the operations of the Women League, Youth League, Party Parliamentary Group and the County Assembly Group
- viii. Set up committees as it deems necessary from time to time for specified tasks and to determine their terms of reference.
- ix. To operate and determine the manner in which the Party accounts and finances shall be prudently managed.
- x. To appoint the members of the National Elections Board.
- xi. To appoint and fix the Terms and Conditions of Service of the Executive Director and other members of staff in the employment of the Party.
- xii. To receive reports, supervise the work of, and delegate such functions to the National Secretariat and National Elections Board as it considers necessary.
- xiii. To recommend to the Party Leader names of any member of the Party or any other person who has made an outstanding contribution to the Party in the achievement or furtherance of its objects, policies or programmes for the conferment of honours of

recognition, merit, distinction, commendation or accolade in accordance with the Party's Reward and Merits Scheme as it may deem appropriate.

- xiv. To initiate, prepare or cause to be prepared the necessary quarterly, semi-annual or annual financial statements for approval by National Governing Council and the National Delegates Conference.
- xv. To receive, process nominated members of a Party List and present to the IEBC upon approval by the supreme council of the party in accordance with provisions of party constitution and the Law.
- xvi. To receive, consider, approve and implement reports and recommendations from the various standing, *ad hoc* and specialized committees or individuals
- xvii. To liaise with the Party National Election Board in order to ensure the coordination of elections of Party Officials at all levels and Party nominations for Presidential, Parliamentary and Civic elections.
- xviii. To appoint various schemes aimed at stimulating Party activities.
- xix. To make Elections and Nomination Rules and/or Regulations *or* amendments thereto as may be prescribed under this Constitution and lay them before the National Governing Council for ratification.
- xx. To consider and make decisions on the formation of alliances, mergers, affiliations and coalitions with other likeminded political parties so as to advance the objects of the party.
- xxi. To initiate all such activities as might further the aims and objects of the Party.
- xxii. To determine the multiplier to be used in the delegates top up formula.
- xxiii. To determine the maximum number of delegates to attend any National Delegates Conference.



- xxiv. To grant such honoraria, out of pocket expenses, to any National Official so as to reasonably facilitate his or her attendance at meetings or to ameliorate his or her just and fair expenses, subject to the availability of funds, and in its own discretion.
- xxv. NEC, with approval of SC/NGC, is the ultimate authority of all party asset and investments, as delegated to National Secretariat and Branch Executive Committee.

C. Meeting and quorum

The National Executive Committee shall meet at least once in every three months except for emergency meetings which may be convened by the Secretary General according to exigencies of time in consultation with the Party Founder or by a written request made by 50% of the members thereof.

Any vacancy occurring in the National Executive Committee during the course of the term before the next National Delegates Conference may be filled through nomination by the National Executive Committee from amongst members of the National Delegates Conference until the vacancy is substantially filled at the next Delegates Conference.

Quorum of the Ordinary or Special Sessions of the National Executive Council shall be 75% of eligible members present and voting.

Decisions shall be taken through the vote by consensus, secret ballot or by a unanimous resolution.

Article 7.5: The Central Committee

A. Composition and eligibility

There shall be a Central Committee of the National Executive Council that shall consist of;

- i. The party founder and chair supreme council
- ii. The Party leader,

- iii. The Deputy party leader
- iv. The National Chairperson,
- v. The Secretary General,
- vi. The National Treasurer,
- vii. The Organizing Secretary,
- viii. The Women Leader,
- ix. The Youth Leader,
- x. The Executive Director (Ex-Officio)
- xi. Three members specially nominated by the Party founder
- xii. The members of the National Governing Council must be permanent members of the party.
- xiii. All members must meet the education requirement defined to steer the activities of the party -a minimum of KCSE or equivalent qualification.
- xiv. They must meet the statutory requirements: including KRA and current identification documentation.
- xv. The members must meet the ethics and integrity requirements as outlined in constitution of Kenya 2010.

B. Functions

The functions of the Central Committee shall be to:

- i. Formulate policy for consideration by NEC;
- ii. Supervise the conduct of the Party's activities;
- iii. Nominate officials of the National Secretariat from amongst members of the party for appointment by NEC;
- iv. Propagate the PFRD Party ideology and policies;
- v. Advise the Party Leader and the National Executive Council in the performance of their functions under this Constitution;
- vi. Implement the decisions of the National Executive Committee;



Ensure that all organs of PFRD Party function properly and implement the policies of the Party;

- viii. Mediation on internal disputes affecting the Party;
- ix. Prescribe rules and regulations for the functioning and operation of special organs and Caucuses;
- x. Perform any other function that may be assigned to it by NEC.

Article 7.6: The National Secretariat (NS) and Office of the Executive Director

There is hereby established a National Secretariat which shall be headed by an Executive Director assisted by a Deputy Executive Director. The party founder/or National Executive Committee shall determine the number and designation of the departments within the National Secretariat.

The Executive Director shall be appointed by the Party founder and/or National Executive Committee. He/she shall be responsible for overall coordination of Party activities, budget and resource and programme management.

A. Functions

The main duties of the National Secretariat shall be:

- i. Management of Party operations.
- ii. Implementation of Party decisions.
- iii. Processing the clearance of persons to be appointed by the National Executive Committee as Party's nominees to the County Assembly or Parliament.
- iv. Voter outreach and membership recruitment.
- v. Registration, mobilization and maintenance of voters or members register.

- vi. Coordination, facilitation and synchronization of Party activities and events.
- vii. Public relations, communication and media outreach.
- viii. Fundraising and resource mobilization.
- ix. Campaign strategies.
- x. Operations and logistics.
- xi. Party policy and research.
- xii. Regional coordination.
- xiii. Liaison with all Party structures.
- xiv. Any other duties as may be assigned by National Executive Committee.

B. Terms of Employment and Operations of the National Secretariat

Members of Staff appointed to each department by the National Executive Committee shall be guided by the Party Service Code.

All senior Members of staff will be on contract not exceeding a period of 5 Years or as approved by NEC.

All permanent staff members will serve for a period not exceeding the mandatory retirement age and as guided by the labour laws.

The Secretariat shall be responsible for implementing decisions and programmes of the Party under guidance of the Secretary General, National Executive Committee and in liaison with other National Officials.

The National Secretariat shall service the operations of subsidiary organizations of the Party.

The National Secretariat shall function directly under the office of the Secretary General.

NEC will develop Human Resource policies to guide the operation of staff at all levels of the party.



Article 7.7: Party Parliamentary Group (PPG)

I.P.O. There shall be established the Party Parliamentary Group comprising the following:

- a) Party Founder and Chair Supreme Council
- b) Party Leader.
- c) Deputy Party Leader
- d) All Members of the Council of Governors & the Deputy
- e) Governors
- f) All Members of Parliament (The Senate, National Assembly and EALA).

II. The duties of the Parliamentary Group shall include espousing, advancing and defending Party policies and programs within Parliament and shall, at all times, whether jointly or severally exercise due diligence in the discharge of their parliamentary duties.

III. The Parliamentary Group shall make its own rules and regulations to govern the conduct of its meetings and deliberations provided that such rules shall be laid before the National Executive Committee for approval.

Article 7.8: Party County Assembly (PCAG)

There shall be a Party County Assembly Group consisting of the Governor, & the Deputy Governor, all the elected and nominated members of the County assembly to propagate the Party's agenda within their respective County Assembly.

The leader of the Party County assembly shall head the respective County Assembly Group in which they are members. Each Party County Assembly Group shall make its own rules and regulations to govern the conduct of its meetings and deliberations provided that such rules shall be laid before the National Executive Committee for approval.

Article 7.9: Women League (PFRD WL)

There shall be a Women's League known as the Women League membership of which shall be open to all women who are members of the Party. The Women League shall be an integral part of the Party and

shall be subject to the general direction of the National Executive Committee and the Party's general control and discipline at all levels.

There shall be Women League Executive Committees at National, Branch, Sub Branch, & Polling Station level consisting of Chair, Deputy Chair, Secretary, Deputy Secretary, Treasurer, Deputy Treasurer, Organizing Secretary, Deputy Organizing Secretary and twelve Committee Members.

The officials of the Women League Executive Committees at National, Branch, Sub-Branch, and Polling station shall be elected simultaneously and in the same manner as their counterpart Party Officials. The officials shall hold office for a term of five years, and are eligible for re-election upon expiry of their term, subject to a maximum of two consecutive terms.

Application for membership shall be made verbally or in writing to the Polling Station Women League Committee or the nearest Party office.

Article 7.10: Youth League (PFRD-YL)

There shall be a Youth League known as the Youth League, membership of which shall be open to all Party members aged between eighteen and thirty-five years. The Youth League shall be an integral part of the Party and shall be subject to the general direction of the National Executive Committee and the party's general control and discipline at all levels.

There shall be Youth League Executive Committees at National, Branch, Sub-Branch, and Polling station level consisting of Chair, Deputy-Chair, Secretary, Deputy Secretary, Treasurer, Deputy Treasurer, Organizing Secretary, Deputy Organizing Secretary and twelve committee members.

The officials of the Youth League Executive Committees at National, Branch, Sub-Branch, and Polling station shall be elected simultaneously and in the same manner as their counterpart Party Officials. The officials shall hold office for a term of 5 years, and are eligible for re-election upon expiry of their term, subject to a maximum of two consecutive terms.



Application for membership shall be made verbally or in writing to the Polling Station Youth League Committee or the nearest Party office.

The organization, functions, rules and regulations of Women League and Youth League shall be determined, established and set out by each group respectively provided that they are in conformity with the Party's overall objectives and are laid for approval by the National Executive Committee.

Article 7.11: National Elections Board (NEB)

There is hereby established the National Elections Board whose mandate is to plan, organize, direct, conduct, supervise and or coordinate all Party elections and nominations of candidates.

The National Elections Board will be appointed by the National Executive Committee and approved by Supreme Council upon a resolution made by two-thirds of members and will comprise seven respected and knowledgeable persons of high integrity who do not hold any elective Party position and at least one-third shall be either of gender.

The National Elections Board shall appoint a County Election Board, and a County Appeals Board in each County. The County Elections Board shall be supervised by the National Elections Board, and will comprise of five persons of high integrity to supervise the Party elections in the counties. The County Appeals Board shall be independent, and shall communicate its resolutions to the national Elections Board.

The National Elections Board shall make its own rules of procedure for its meetings.

The National Secretariat shall provide secretarial support services to the Board.

The members of the National Elections Board may serve for a term of two years and are eligible for re-appointment at the expiry of their term, subject to a maximum of two consecutive terms subject to approval by the supreme council.



NEB will also establish a national and county appeal tribunal as first line of addressing election and nomination disputes before they can spill over to a NEC established Election Dispute Resolution Committee as provided for in the election and nomination rules.

Article 7.12: Regional Delegates Conference (RDC)

There is established the Party Regional Delegates Conference in each of the following regions; **Nairobi, Lower Eastern, Upper Eastern, Coast, Western, Nyanza, Central, South Rift Valley, North Eastern, & North Rift Valley**

The Regional Delegates Conference shall:

- i. Be held at least once every year and more often if requested by at least one third of all counties in the region.
- ii. Carry out the decisions of the National Delegates Conference, & the NEC.
- iii. Receive and consider reports by the County Coordinating Committees.
- iv. Manage, harmonize, & coordinate regional affairs of the Party.
- v. Elect the members of the Regional Conference Committee who will hold office for 5 years.

The composition of the Regional Delegates Conference shall be members of the particular region as follows:

- i. Twenty mainstream officials from each branch
- ii. Branch Executive officials of Women's League and Youth League
- iii. Governors & Deputy Governors
- iv. All Members of Parliament
- v. Members of the County Assembly





Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



The Regional Conference Committee shall consist of;

- i. The Regional Conference Chairman
- ii. The Regional Deputy Conference Chairman
- iii. The Regional Conference Secretary
- iv. The Regional Organizing Secretary
- v. The Regional Conference Treasurer
- vi. The Regional Women League Representative
- vii. The Regional Youth League Representative
- viii. The Regional Special Interest Representative

Article 7.13: County Delegates Conference (CDC)

There is established the Party County Delegates Conference in each of the 47 counties.

The County Delegates Conference shall:

- i. Be held at least once every year and more often if requested by at least one third of all branches in the County.
- ii. Carry out the decisions of the National Delegates Conference, & the NEC.
- iii. Receive and consider reports by the Branch Executive Committee.
- iv. Manage, harmonize, & coordinate County affairs of the Party.
- v. Elect the members of the County Conference Committee who will hold office for 5 years.

The composition of the County Delegates Conference shall be members of the particular county as follows:

- i. Twenty mainstream officials from each branch
- ii. Branch Executive officials of Women's League and Youth League
- iii. Governors & Deputy Governors





- iv. All Members of Parliament
- v. Members of the County Assembly

The County Conference Committee shall consist of;

- i. The County Conference Chairman
- ii. The County Deputy Conference Chairman
- iii. The County Conference Secretary
- iv. The County Organizing Secretary
- v. The County Conference Treasurer
- vi. The County Women League Representative
- vii. The County Youth League Representative
- viii. The County Special Interest Representative
- ix. Two Committee members nominated by the Party Leader.

Article 7.14: Branch Executive Committees (BEC)

A. Composition and Eligibility

The Party shall establish Branches in a minimum of 24 Counties in Kenya. The Branch Executive Committee shall be responsible to the National Executive Council and supported by the National Secretariat and the Executive director.

Each Branch shall be managed by a Branch Executive Committee consisting of the Branch Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Organizing Secretary, Deputy Organizing Secretary, Treasurer, Deputy Treasurer, Secretary for Women Affairs (Women League Leader), Secretary for Youth Affairs (Youth League Leader), and a special interest representative, persons with disability representative and eight Committee Members, all of whom shall be elected at the Branch Electoral College and the Branch Executive Coordinator, appointed by the Branch Executive Committee in consultation with the National Secretariat, who shall be in an *ex officio*



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



member. NEC and NEB will define the requirements from election to this offices to include but not limited to Education, statutory, ethic and integrity as well as membership requirements.

The duties of the office bearers of the National, Branch, Sub-Branch, and Polling station Executive Committee shall be as follows:

The Chairperson

He/she shall convene and preside over all meetings with approval of the supreme council and NEC.

The Deputy Chairperson

He/she shall perform such duties as shall be assigned to him by the Chairperson. He/she shall assist and assume the office of the chairman in the latter's absence.

The Secretary

The Secretary shall keep proper records of all proceeding and minutes of the meetings of the Branch. He/she shall issue notices convening all meetings of the Branch under the direction of the Chairperson and perform all such duties as may from time to time be assigned by the Committee including handling of correspondence.

The Deputy Secretary

He/she shall perform such duties as shall be assigned to him by the Secretary. He/she shall assist and assume office of the Secretary in the latter's absence.

The Treasurer

The Treasurer shall be in charge of the Branch Finances and accounting. He/she shall prepare and submit to the Committee the Financial Statement of Accounts.

Deputy Treasurer

He/she shall perform such duties as shall be assigned to him by the Treasurer. He/she shall assist and assume the office of the Treasurer in the latter's absence.

The Organizing Secretary

The Organizing Secretary shall organize and supervise the programme of work of the Party at the Branch level, and shall ensure the proper and effective functioning of the organs of the Party at the Branch level. He/she shall ensure the proper and effective functioning of the other organs of the Party at the Branch level, including Youth and Women Groups.

The Deputy Organizing Secretary

He/she shall perform such duties as shall be assigned to him by the Organizing Secretary. He/she shall assist and assume the office of the Organizing Secretary in the latter's absence.

The Branch Executive Coordinator

The Branch Executive Coordinator shall be appointed by the National Secretariat in consultation with the Branch Executive Committee.

The Branch Executive Coordinator shall be an employee of the National Secretariat and shall be under the direction of the Branch

Executive Committee and shall be the custodian of all the Branch property, books of accounts, minute books, membership register and all the records of the party at the Branch. He/she shall be an employee of the National Secretariat.

B. The duties of the Branch Executive Committee shall be to:

- i. Promote party policies and activities among the people in the Constituency in order to realize the Party's objectives, policies and programs.
- ii. Recruit members to the Party.
- iii. Represent views and interests of the Branch members at the National Governing Council and the National Delegates Conference.
- iv. Ensure discipline and adherence to Party policies and programmes among individual Party members and the Women league and Youth League.



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

- v. Investigate any allegations of misconduct of any member and make recommendations to the National Executive Committee.
- vi. Promote political and general civic and voter education amongst the people for the benefit of the Party.
- vii. The Branch Executive Committee shall meet at least once every three months.

C. The Sub-Branch Executive Committee (SBEC)

There is hereby established a Party Sub Branch in each Constituency in Kenya. The Sub-Branch shall be under the general direction of the Branch as the case may be.

The Sub-Branch shall be governed by a Sub Branch Executive Committee which shall consist of:

Sub-Branch Chairperson, Deputy Chairperson, Secretary, deputy Secretary, Organizing Secretary, Deputy Organizing Secretary, Treasurer, Sub-Branch deputy Treasurer, Secretary for Women Affairs (Women League Leader), secretary for Youth Affairs (Youth League Leader), special interest/or marginalized representative, persons with disability representative and eight Committee Members

- i. Duties of the Sub-Branch Executive Committee shall be similar to those of the Branch.
- ii. The Chairman of a Sub-Branch may invite one or more of the Local Opinion Leaders to attend a Sub-Branch Executive Committee meeting if it is in the best interest of the Party. Such invited leaders shall have the right to speak but not to vote thereat.
- iii. The Sub-Branch Executive Committee shall meet at least once a month.

D. Polling Station Steering Committee

There is hereby established a Party Polling Station Steering Committee. Each polling station shall be managed by a Polling Station



Steering Committee consisting of; Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Organizing Secretary, Deputy Organizing Secretary, Treasurer, Sub-Branch deputy Treasurer, Secretary for Women Affairs (Women League Leader), secretary for Youth Affairs (Youth League Leader), special interest/or marginalized representative, persons with disability representative and eight Committee Members all of who shall be elected by universal suffrage of all of the Party members registered in the polling station.

E. Branch Offices

The National Secretariat shall establish Branch Offices in each Constituency which shall be managed by a Branch Executive Coordinator under the direction of the Branch Executive Committee. He/she shall maintain accurate and permanent records regarding membership registers, particulars of any contributions made, inventory of Party assets and an inventory showing Party stock and materials in store.

F. Terms of Employment and Procedure at Branch Meetings

Notices for all meetings including the agenda shall be sent out by the Branch Secretary or Sub-Branch Secretary as the case may be.

There shall be two classes of meetings as follows:

- i. Ordinary meetings shall be convened by a written notice of twenty one days.
- ii. Special meetings shall require a notice of fourteen days and shall be requisitioned for a specific purpose only by order in writing to the Branch Secretary. No other matter shall be discussed other than that stated in the requisition.

Quorums for all meetings shall be one-third of the membership thereof. Any official who fails to attend three consecutive meetings without reasonable apology shall be liable to suspension.

At all meetings the Chairpersons or in their absence the Vice Chairpersons shall preside, else the members shall elect one among themselves to preside.

Resolutions, unless otherwise stated in the constitution shall be decided by a simple majority by secret ballot or any other method of voting acceptable to the



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

delegates. Decision as to what method of voting to employ shall first be put to members to choose unanimously by consensus.

In the event of an equality of votes at any voting, there shall be a second voting, after which the Chairperson shall have a deciding vote.

Any National Official may attend any meeting(s) organized by the Branch as an ex-officio member.

All members of branch committees and lower units will be engaged on a temporary basis and for a term not exceeding 5 years or as approved the NEC from time to time.

NEC will develop Human resource policies to guide the remuneration and duties of all branches.

National Secretariat will coordinate all the HR, Financial, administrative and audit procedures for all the lower unit.

G. Overseas Branches

The National Executive Committee shall approve and register overseas branches provided that there shall not be more than one branch in any given country except the United States of America which shall have three branches. An overseas branch shall consist of at least 50 members, provided that there shall not be more than one branch in any given city. A branch so formed shall apply to the Party Headquarters for registration and upon approval, be furnished with a Certificate to that effect. Other provisions applying to branches in this Constitution shall apply *mutatis mutandis*.



Peoples' Forum for Rebuilding Democracy (PFRD)
P.O. Box 1131, Nairobi, Kenya, 00100
Email: info@peoplefrd.org | www.Peoplefrd.org



ARTICLE 8.0: COMMITTEES, COMPOSITIONS AND ROLES

Article 8.1: Policy and Strategic Planning Committee

A. Composition and Role

- I. The National Executive Committee shall appoint from among party members a Policy and Strategic Planning Committee as a Standing Committee consisting of seven Members with acknowledged experience in party matters and policy development, provided that one third shall be of either gender.
- II. Members of this Committee shall serve for a term of 5 years and are eligible for reappointment.
- III. The Policy and Strategic Planning Committee shall be responsible for proposing Party Policy, conducting research and overall Organization, Planning and Strategy.
- IV. The Policy and Strategic Planning Committee shall meet at least once three months.
- V. The members of the Policy and Strategic Planning Committee shall attend and participate in meetings of all party organs to provide technical, policy and strategic advice but shall not enjoy the right to vote on resolutions of the meetings.
- VI. The Policy and Strategic Planning Committee may, with the approval of the Executive Committee, co-opt experts and technical members with particular expertise to the committee when examining specific policy areas.
- VII. The Policy and Strategic Planning Committee shall be resourced by the National Secretariat
- VIII. Meetings of the Policy and Strategic Planning Committee shall be convened by the Chairman of the Committee or in his or her absence by the Vice Chairman.

B. Role of National Policy and Strategic Planning Committee, development and approval:

The National the Policy and Strategic Planning Committee shall ;

- i. Facilitate the development and review of party policy and strategic framework;
- ii. Prioritize the following policies of the party among others: Asset management policy, HR policy, ICT and cyber security, Ethics policy, work place health and safety policy, financial and audit and administration and management policies and procedures etc



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

- iii. Create awareness and participation of the rank and file of the party in party policies and strategic plans and for that purpose, with approval of the National Executive Committee, conduct regular policy forums and awareness campaigns.
- iv. Develop party reporting tools including -HR Manuals, JOB Descriptions, Occupational Health And Safety Policy etc. the reporting tools should be implemented to the later by the National Secretariat of the party and regional offices .
- v. The policy documents development shall be presented to the NEC for consideration and approval. At least one third of NEC members attending the meeting will approve the policy documents and policy reporting tools for on warding implementation by the national secretariat and all respective branch organs of the party.

Article 8.2: Finance and Resource Mobilization Committee

- I. The National Executive Committee shall appoint the Finance and Resource Mobilization Committee as a Standing Committee consisting of nine members including the National Treasurer and the Deputy National Treasurers and secretary resource mobilization and diaspora/international relations secretary.
- II. The appointed members shall elect the Chairperson and Secretary among themselves. Provided that one third shall be of either gender ;
- III. The Finance and Resource Mobilization Committee shall be responsible for:
 - i. Developing strategies for and realizing financial resource mobilization and any other support to the Party.
 - ii. Ensuring that the books of the Party are audited by the appointed auditor.
 - iii. Developing principles of stewardship, financial discipline, ethics and best practices to guide the Party in matters of fiscal planning and management.
- IV. The members shall be in office for five years and shall be eligible for reappointment at the expiry of their term, subject to a maximum of two consecutive terms.
- V. The Committee shall work closely with the National Executive Committee and will report at least twice a year on the finances and budget of the party.





Article 8.3: Legal Committee

- I. There is hereby established a Legal Committee as a Standing Committee of the Party consisting of the Secretary for Legal Affairs and nine other legal experts who are Party members.
- II. The Committee shall be appointed by the National Executive Committee and shall advise the Party on all legal matters. The appointed members shall elect the Chairperson who shall be an Advocate of the High Court of Kenya of not less than 3 years standing and a Secretary among them, provided one third of their membership shall be of either gender.
- III. The members or any member of the Legal Committee may on request attend and participate in meetings of other party organs to provide technical and legal advice but shall not enjoy the right to vote on resolutions of the meetings.
- IV. The members shall be in office for five years and are eligible for reappointment at the expiry of their term.

Article 8.4: Disciplinary Committee

- I. There is hereby established a Disciplinary Committee comprising five Party members of good standing, honour and integrity and appointed by the National Executive Committee and or the party founder. The Chairperson, who shall be an Advocate of the High Court of Kenya of not less than five years standing, shall be appointed by the National Executive Committee .
- II. The Disciplinary Committee shall make its own rules of procedure which shall be approved by the National Executive Committee. The Rules shall comply with written laws of Kenya, the Rule of Law and Rules of Natural Justice.
- III. The members shall be in office for five years and are eligible for reappointment at the expiry of their term.
- IV. The Disciplinary Committee as established under this Constitution shall have the power to receive, hear and determine all cases of discipline concerning Party members.
- V. Any Party member may, by a written and signed complaint, refer to the Committee an issue of discipline regarding a member or official of the party. A Disciplinary issue shall arise on the ground of gross misconduct and a member shall be liable to the Party's disciplinary measures if he/she engages in any conduct proscribed and as determined by the committee.
- VI. The gross misconduct shall largely be in the form of not upholding the Party's program, not observing the provisions of the Party constitution, not fulfilling a Party member's duties, not carrying out the Party's decisions, not strictly observing Party discipline, not guarding Party secrets, not being loyal to the Party or working hard to support the party activies, not fighting for PFRD throughout



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



and in all fora, not being ready at all times to sacrifice all for the Party and its members, and betraying the Party.

- VII. The Disciplinary Committee shall determine the seriousness of the issue presented and shall afford a fair hearing to such member complained against with reasonable opportunity to defend him/herself against the charges or allegations made against him/her in accordance with Rules of Natural Justice.
- VIII. The Disciplinary Committee shall, after a determination of facts on a complaint, make recommendation to the National Executive Committee which shall have the power to pass a penalty including, but not limited to Reprimand, Censure, Sanction, and Suspension for a period definite, or Expulsion. A Decision to suspend or expel shall be ratified by two thirds of the National Governing Council or the supreme council. Vacancies thus or otherwise created shall be filled in the same manner as they were originally filled.
- IX. NEC shall develop the Criteria and procedures for the disciplinary committee
- X. have no power to suspend or expel a member of the Party. Where an issue of discipline is referred to the Party Branch, Sub- Branch, or Polling Station, it shall constitute a Special Branch Disciplinary Committee to deliberate on the issue. Where the Committee is on the view that the misconduct is so serious as to invite suspension or expulsion, the Committee shall refer the matter to the Internal Dispute Resolution Committee at the Party Headquarters which shall summarily review the facts and make an appropriate recommendation to the National Executive Committee. Provided however the Branch/Sub- Branch/Ward or Polling Station shall have the power to censure or reprimand.
- XI. Any member suspended or expelled shall have a right of appeal to a Special Session of the National Governing Council which shall be convened by the National Chairperson, with the approval of the supreme council not later than six months from the date of the decision appealed from. The National Governing Council shall have the power to review the facts and its decision on appeal shall be final.
- XII. Any member whose suspension or expulsion is upheld at the conclusion of an appeal to the supreme council may in writing apply for arbitration and Clemency and the supreme council considers that a grant of clemency will promote the unity and harmony within the Party, it will have discretion to grant full or partial clemency, with or without conditions, from the suspension or expulsion imposed.
- XIII. Any Party member under a disciplinary process shall be entitled to represent him/herself in person or by an authorized representative or next friend.

63

Peoples' Forum for Rebuilding Democracy (PFRD)
The 8th Floor, Room 023 Thika Road, P.O Box 25151, Nairobi, Kenya 00100
www.PeoplesFORWARD.co.ke Email: info@peoplesFORWARD.com





ARTICLE 9.0: STEWARDSHIP

Article 9.1: Party Management Structure and Documentation

A. Party management structure

The party management structure shall include all the following organs from the national level to the county level.

The management structure will have the National Delegate conference (NDC) as the highest decision making organ and the Polling Station Steering Committee (PSSC) as the lowest decision making organs of the party.



B. Documentation and Branding

i) Employees

Each of the levels should have clear documentation of employee working at that level. The term of engagement as defined by the National Executive Council (NEC) for at the national secretariat and Branch Executive Committee of the party for branch office.

ii) Membership

Membership register shall be at both the National Secretariat and County offices In addition to documentation and procedure provided for in Article 9.5 document the following: Membership details including Name, National identification Number or



passport, region, ethnicity, disability, gender, county, contact information and polling station. Other documentation to be available at both the National Secretariat and Branch Offices include: Register of assets, books of accounts, branded materials of the party and procedure manual for registration, Party materials: Constitution, nominations rules and other internal documents and policies and List of offices in all sub-county levels.

Article 9.2: Funds and signatories to the bank and party documents

- I. The National Executive Committee shall establish rules governing the collection, management and expenditure of funds. All withdrawals shall be against expenditures in the approved budgets or by resolutions of the National Executive Committee.
- II. The source of funds for the Party shall include the following:
 - i. Funding by the Exchequer.
 - ii. Membership Fees.
 - iii. Fundraising and Contributions.
 - iv. Voluntary Contributions.
 - v. Donations Contracts, bequests, and grants from any other source not being a foreign government, inter-governmental or nongovernmental organization.
 - vi. Proceeds of any investment, project or undertaking in which the party has an interest.
 - vii. Net income from Publications and Consultancies.
 - viii. Nomination fees.
 - ix. Contributions from Party Members of Parliament, Governors and County Assembly Representatives.
- III. The Party shall operate Account(s) with local Bank(s) according to modalities laid down by the National Executive Committee.
- IV. The signatories to the Bank Account(s), party documents, party register and certificates shall be as approved by a resolution of the National Executive Committee or as appointed by the supreme council.
- V. In the case of bank account and financial report of the party, the signatories shall largely be limited to the national chairman or secretary general and treasurer; and a mandatory signatory of/ or approval of party founder and/or party leader;

VI. The ultimate signatory for party documents, party register, annual reports of the party, correspondence to the registrar and certificates shall be the National Party Chairman and National secretary with express approval of the Party leader and/or Party Founder.

VII. A clear financial structure will be approved by the NEC and no money shall be distributed to members. The financial structure should be observed at all times by the national secretariat and all monies generated for the party should be expended after the approval of the budget by NEC and with guidance of the NGC/SC.

Article 9.3: Funds & Assets Management structure

- I. The National Executive Council, as appointed under article 7.4, will be responsible for management of party properties and investments.
- II. The National Executive Committee shall establish rules governing the mobilization, management and expenditure of funds.
- III. All disbursements shall be against expenditures in the approved budget or by resolutions of the National Executive Committee.
- IV. The source of funds for the party shall include the following:
 - Membership fees;
 - Funding by the Exchequer;
 - Fundraising and contributions;
 - Voluntary contributions;
 - Grants, donations, loans, subventions and legacies accepted by the National Executive Committee on recommendation by party officials and/or members;
 - Proceeds from any investments, project or undertaking in which the party has an interest;
 - Net income from publications and consultancies;
 - Nomination fee; and,
 - Contribution from elected party members.
- V. The financial year of the party shall be aligned to the government's financial year.
- VI. The party shall operate bank account(s) as approved by National Executive Committee.
- VII. The signatories to the bank account(s) shall be approved by a resolution of the National Executive Committee.
- VIII. Party funds shall be used only for purposes of furthering the objectives of the party in accordance with the approved budgets.



- IX. Distribution of party funds amongst members and/or officials of the party is prohibited.
- X. Party organs and officials may not incur expenditure in excess of the funds budgeted for and disbursed without written authority from the National Executive Committee.
- XI. The party shall appoint a qualified, registered auditor to audit the books of the party for the National Delegates Congress. The Auditor shall not be an office bearer or a member of any committee of the party.
- XII. All party accounts, records and documents shall be open for inspection by the auditor at any time.
- XIII. The National Treasurer shall produce, sign and submit up to date audited accounts, which shall not be less than four weeks and not more than two months before the date of the National Delegates Congress.
- XIV. The National Treasurer shall be the custodian and signatory of all party assets and investment funds, and shall prescribe the Asset Management Policies and Procedures

Article 9.4: Auditor

- I. The Party shall appoint or re-appoint a qualified, registered Auditor to audit the books of the Party at the National Delegates Congress. The Auditor shall not be an office bearer or a member of any committee of the Party.
- II. All Party accounts, records and documents shall be open to inspection by the auditor at any time.
- III. The National Treasurer shall produce and submit audited accounts made up-to-date, which shall not be less than four weeks and not more than two months before the date of the National Delegates Congress.
- IV. The Auditor shall be paid such honorarium for his duties as shall be approved by the National Delegates Congress.

Article 9.5: Inspection of Accounts and Membership Registers

- I. The books of accounts and all documents relating thereto and the list of members of the Party shall be available for inspection at the registered office of the Party by any officer or members of the Party.
- II. Members of the public will have the right to inspect the documents by giving not less than fourteen days' notice in writing.

- III. The party will also make available, on a continuous basis, all party documents or information through the online platforms including party website and party library -digital library.
- IV. The NEC will develop the criteria for online requests for clarification or document to be filled when making request for inspection of party documents at all levels.

Article 9.6: Liability

- I. No office bearer shall be held personally liable for any reasonable act or omission in good faith in the performance of his or her duties as an official.

Article 9.7: Contractual liability

- I. No instrument shall bind the Party or create legal relationship with the party unless the person executing it has written authorization from the National Executive Committee (NEC) and/or Supreme Council and such authorization shall indicate the extent of that authority and .

Article 9.8: Party Seal

- I. The Party shall have a seal which shall be kept in the custody of the Secretary-General. Other than documents which by law must be sealed, the National Executive Committee may, by a resolution in writing, determine what class of contracts or documents which must be sealed.
- II. The Party Seal shall be authenticated by appending to the document under seal the signature of the National Chairperson and the Secretary General or, in his absence, any other member of the National Executive Committee specifically mandated to do so by the National Executive Committee by a resolution in writing.

Article 9.9: The Press and Publication

- I. The Party may own and/or operate a Printing Press, Radio and/or Television Station as well has an interest or shares in any existing entities.
- II. The Party may publish its own Literature, Newspaper, Periodical Magazine, Pamphlets, and Books among others.
- III. The party may run several social media handles including -twitter, facebook, tiktok etc to engage its members at all times.



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

ARTICLE 10.0: CODE OF CONDUCT, NOMINATIONS, COALITIONS, MERGERS AND AMENDMENTS

Article 10.1: Code of Conduct

- I. All members shall subscribe to the party's values, principles and Code of Conduct.
- II. The officials of the party shall all bind themselves by signing the party's Code of Conduct.
- III. Failure to comply with the party's Code of Conduct shall constitute a disciplinary offence.



Article 10.2 : Party Nominations

- I. The party may nominate presidential, gubernatorial, parliamentary and county assembly candidates for General and by-elections.
- II. All registered party members shall be eligible to vote in their respective constituencies and /or wards for the nominations of the party candidate(s).
- III. The Party Nomination Rules and Regulations for county assembly, parliamentary, gubernatorial and presidential candidates for general and by-elections shall be prepared by the National Executive Committee and nominations shall be conducted in accordance with such rules and regulations.
- IV. The National Chairperson and the Secretary-General or appointee of NEC with approval of SC/NGC of the party shall sign the nomination certificates for any nomination or elections.



Article 10.3: Nomination of Presidential Candidate

- I. The election of the party's presidential candidate shall take place at the National Delegates Congress.
- II. NEC shall, with approval of NGC and/or Supreme Council, organize the NDC and notify the NEB 3 months before the planned date of the meeting to prepare and notify the candidates for election of national official and/or nomination of presidential candidate.
- III. The NEB shall give notice, inviting applications from members for nomination as the party's candidate to contest the office of the President.
- IV. The notice shall be displayed in a conspicuous place in the party websites, party's constituency, county and national offices and shall specify the closing date for application, which shall not be more than two (2) months prior to the holding of the National Delegates Congress.
- V. Any member may, prior to the expiry of the period, set out in the Article above, submit an application for nomination as the party's presidential candidate.

VI. A member shall be entitled to be nominated as the party's presidential candidate if he/she: -

- i. Is a member of the party;
- ii. Has paid the prescribed fee for the presidential aspirants by the deadline set by the National Executive Committee;
- iii. Satisfies the constitutional and statutory requirements;
- iv. Has signed the 'Undertaking for Party Code of Conduct', and,
- v. The member's nomination has been endorsed in writing by at least one thousand (1,000) members from at least twenty-four (24) counties.

VII. It shall be the obligation of the member seeking nomination as the party's presidential candidate to satisfy the National Executive Committee and SC that the conditions stipulated in the Constitution have been fulfilled and any application which does not comply with these conditions shall be rejected.

VIII. The National Delegates Congress or any other mechanism as shall have been determined by NEC shall elect the party's presidential candidate.

IX. Where there is more than one (1) contestant, each delegate will cast his or her vote by secret ballot for one of the contestants.

X. Where there is only one (1) contestant for nominations as the party's presidential candidate, the National Delegates Congress shall acclaim his/her nomination as the party's presidential candidate.

XI. Where a contestant obtains more than fifty percent (50%) of the votes cast, he/she shall be declared the party's presidential candidate.

XII. Where, however, no contestant obtains more than 50% of the votes cast, there shall be a run-off between the first two contestants and the contestant with a simple majority shall be the party's presidential candidate.

XIII. In the event of a tie between two contestants, the runoff will continue until one contestant obtains a simple majority.

XIV. NEC will prescribe the fees to be paid for the presidential candidate as prescribed in the election and nomination rules.

XV. NEC with approval of the SC/NGC will develop the code of conduct for party nominations and in line with PPA and Election act.

Article 10.4: Selection of the Deputy Presidential Candidate

The party's presidential candidate shall nominate a running mate from fully paid up members of the party or coalition members as prescribed and approved by the SC and NDC.



Article 10.5: Nomination to Other Elective Offices

The NEC, in accordance with this Constitution and the Elections and Nomination Rules and Procedures, shall approve nominations and nomination fees to all other elective offices.

Article 10.6: Nomination of Party List Members

- I. The NEB will identify and nominate members to the party list and forward to the NEC for presentation to the Commission, upon approval by NGC/ SC, in the category of Party List members in accordance with Section 34 of the Elections Act.
- II. The qualifications and disqualifications prescribed for Members of Parliament and County Assembly as defined from time to time by election and nomination rules shall apply to the Party List.
- III. The NEB, with approval of NEC, shall give notice, inviting applications from members for nomination to the party list.
- IV. The notice shall be displayed in a conspicuous place in the party websites, party's constituency, county and national offices and shall specify the closing date for application, which shall not be more than two (2) months prior to the holding of the deadline provided for in the elections act.
- V. Any member may, prior to the expiry of the period, set out in the Article above, submit an application for nomination to party list
- VI. A member shall be entitled to be nominated to party list if he/she: -
 - i. Is a member of the party;
 - ii. Has paid the prescribed fee (where applicable) for the nomination by the deadline set by the National Executive Committee;
 - iii. Satisfies the constitutional and statutory requirements;
 - iv. Has signed the 'Undertaking for Party Code of Conduct', and,
 - v. The member's nomination has been endorsed in writing by at least two hundred (200) members from the respective constituency in the case of member of parliament (MP) and at least (100) members of the party from the respective ward in the case of county assembly.
- VII. NEC will prescribe the fees to be paid for each categories of nomination to party list and special fees for SIGs.

Article 10.7: Affiliations, Alliances, mergers and Coalitions

- I. The Party may form alliances, mergers, affiliations and coalitions with other likeminded political parties. The decision to form such alliances and coalitions

shall be determined by more than half of the National Executive Committee and approved by the Supreme Council and/or the National Delegates Conference.

- II. Instruments of such coalition, mergers, affiliations and alliances shall be executed and deposited with the Registrar of Political Parties.
- III. Any member of the party shall have the right to forward any objections and dispute through the internal party organs for redress as provided for in article 10.8 of this constitution.
- IV. The dispute and objections arising from the formation of the coalition shall be subject to Internal Dispute Resolution Mechanism and the decision on the objections/complaint should be delivered within 7 days of receipt at each level of resolution.
- V. The National chairman or National secretary general and party founder or party leader shall be the ultimate signatories of any coalitions, alliances, mergers and affiliations and keep custody of all such Instruments.

A. Coalitions and alliances

The Party may form coalitions and alliances with other like-minded political parties. The decision to form such alliances and coalitions shall be determined by two-thirds of the National Executive Committee, approved by the Supreme Council of the party and ratified in a special meeting of National Delegate Conference.

B. Mergers

The Party may merge with other like-minded party (ies) for the purpose of winning national power/leadership. Any proposal for merger shall be deliberated, adjudicated and decided by a two third of the following party organs: National Executive Committee, National Governing Committee or Supreme Council, National Delegates Convention. If the Supreme Council and/or the National Governing Council reject the proposal for merger, it shall be declined before consideration by the NDC.

C. Affiliations

The party may affiliate with similar parties or other lawful organizations both within the country and elsewhere having similar objective of rebuilding the democratic societies through democratization of institutions.



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

Article 10.8: Dispute Resolution

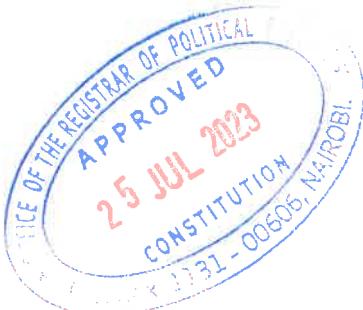
- I. The party establishes an Internal Dispute Resolution Committee that will largely address the disputes arising in the party chaired by an advocate of high court in respective cases- electoral dispute or other dispute as will be classified.
- II. The IDRC will deliver judgement within 7 days of receiving the complaint. The disputed parties will be notified within 2 days of receiving and reviewing the complaint.
- III. The party will promote dialogue in resolving disputes and engaging the concerned organs of the party to resolve the dispute. Any party not satisfied will have to move to arbitration and higher organs of the party. Disputes not resolved will then be referred to NDC and supreme council of the party.
- IV. Any dispute that cannot be resolved by Party organs and IDRC mechanism shall be adjudicated through arbitration.
- V. The aggrieved party (ies) shall agree on three arbitrators.
- VI. The recommendations of the arbitrators shall be communicated to the Supreme Council and National Governing Council in writing.
- VII. The National Governing Council and /or Supreme Council will make its decision within 30 days and communicate in writing to the National Delegates Conference for ratification.

Article 10.9: Amendment of the Constitution

- I. National Executive Committee may propose or receive proposals from any member of the Party for amendments or review of the entire constitution, which proposals shall be presented for approval by at least two-thirds of members present at the National Delegates Conference.
- II. The quorum for any meeting at which the amendment of the Constitution is proposed shall be two-thirds of the delegates eligible to attend and vote.
- III. A resolution to amend the Constitution shall be supported by at least two-thirds of the delegates eligible to attend and vote.

Article 10.10 : Amendment of the party name, symbol and colours

- I. National Executive Committee may propose or receive proposals from supreme council or any member of the Party for amendments or review of the party name, symbol and colours, which proposals shall be presented for approval by the National



Governing Council and more than half of members present at the National Delegates Conference.

- II. Supreme council may propose changes in the party name , party symbol and colours and forward to NEC for onward submission to the registrar to effect the changes as guided.
- III. The quorum for any meeting at which the amendment of the party name , symbol and colours is proposed shall be more than half of the delegates eligible to attend and vote.
- IV. A resolution to amend the party name, symbol and colour shall be supported by more than half of the delegates eligible to attend and vote.



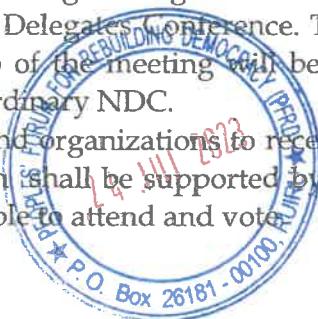
Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



ARTICLE 11.0: DISSOLUTION

Article 11.1: Dissolution of the party

- I. The Party may be dissolved by a resolution passed by two-thirds majority of registered members of the Party at a National Delegates Conference called expressly for the purpose of dissolution and approved by the Supreme Council.
- II. In such dissolution, all properties and funds of the Party less liability shall be distributed in a manner as shall be determined by the Special National Delegates Conference at which the resolution in favour of the dissolution is passed.
- III. The assets shall be granted to one or more organizations in Kenya whose objectives conform to those of the Party and who shall be voted for this purpose by two thirds of the members attending the meeting. The Supreme Council will prepare a list of all eligible organizations and present to the delegates for consideration and approval.
- IV. The quorum for any meeting at which the dissolution of the Party is proposed shall be two-thirds of the delegates eligible to attend an Ordinary Session of the National Delegates Conference. The invitation, notices and membership of the meeting will be as defined in article 7.1 of conducting ordinary NDC.
- V. A resolution to dissolve the Party and organizations to receive the assets and fund upon dissolution shall be supported by at least two thirds of the delegates eligible to attend and vote.
- VI. Voting shall be by Secret Ballot only.



Article 11.2: Dissolution of party branches and in the case of Merger

- I. The dissolution of party branches will be conducted by NEC with approval of NGC/or SC.
- II. All the properties of the branch will be distributed to the other branch offices of the party within the same region
- III. The approval for dissolution will be approved by simple majority of NEC members and approved by NGC/or SC.
- IV. In case of a merger the entire membership, assets and liabilities will be distributed after the signing of agreement to the new entity across different levels of the party.



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

Article 12.0: GENERAL ITEMS

Article 12.1: Gender and Affirmative Action

- I. In the Endeavour to reach the objective of full representation of women in all decision - making structures the Party shall implement a programme of affirmative action, including the provision of a quota of not less than one-third (1/3) in all organs, appointments, committees, nominations to enable such effective participation.
- II. All Party Officials shall not hold more than one office in the Party and gender consideration shall be observed in all offices and quota.
- III. Any vacancy occurring in the Party organs during the course of the term before the next National Delegates Conference or Party Election as the case may be, shall be filled in acting capacity ,through nomination by the Supreme Council and/or National Executive Committee upon recommendations of the relevant Party organ until the vacancy is substantially filled.

Article 12.2: Repeal and Replacement

- I. The party Constitution dated of the party if reviewed shall be dated accordingly and replaced as approved by the relevant party organs and registrar of political parties.
- II. The dates repealed and replaced shall be clearly confirmed communicated to all party members.

Article 12.3: Transition

- I. All Organs, Committees or Offices of the party under this Constitution as of the date of approval by the registrar and all appointments or nominations made thereunder including assets, liabilities or contractual obligations entered into shall remain in force unless otherwise dissolved pursuant to this Constitution.

Article 12.4: Miscellaneous

- I. The National Executive Committee shall have the power to make rules for the better carrying out of all matters provided in this Constitution on approved by the Supreme Council .
- II. Such Rules shall be consistent with provisions of this Constitution and, where inconsistent, such rules made shall be void to the extent of the inconsistency thereof and as approved by the Supreme Council .



Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki

SCHEDULE

Schedule I: Party Symbol/Emblem/Logo

THE PFRD Party Symbol is A Ballpoint pen in party colours-maroon, blue, red, green, white and black



Schedule II: Party COLOUR

The party colour is Maroon and Blue. Other colours party colour are green and red tints in branding; black and white are the general colours for the base branding.

Schedule III: Party Flag

The PFRD Party flag is rectangular; it is one and a half times longer than it's wide. It is horizontal comprising from top to bottom, the maroon colour green and blue with streaks of red, white and black.

Schedule IV: Party Slogan

The party slogan is “-Party To Be! Change We Want!” “chama chetu! Maendeleo ya haki”

Schedule V: Party Salute

The Party salute is a tick sign in the air using the right hand reflecting the symbol of the party which is a ball point pen with a blue tick signature

Schedule VI: Membership fees

CATEGORY	JOINING	ANNUAL SUBSCRIPTION
<i>Life</i>	20,000/=	5,000/=
<i>Ordinary</i>	100/=	200/-
<i>Corporate Membership</i>	500,000/=	100,000/=
<i>Group Membership</i>	300,0000/=	50,000/=
<i>Special groups</i>	50/=	50/=

The above membership fees shall be subject to review from time to time by the National Executive Committee, subject to ratification by the Supreme council and National Delegates Conference.

Schedule VII: Counties

1.	Mombasa	25.	Samburu
2.	Kwale	26.	Trans Nzoia
3.	Kilifi	27.	UasinGishu
4.	Tana River	28.	Elgeyo/Marakwet
5.	Lamu	29.	Nandi
6.	Taita/Taveta	30.	Baringo
7.	Garissa	31.	Laikipia
8.	Wajir	32.	Nakuru
9.	Mandera	33.	Narok
10.	Marsabit	34.	Kajiado
11.	Isiolo	35.	Kericho
12.	Meru	36.	Bomet
13.	Tharaka-Nithi	37.	Kakamega
14.	Embu	38.	Vihiga
15.	Kitui	39.	Bungoma
16.	Machakos	40.	Busia
17.	Makueni	41.	Siaya
18.	Nyandarua	42.	Kisumu
19.	Nyeri	43.	Homa Bay
20.	Kirinyaga	44.	Migori
21.	Murang'a	45.	Kisii
22.	Kiambu	46.	Nyamira
23.	Turkana	47.	Nairobi City
24.	West Pokot		



Schedule VIII: IN THE NUMBERS

A. Delegates top up formula

Total number of Registered Party Members Nationally

Total Number of Constituencies in the Republic of Kenya

= Target Number

Registered Party Members

Determined by the number of registered members as per Party records

B. Target Number

This is the minimum number of members a branch must have to qualify for one (1) delegate.

Number of Registered Party Members in Good Standing @ the Branch

Target Number

= Qualifying Delegates per branch

Qualifying Delegates

This is the number of delegates that qualify from each branch.

Qualifying Delegates X Multiplier

= Actual Top Up Delegates per branch



C. Multiplier

A number that is determined by the NEC to be applied uniformly in the determination of the actual delegates in each branch.

D. Actual Delegates per Branch

The number Top Up delegates that can represent each branch and fully participate in the Party's NDC as per this formula.

Schedule IX: Regions and counties

A. Nairobi Counties:

Nairobi

B. Lower Eastern Counties:

Makueni, Kitui, Machakos, Embu, Tharaka Nithi, Meru

C. Upper Eastern Counties:

Isiolo, Samburu, Marsabit

D. North Eastern Counties:

Garissa, Wajir, Mandera

E. Coast Counties:

TaitaTaveta, Kwale, Mombasa, Kilifi, Tana River, Lamu

F. Western Counties:

Vihiga, Kakamega, Bungoma, Busia

G. Nyanza Counties:

Kisumu, Siaya, Homa Bay, Migori, Kisii, Nyamira

H. Central Counties:

Kiambu, Muranga, Nyeri, Kirinyaga, Nyandarua, Laikipia

I. South Rift Valley Counties:

Kajiado, Narok, Bomet, Kericho, Nakuru

J. North Rift Valley Counties:

Nandi, Uasin Gishu, Kitale, Baringo, ElgeyoMarakwet, West Pokot, Turkana

Party To Be! Change We Want!
Chama Chetu! Maendeleo Ya Haki



CERTIFICATION OF THE CONSTITUTION

The following representatives confirm that PFRD constitution presented reflect all the necessary provisions in line with Constitution of Kenya 2010, Political Parties Act 2011 and any subsequent legislation and guidelines. The same is forwarded to the registrar as the approved constitution of PFRD to which all the operations of the party will be anchored



1948-68