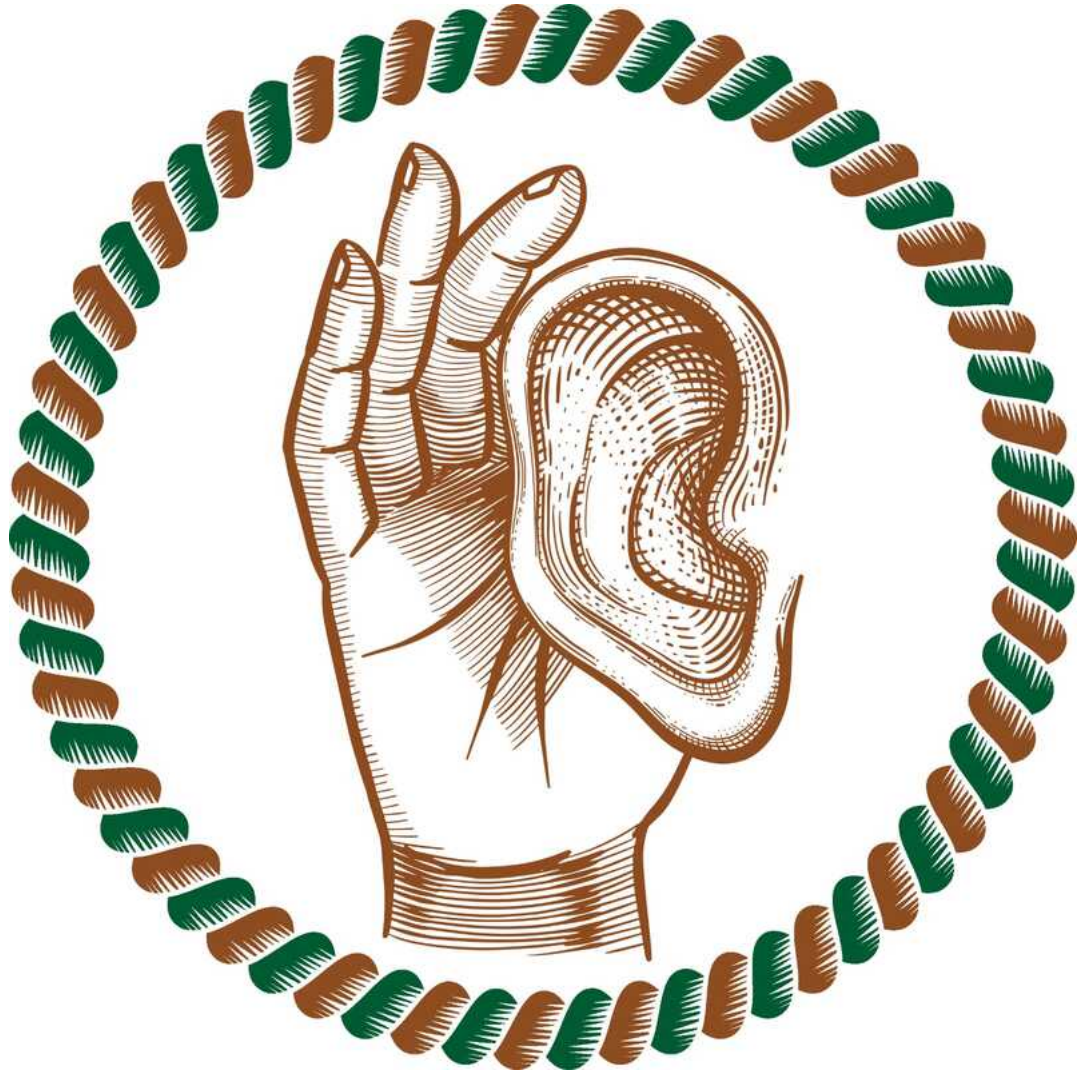


DEMOCRACY FOR THE CITIZENS PARTY CONSTITUTION



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PREAMBLE

1. RECOGNIZING the need to raise the nation to moral and intellectual dignity, recreate civil political institutions; reconcile and unite our various peoples and rekindle in ourselves the spirit of brotherhood, confront social decay, remedy existing evils in the moral, social, and political condition of the country and arouse ourselves to a desired state of consciousness to build a prosperous and lasting democracy.
2. In response to these challenges, leaders of like-minded political associations, roused to a sense of their duty to the nation, and resolved:
 - a) To bring together all patriotic and like-minded Kenyans into a single formidable political party, capable of organizing and making productive the labor and energy of the people.
 - b) To work together under the umbrella of the party for the speedy restoration of democracy, the achievement of national reconciliation, economic and social reconstruction and respect for human rights and the rule of law.
 - c) To create social-political conditions conducive to national peace and unity by ensuring fair and equitable distribution of resources and equal opportunities to all
 - d) To establish under the law and the Constitution of Kenya, a moral social order which will result in the spiritual regeneration of the nation and to defend the sanctity of democracy through the firm enforcement of a strict code of conduct among the members of the party and political office holders; and
 - e) To mobilize like-minded Kenyans under the leadership of the party to build a nation responsive to the aspirations of its people, able to satisfy the just hopes and aspirations of the black people of the world and to gain the confidence of the nations.

the following Constitution:

March 6, 2025

1 ARTICLE 1: THE NAME OF THE PARTY

The name of the Party shall be Democracy for the Citizens Party (DCP) ("Hereinafter in this Constitution referred as "The Party" and with the abbreviation "DCP")

2 ARTICLE 2: SUPREMACY OF THE PARTY CONSTITUTION

Subject to the provisions of the Constitution of the Republic of Kenya and attendant legislation, this Constitution shall be supreme and its provisions shall have binding force on all members and organs of the party.

3 ARTICLE 3: MOTTO AND SLOGAN

The motto of the Party shall be **"JUSTICE, UNITY AND PROGRESS"**

WHEREAS,

The slogan of the party shall be **"SKIZA WAKENYA"**

4 ARTICLE 4: THE PARTY LOGO, SYMBOL AND COLOURS

1. The Party colors shall be green, brown, white and black.

2. The Party symbol shall be as set out in the Third Schedule to this Constitution

5 ARTICLE 5: REGISTERED OFFICE

The registered head office of the Party shall be in Riara Centre -Riara Road Nairobi.

The postal address:

P.O Box 26237, Nairobi – 0100 Nairobi County.

The official address of the party website shall be **www.dcpkenya.com**

The official party email shall be **dcpparty254@gmail.com**

6 ARTICLE 6: AIMS AND OBJECTIVES OF THE PARTY

The aims and objectives of the Party shall be:

1. To preserve and defend the National Sovereignty and Independence of Kenya. The party shall be democratic organization and shall pursue its objectives without regard to race, creed, ethnic affiliation, gender or age.
2. To create conditions for the establishment of a democratic, political and social order which shall guarantee in perpetuity that the Government of the State shall be answerable to the people through periodic free and fair elections based on universal adult suffrage;
3. To uphold and apply fully the rule of equality before the law, and equality of opportunities for all the people in Kenya, regardless of race, tribe, sex, religion or origin.
4. To establish and sustain a society firmly based on our historical, cultural and social experience and to create conditions for economic independence, prosperity and equitable distribution of the wealth of the nation in a system of economic organization and management in which

elements of free enterprise and market economy, planned economy and public ownership are combined.

5. To oppose resolutely tribalism, regionalism, nepotism, racism, religious fanaticism, and related intolerance, discrimination on grounds of sex and all forms of exploitation of man by man in Kenya.
6. Promote a democratic society that pursues its objectives without regard to race, creed, ethnic affiliation, gender or age.
7. The party shall respect freedom of expression and free exchange of ideas and information without undermining the authority and integrity of the party.

7 ARTICLE 7: BROAD OBJECTIVES OF THE PARTY

7.1 The Party shall:

- a) Have a manifesto;
- b) Subject to the provisions of the constitution of the Republic of Kenya, the manifesto of the party shall be implemented by all organs of the party and governments elected under the platform of the party.
- c) The Party shall strive as provided to:
 - i) Promote sustainable development through the provision of sound education, basic health care, food security, rapid industrial growth, adequate housing, full employment and the improvement of infrastructure and basic services.
 - ii) Promote devolution and an equitable revenue sharing formula;
 - iii) Promote the security of life, and property, and enhance family values;
 - iv) Promote self-respect, self-reliance and human dignity;

- v) Uphold the integrity and sovereignty of the Republic of Kenya as one united indivisible political entity;
- vi) Promote national integration and the peaceful co-existence of the diverse communities of our country;
- vii) Promote and democratic society founded on freedom, equality and justice.
- viii) Uphold the independence of the judiciary and the fundamental rights enshrined in the Constitution of the Republic of Kenya;
- ix) The party shall contest all elections in Kenya and shall, for that purpose draw its support from all sections of the society.
- x) The party, while striving for maximum unity of purpose shall respect the linguistic, cultural and religious diversity of its members.
- xi) The party shall support the emancipation and participation of women, youth, and persons with disability by encouraging their representation at all levels.
- xii) The party shall respect freedom of expression and free exchange of ideas and information without undermining the authority and integrity of the party;
- xiii) Promote learning and research in science and technology and the arts;
- xiv) Assist in the just resolution of local and international disputes;
- xv) Support the struggle for the rights of children and the disabled;
- xvi) Promote democratic practices that cover gender, affirmative action for minorities and marginalized groups;
- xvii) Protect and enhance the enjoyment of human rights as enshrined in the Constitution of Kenya and any international law, treaties and conventions which Kenya is a member state;

7.2 The Party shall pursue these objectives by:

- (a) Ensuring that the programs of the Party, as contained in its manifesto, conform with the fundamental objectives and directive principles enshrined in the Constitution of the Federal Republic of Kenya.
- (b) Promoting mutual respect for and understanding of the religious and cultural diversity of Kenya.
- (c) Undertaking such other activities as, in the opinion of the Party, may aid the attainment of the objectives of the Party.

VISION

We will form a government committed to diversity, integrity, transparency and collaboration. As leaders of positive change, we value inclusiveness, ideas over ideologies, and champion economic, environmental and social responsibility.

MISSION

We will:

- i) Model responsible and ethical government.
- ii) Generate and implement practical, constructive solutions through listening, citizen engagement, evidence-based policy and building common ground.
- iii) Tackle tough issues facing Kenyans by examining root causes and maintaining a long-term view of prosperity and sustainability.
- iv) Act as guardians of the public interest.
- v) Conduct ourselves in an open, transparent and accountable manner.
- vi) Steadfastly refuse to engage in short-sighted, politically motivated, partisan politics.

- vii) Provide economic, environmental and social leadership in order to benefit Kenya as a country.

GUIDING PRINCIPLES AND VALUES

The following shall be the guiding principles and values for the Party:

- Respect for human rights and freedoms
- Integrity in leadership
- Rule of law
- Social justice and fairness
- Devolution of power and resources
- Equity, equality and inclusivity
- Unity in diversity
- Accountability and transparency
- Citizens effective participation in governance and decision making

8 ARTICLE 8: MEMBERSHIP

ELIGIBILITY FOR MEMBERSHIP

8.1 Membership of the Party shall be open to all Kenyans who:

- (a) Are at least 18 years of age, irrespective of religion, ethnicity, and gender, social or economic status;
- (b) Accept the principles, policies and programs of the Party; and
- (c) Who undertake to abide by the Constitution of the Party?

8.2 Member Register

A register of members shall be maintained at the National Secretariat of the party containing members' details including their identification details, region, ethnicity, disability, gender, county, constituency and ward. The party shall ensure continuous updates of the register.

8.3 Duties of the member

A prospective member shall:

- (a) Be a registered voter; and
- (b) Pay the prescribed registration and other fees before admission into the party, otherwise loses all rights of membership.

8.4 Rights of Members

In respect and recognition of the provisions in the Political Parties Act and the Political Rights of citizens contained in the Bill of Rights of the Constitution of Kenya; all members have the right to the following, subject to the Party's rules and regulations:

1. A right and freedom to generate or engage in debates on issues that affect the citizenry at any party forum.
2. A right to participate in the election and to contest for any post within the Party and in the general / by elections in the Country.
3. A right to participate in all members meetings at any level open for party members.
4. A right to access all important information from the local unit of the Party or Headquarters in line with the provisions of the Constitution of Kenya in Article 35 upon payment of requisite fees.
5. A right to participate ,through the relevant Party organs, in the Party nomination process for identification of DCP candidates for all elective positions in accordance with the DCP Election/Nomination Rules and Procedures.

9 ARTICLE 9: MEMBERSHIP REGISTRATION

9.1 Membership Registration

- (i) Members shall pay subscription fees as determined by the governing organ of the party, as per the categories prescribed in the Schedule IV of this Constitution.
- (ii) Where a member fails to pay subscription fees, membership shall be deemed to have lapsed.
- (ii) The membership registration shall be a continuous process and the register shall be updated from time to time.

9.2 Loss of Membership

- (i) Without prejudice to the provisions on membership above, any member who fails to renew his membership by payment of the subscription fees after due date shall cease to enjoy the rights and privileges of membership.
- (ii) Any member who loses their membership on account of failure to pay their dues or to meet any other financial obligations shall resume membership only on the payment of all outstanding dues and penalties.

9.3 Membership Register

- (i) The party membership register shall be held at the National Secretariat in the custody of the Secretary General.
- (ii) The Branch secretaries shall be the custodians of the Branch membership register as provided in law.
- (iii) The register shall be open for inspection by any person upon request in writing to the Secretary General upon payment of requisite fees.

- (iv) The office of the Secretary General shall have an updated corresponding register with one kept at each of the Party branches countrywide.

9.4 Procedures and frequency for conducting Meetings

- (i) Notice for BEC, SBEC, WEC, PCEC and special organ committees shall be at least 7 days.
- (ii) At all meetings of the Branch, Sub Branch, Ward or Polling Center, the Chairperson or in his absence the Deputy Chairperson shall preside in the absence of the Deputy Chairperson the members present one amongst themselves to preside.
- (iii) Resolutions, unless otherwise stated in this Constitution, shall be decided by a simple majority.
- (iv) In the event of an equality of votes at any meeting, the person presiding shall cast the deciding vote.
- (v) Ex-officio members have the right to attend meetings of Organs where they belong but have no voting rights.
- (vi) The quorum of any Organ or meeting of the Party unless otherwise provided under this Constitution shall be one third of the membership. However, a meeting shall be deemed to be properly constituted to conduct business at a subsequent sitting on same agenda even when such a meeting is short of the numbers necessary to constitute quorum, provided that the procedures of calling such a meeting were followed.

10 ARTICLE 10: CODE OF CONDUCT

10.1 A Code of Conduct

- (i) No member of the party at any level shall divulge the proceedings and decisions of the party unless expressly authorized.

- (ii) All public officers elected or appointed on the platform of the party shall be guided by the manifesto, rules and decisions of the party.
- (iii) No member of the party shall bring to public attention disagreements and conflicts within the party unless expressly authorized to do so.
- (iv) Only authorized spokesperson(s) of the party shall give public statements on party position.
- (v) No member of the party shall align with other parties or groups to undermine the party or any of its elected governments.
- (vi) No member of the party shall engage in violent conduct or acts capable of inciting violence at any of its gatherings.

10.2 Obligations of the Party to its members

- (a) The party shall create opportunities for members to serve;
- (b) The party shall adopt measures that encourage volunteer services;
- (c) The party shall put in place measures for mentorship of its young leaders.
- (d) The party shall put in place deliberate measures aimed at strengthening the aspirations of members through services;
- (e) The party shall encourage regular gathering and social activities aimed at developing familiar bonds among member.

11 ARTICLE 11: PARTY BRANCHES AND THEIR ROLES AND RESPONSIBILITIES.

- a) Party branches shall be formed in all the forty-seven (47) counties. The formation of branches shall be done after party elections.

- b). There shall be a diaspora branch which shall have sub branches to be determined by NEC. The establishment and management of the sub branches shall be by application to the SG.
- c). Each branches is formed by election of the following twenty (20) officials:
1. Chairperson
 2. Deputy Chairperson
 3. Secretary
 4. Deputy Secretary
 5. Treasurer
 6. Deputy Treasurer
 7. Organizing Secretary
 8. Deputy Organizing Secretary
 9. Women's Leader
 10. Youth Leader
 11. Representative of the Faith Based Organizations
 12. Representative of the Business Community
 13. Representative of the Professional Associations (LSK)
 14. Representative of the Farmers, Fishermen and Pastoralists Forums
 15. Representative of the Academia and Teachers Unions
 16. Representative of the Workers and Trade Unions
 17. Representative of the People with Disabilities,
 18. Representative of Elders.
 19. Representative of the Informal Sector.
 20. Representative of the Minorities and Marginalized Groups
- e). **A branch shall not be deemed to be inactive merely because not all officials are in office.**

d). The roles and responsibilities of branch offices will be:

- (i) Promote party policies and activities among the people at the grassroots in order to realize the party's objectives, policies and programs.
- (ii) Recruit members.
- (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 programs among party members.
- (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 quarterly.

12 ARTICLE 12: GENERAL ORGANIZATIONAL STRUCTURE

12.1 The Party Structure

The Party shall be organized at five (5) levels.

1. Polling Centre
2. Ward (County Assembly Representation area)
3. Sub-branch (Constituency)
4. Branch (County)
5. National

12.2 Level 1 – The Polling Centre

- a. Polling Centre Convention (PCC)
- b. Polling Centre Executive Committee (PCEC)

12.3 Level 2 – The Ward (County Assembly Representation Area)

- a. Ward Convention (WC)
- b. Ward Executive Committee (WEC)

12.4 Level 3 – The Sub-branch (Constituency)

- a. Sub Branch Convention (SBC)
- b. Sub Branch Executive Committee (SBEC)

12.5 Level 4 – The Branch (County)

- a. Branch Convention (BC)
- b. Branch Executive Committee (BEC)
- c. Branch Caucus

12.6 Level 5 - National

- a. National Delegates Convention (NDC)
- b. National Governing Council (NGC)
- c. National Executive Committee (NEC)
- d. National Management Committee (NMC)
- e. National Elections Board (NEB)
- f. The Commissions / Committees
- g. National assembly caucus
- h. Senate caucus
- i. Governors Forum
- j. National Secretariat

13 ARTICLE 13: PARTY ORGANS AND THEIR FUNCTIONS

13.1 POLLING CENTRE LEVEL

13.1.1 Polling Centre Convention (PCC)

Here, the participation shall be by all registered DCP Party members at the center. This is a forum where matters pertaining to mobilization and monitoring of registration of voters and get out the vote strategies are first discussed and recommendations forwarded to the relevant Organ of the Party at the Ward, Sub Branch, Branch Levels and finally to the National Executive Committee (NEC). The PCC has an oversight and advisory role and is responsible for electing the Polling Centre Executive Committee (PCEC).

13.1.2 Polling Centre executive Committee (PCEC)

It is mandatory that: -

- i. At least one third (1/3) of the Polling Centre Executive Committee shall be of either gender.
- ii. The Party elected and/or nominated County Assembly Representative(s) if previously not elected to the Polling Centre Executive Committee is/are Ex-officio member(s) of the Polling Centre Executive Committee where he/she has a voting right.
- iii. The PCEC shall meet at least once a year.

13.2 WARD LEVEL

13.2.1 Ward Convention (WC)

It shall comprise the elected officials at the polling Centre(s) within the Ward and shall meet at least once an year.

13.2.2 Ward Executive Committee (WEC)

- The Ward Convention shall from amongst themselves elect the 22 Ward Executive Committee members who shall serve in the capacities as

specified under Article 9 of this Constitution. The WEC shall meet at least once a year

- The Party elected and/or nominated County Assembly Representative(s) shall by virtue of their position become members of the WEC.

13.3 SUB BRANCH LEVEL (CONSTITUENCY)

13.3.1 Sub Branch Convention (SBC).

It shall comprise the elected party officials from all the Wards within the Sub Branch and shall meet at least once a year.

13.3.2 Sub Branch Executive Committee (SBEC).

1. The SBEC shall from amongst themselves elect the twenty-two (22) Sub Branch Executive Committee members who shall serve in the capacities specified under this Constitution. The SBEC shall meet at least once an year .
2. At least one third (1/3) of the SBEC members shall be of either gender
3. The Party elected and/or nominated County Assembly Representative, MP(s), Senator, Governor, Deputy Governor shall by virtue of their official positions become members of the SBEC.
4. Members of the Religious, Women, Youth, PLWDs, Eminent Persons Caucuses at the sub-branch level shall be members of SBEC.

13.4 THE BRANCH LEVEL (COUNTY)

13.4.1 Branch Convention (BC)

It shall comprise the elected party officials from all the Sub-Branches in the Branch and shall meet at least once a year.

13.4.2 Branch Executive Committee (BEC)

- The Branch Convention shall from amongst themselves elect the twenty-two Branch Executive Committee members who shall serve in the ca-

pacities specified under Article 9 of this Constitution. The BEC shall meet at least quarterly.

- At least one third (1/3) of the Branch Executive Committee members be of either gender.
- The Party elected MP(s), Governor, Deputy Governor and Senator (Membership is restricted to the Branch where one has voting rights).
- Members of the Religious, Women, Youth, PLWDs, Eminent Persons Caucuses at the Branch level shall be members of BEC.

13.4.3 Roles and functions of the polling Centre/ward/sub branch and branch levels

The functions of the various levels shall be to:

- Disseminate the Party Policy documents and policy positions, Generate consensus on key political, economic and social policies of the Party.
- Create visibility and publicity for the Party in their respective areas of jurisdiction;
- Mobilize and recruit new Party Members including aspirants for all elective positions for the party.
- Set up a Party office complete with a Secretariat where applicable, Raise financial and other resources for the Party programs and activities.
- Maintain an updated register of members and forward a copy to the National Secretariat through the established mechanism.
- Undertake disciplinary functions within their area of jurisdiction and recommend necessary disciplinary measures.
- Undertake any other functions assigned by the Party's National Executive Committee.

14 ARTICLE 14: THE NATIONAL DELEGATES CONVENTION (NDC)

There is hereby established an organ of the party called the **National Delegates Convention (NDC)**.

14.1 Composition

The National Delegates Convention shall consist of: -

1. Branch and sub-branch Executive Committee members
2. Chairpersons of sub-branches
3. National Assembly Caucus
4. Senate Caucus
5. Governors Forum
6. All elected and nominated MCAs
7. National Executive Committee (NEC) members
8. National Governing Council (NGC) members
9. Religious Leaders Caucus Representatives
10. Women Caucus Representatives
11. Youth Caucus Representatives
12. PLWDs Caucus Representatives
13. Eminent Persons Caucus Representatives
14. Diaspora Caucus Representatives

14.2 Powers and Duties of National Delegates Convention (NDC)

14.2.1 The functions of the National Delegates Convention shall be to: -

- (i) Determine and articulate the principles, policies and programs of the party.
- (ii) Generate consensus on key political, economic and social policies of the party.
- (iii) Promote national unity and solidarity in line with the national values and principles of good governance.
- (iv) Consider any such other items as may be referred to it by NGC or NEC.
- (v) Assign such tasks to NGC and NEC as it may deem fit.
- (vi) Elect National Officials.

14.2.2 NDC shall meet once in every five years.

- (i) The Party leader may call an NDC in consultation with NEC.
- (ii) The Party Leader in consultation with the NEC may convene a special NDC if need arises.
- (iii) NDC shall be convened by the Party leader or in his/her absence or inability, by the National Chairperson or Secretary General every after five years.
- (iv) In convening NDC, the Party Leader in consultation with the NEC shall publish in one daily newspaper of nationwide circulation and the party website and give a notice of at least 21 days.
- (v) In convening the special NDC, the Party Leader in consultation with NEC shall publish in one daily newspaper of nationwide circulation and the party website the venue and agenda for the Convention and give a notice of 14 days.

15 ARTICLE 15: NATIONAL GOVERNING COUNCIL (NGC)

15.1 Composition of the NGC

The NGC shall consist of:

- 1.** NEC members.
- 2.** All elected Governors, Senators, Members of Parliament, and County Assembly Representatives.
- 3.** Chairpersons of the following Party Caucuses:
 - o Religious Caucus
 - o Women Caucus
 - o Youth Caucus
 - o PLWDs Caucus
 - o Eminent persons Caucus
 - o Students Caucus
 - o Diaspora Caucus
- 4.** All County Coordinating Committee (CCC) Chairpersons, Secretary Generals, and Treasurers.
- 5.** All Sub Branch Chairpersons
- 6.** Appointed experts in policy, law, and governance, subject to NEC approval.
- 7.** National Secretariat representatives.

15.2 Functions, Powers, and Duties of the NGC

The NGC shall be the second-highest decision-making body of the party after the NDC and shall have the following functions:

15.2.1 Policy and Strategic Oversight

- Review and formulate policies for submission to the NDC.
- Develop and monitor legislative, political, and socio-economic policies for the party.
- Ensure that all party policies comply with constitutional and legal frameworks at both national and international levels.

15.2.2 Governance and Decision-Making

- Act as the broader executive body responsible for implementing NDC resolutions.
- Make administrative and policy decisions on behalf of the NDC, with the power to ratify decisions at the next NDC meeting.
- Establish specialized committees to research, develop, and execute Party objectives.
- Review, and monitor annual reports from NEC before they are presented to the NDC.

15.2.3 Financial and Resource Management

- Approve and oversee the annual Party budget.
- Ensure that party finances are utilized efficiently and transparently.
- Ratify proposed financial policies, fundraising strategies, and internal expenditure regulations.
- Review Party finances and ensure compliance with national financial standards.

15.2.4 Internal Governance and Dispute Resolution

- Serve as the appellate body for all disciplinary disputes arising from NEC decisions.
- Review disciplinary cases and ensure fairness in internal conflict resolution.

15.2.5 Emergency and Crisis Management

- The party leader may convene emergency NGC meetings when the NDC is not in session to handle urgent matters.
- Approve interim policies and temporary governance measures in response to national or party crises.
- Provide guidance and direction on critical national issues affecting the Party.

15.3 Decision-Making in the NGC

15.3.1 Meetings:

- The NGC shall meet at least once a year or as required by NEC resolutions.
- Special sessions can be convened by the Party Leader.

15.3.2 Voting and Approval Mechanism:

- Simple Majority for routine decisions.
- One third quorum for major policy changes and financial approvals.
- Emergency decisions shall be ratified at the next NGC session.

15.3.3 Quorum:

- The quorum for NGC meetings shall be 30% of eligible members.
- If a quorum is not met, a second meeting shall be convened where decisions may be made by a simple majority of members present.

16 ARTICLE 16: GOVERNING BODY - NATIONAL EXECUTIVE COMMITTEE (NEC)

16.1 Composition of the National Executive Committee (NEC)

The NEC shall consist of the following members:

1. Party Leader
2. Deputy Party Leader- Strategy
3. Deputy party leader- Operations
4. The National Chairperson
5. Deputy National Chairperson- Strategy
6. Deputy national chairperson- Operations
7. The Secretary-General
8. Deputy Secretary General- Strategy
9. Deputy Secretary General- Operations
10. The National Treasurer
11. Deputy National Treasurer- Strategy
12. Deputy National Treasurer- Operations
13. The National Secretary
14. Deputy Organizing Secretary-Strategy
15. Deputy Organizing Secretaries- Operation
16. Director of Elections
17. Religious Leaders Caucus Representative
18. Eminent Persons Caucus Representative

19. National Women's Caucus Chairperson
20. National Youth Caucus Chairperson
21. PLWDs Caucus Chairperson
22. Student Caucus Representative
23. Diaspora Caucus Chairperson
24. County Coordinating Committee (CCC) Chairperson
25. Secretary for Sports and Culture
26. Secretary for Legal Affairs
27. Secretary for Economic Affairs and Planning
28. Secretary for Devolution & Intergovernmental Relations;
29. Secretary for Lands, Housing and Urban Planning
30. Secretary for International Affairs
31. Secretary for Energy, Petroleum and Mining
32. Secretary for Information, Communication and Technology
33. Secretary for Agriculture, Livestock and Fisheries
34. Secretary for Water and Sanitation
35. Secretary for Transport and Infrastructure
36. Secretary for Tourism, Environment and Natural Resources
37. Secretary for Education
38. Secretary for Health
39. The National Executive Director (Ex-Officio Member)

16.2 Powers, Functions, and Duties of the National Executive Committee (NEC)

16.2.1 Rights and Duties of NEC Members

- Right to Participate
- Right to Access Information
- Duty to Uphold Party Integrity
- Duty to Mobilize Support
- Duty to Attend NEC Meetings
- Duty to Report
- Duty to Implement Policies
- Duty to Maintain Confidentiality

16.2.2 Handling of NEC Vacancies and Appointments

- Appointment of Officials: The Party Leader, in consultation with NEC, shall appoint a replacement for vacant positions, subject to ratification by the NDC.
- Removal and Dismissal: NEC has the authority to remove officials found guilty of misconduct, dereliction of duty, or unethical behaviour subject to the approval by the party leader.
- Policy Development and Strategic Oversight
- Formulates and implements party policies in accordance with national and international best practices.
- Advises the NGC, National Delegates Convention (NDC) on legislative priorities and national governance matters.
- Ensures all party strategies align with electoral, legal, and socio-political frameworks.

16.2.3 Financial Oversight and Budgeting

- Develops the party's annual budget, financial regulations, and expenditure guidelines.
- Oversees financial transparency, accountability, and audit compliance.
- Approves fundraising initiatives and donor relations.
- Ensures financial discipline and zero tolerance for corruption within the party.

16.2.4 Disciplinary and Conflict Resolution Authority

- Review and determine all internal disciplinary recommendations against party officials and members.
- Establishes and oversees the National Disciplinary Committee.
- Acts as the final appellate body for all intra-party disputes before escalation to the NDC.
- Enforces the party's code of conduct and ethics regulations.

16.2.5 Coalition Building and Stakeholder Engagement

- Facilitate negotiations and agreements with political coalitions.
- Approves party alliances, ensuring they align with the party's long-term interests.
- Manages external relations with civil society, business leaders, and international partners.
- Ensures party leaders occupy strategic positions in government where applicable.

16.2.6 Crisis and Emergency Decision-Making

- The NEC shall act in emergency situations on behalf of the NDC, subject to ratification.
- It shall have the power to enact temporary measures to stabilize the party in case of political crises.
- The Party Leader shall convene emergency NEC sessions to resolve urgent matters when necessary.

17 ARTICLE 17: GOVERNING BODY OFFICIALS (NEC)

17.1 PARTY LEADER

- (a) The Party Leader shall remain in office until the next election of National Officials.
- (b) In the event that the Party Leader is unable to discharge of his or her duties by reason of mental infirmity, death, resignation, a Special Session of the National Delegates Conference shall be convened to elect a new Party Leader.
- (c) In the event that a Deputy Party Leader is unable to discharge their duties by reason mental infirmity, death or resignation, or where they cease to be a Party member, the Party Leader shall appoint a new Deputy Party Leader without any need to convene any National Delegates Conference.
- (d) Elections shall be through secret ballot or any other method of voting acceptable to the delegates in session and the vote shall be decided by a simple majority.
- (e) 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 they were nominated.
- (f) Nomination of all candidates shall be in the prescribed form.

17.1.1 The Party Leader shall:

- i.** Be the authority of the party and provide leadership and vision to the party.
- ii.** Convene and chair meetings of the National Delegates Convention, the National Governing Council and the National Executive Committee.
- iii.** Appoint key officials subject to approval by the National Executive Committee.
- iv.** Hold veto powers over key party decisions subject to NEC review.
- v.** Be the automatic party presidential candidate unless the NDC otherwise decides.
- vi.** Promote National Cohesion and Wholesome integration of all Party members in national development.
- vii.** Champion the Party's campaign to form the next Government.
- viii.** 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.
- ix.** Provide guidance and issue 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.
- x.** Confer honors of recognition 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.

17.2 DEPUTY PARTY LEADER

- i)** There shall be two Deputy Party Leaders who shall not be of the same gender.
- ii)** The Deputy Party Leaders shall deputize the Party Leader and shall perform such duties and functions as might be expressly delegated to them in writing by the Party Leader.

17.3 NATIONAL CHAIRPERSON

17.3.1 Term and Duties of Office

The term of office shall be 5 years from the date of election at the National Delegates Conference (NDC) unless otherwise removed under this constitution.

17.3.2 The National Chairperson shall:

- i.** Articulate Party policies
- ii.** Chair meetings of the National Management Committee
- iii.** Ensure regular public engagements to further party agenda
- iv.** Sell the Party policy in public and private to groups and the population generally
- v.** Ensure at least one public party function every quarter and at least one National Management Committee meeting every month
- vi.** Ensure all national officials perform their duties and adhere to the constitution and regulations.
- vii.** Oversees branch and league activities
- viii.** Supervises special committees and subcommittees
- ix.** Be a signatory to the party accounts
- x.** Defends the Party Constitution
- xi.** Perform any other function(s) assigned by NEC.

17.3.3 Suspension/Dismissal from Office

The holder of the office of the chairperson shall be dismissed or suspended in accordance to this Constitution.

Where before the end of the five (5) year term:

- i.** The chairperson resigns in writing;

- ii. Becomes of unsound mind;
- iii. Abdicates their responsibilities;
- v. Is declared bankrupt;
- vi. Abandons the Party;
- vii. Joins another Party; or
- viii. For any other reasons is unable to continue discharging the functions of the office of the Chairperson,

then a Deputy Chairperson shall hold the office of the Chairperson in the interim until another Chairperson is appointed.

17.4 DEPUTY NATIONAL CHAIRPERSONS

There shall be two Deputy Chairpersons who shall not be of the same gender.

17.4.1 Deputy National Chairperson (Strategy)

The Deputy National Chairperson (Strategy) shall:

- i. Assist in overseeing policy development and ensure party resolutions align with national governance policies.
- ii. Supervise the formulation and execution of strategies, particularly in legislative and policy affairs.
- iii. Coordinate with other party officials to ensure party policies are implemented at all levels.
- iv. Liaise with elected party members in parliament to ensure adherence to the party's legislative agenda.
- v. Support NEC in overseeing disciplinary matters and internal conflict resolution.

17.4.2 Deputy National Chairperson (Operations)

The Deputy National Chairperson (Operations) shall:

- i.** Ensure smooth coordination of grassroots operations and mobilization to enhance Party presence nationwide.
- ii.** Oversee party branch management and engagement strategies, ensuring efficient operations at the county, constituency, and ward levels.
- iii.** Lead efforts in voter education and civic engagement in preparation for elections.
- iv.** Oversee the execution of Party membership drives and ensure proper documentation of Party members

17.5 SECRETARY GENERAL (SG)

17.5.1 Official Role & Accountability:

- o The Secretary General shall serve as the Chief Administrative Officer of the Party, responsible for the day-to-day management of the Party's affairs under the authority of the Party Leader and NEC.
- o The Secretary General shall be the accounting officer of the Party, but shall work closely with the National Treasurer on administrative matters.

17.5.2 Meetings & Records:

- o The Secretary General shall issue notices for all party meetings (NDC, NEC, NGC, and other relevant organs) under the direction of party leader or NEC as the case maybe.
- o Shall not have the power to convene or cancel meetings independently.
- o Shall keep or cause to be kept a proper record of minutes, registers, and resolutions of the NDC, NGC, and NEC.

17.5.3 Communication & Correspondence:

- Shall be the official administrator of party communications, including issuing notices, circulars, and policy documents as directed by the party leader or NEC.
- Shall issue resolutions and communicate party position(s) only upon written approval of the NEC.
- Shall maintain liaison with the Registrar of Political Parties, the Electoral Commission, PPLC and relevant stakeholders.

17.5.4 Records & Documentation:

- Shall be the custodian of the Party's legal documents, instruments of registration, Party seal, and membership register.
- Shall ensure that all party branches, caucuses, and special interest groups submit reports and maintain accurate records.

17.5.5 Liaison & External Representation:

- Shall act as the official liaison officer between the Party and:
 - The Registrar of Political Parties
 - Political Parties Liaison Committee (PPLC)
 - The Independent Electoral and Boundaries Commission (IEBC)
 - Local & International Political Alliances
 - Other Political Stakeholders and Civil Society Organizations

17.5.6 Accountability:

The Secretary General shall be accountable to NEC and NGC.

17.5.7 Removal

The Secretary General may be removed by One Third vote of the NEC for:

- Gross misconduct or abuse of office

- Failure to execute duties
- Defection or violation of Party principles
- Failure to comply with Chapter Six of the Constitution of Kenya

17.6 DEPUTY SECRETARY GENERAL (DSG)

There shall be two Deputy Secretary Generals who shall not be of the same gender.

17.6.1 Deputy SG (Strategy) – Oversees legislative matters, party manifesto updates, and engagement with the Party’s elected officials.

17.6.2 Deputy SG (Operations) – Manages internal party programs, grassroots coordination, and election preparedness

17.7 NATIONAL TREASURER

17.7.1 The National Treasurer shall be responsible for:

- Overseeing all financial affairs of the party in consultation with the National Executive Committee (NEC).
- Supervising all financial transactions at all party levels, including county and constituency branches.
- Ensuring that all party funds are banked and properly accounted for.
- Maintaining accurate and up-to-date financial records, including all income and expenditures.
- Approving party budgets in consultation with NEC.
- Submitting quarterly financial reports to NEC, NGC, and Auditor General.
- Preparing annual budget estimates before the start of each financial year.
- Signing all major financial transactions, subject to approval by NEC.
- Coordinating all fundraising initiatives and ensuring donor transparency.

- Ensuring that all funds are used in compliance with the Political Parties Act, 2011 and the Public Finance Management Act (PFM Act), 2012.
- Liaising with independent auditors to conduct both internal and external audits.
- Enforcing disciplinary measures for any financial mismanagement or unauthorized expenditures.
- Being one of the signatories to party bank accounts.

17.7.2 Financial Reporting & Auditing Requirements

i. The Treasurer shall submit:

- Quarterly financial reports to the NEC.
- Annual financial statements to the Auditor General and the Registrar of Political Parties.
- A full financial disclosure reports available to all Party members upon request and payment of requisite fees as prescribed by NEC

ii. The Party shall conduct:

- Internal audits annually to detect financial irregularities.
- External audits annually, conducted by an independent, registered auditor.

iii. Audit reports shall be published and accessible to:

- Party members upon request and payment of requisite fees as prescribed by NEC.
- The Registrar of Political Parties, as required by law.

17.7.3 Disciplinary Measures for Financial Mismanagement

Any party official reasonably suspected of:

- Embezzling party funds shall be subject to:

- Immediate suspension pending investigation.
 - Expulsion if found guilty, as determined by the Disciplinary Tribunal.
 - Legal prosecution under the Anti-Corruption and Economic Crimes Act.
- Failing to submit financial reports within the stipulated time shall result in:
 - A written warning for the first offense.
 - Suspension for repeated failure to comply.

17.8 DEPUTY NATIONAL TREASURER

There shall be two Deputy Treasurers who shall not be of the same gender.

17.8.1 Deputy National Treasurer – Finance & Audit

- Assists the National Treasurer in maintaining financial integrity.
- Ensures compliance with all accounting and audit regulations.
- Oversees internal and external audits, ensuring financial transparency.
- Liaises with the Office of the Auditor General and other financial oversight bodies.
- Investigates financial discrepancies and recommends corrective action.
- Supervises county and constituency financial records to ensure consistency with national financial reports.

17.8.2 Deputy National Treasurer – Planning & Resource Mobilization

- Oversees fundraising and resource mobilization efforts to sustain the Party.
- Develops and implements strategic financial plans in coordination with the National Treasurer.

- Maintains a database of all donors and financial supporters to ensure transparency.
- Coordinates with economic partners to ensure Party funding remains sustainable.
- Monitors financial trends to ensure the Party remains financially solvent.
- Develops investment strategies, ensuring that any investments comply with the Political Parties Act and do not result in conflicts of interest.

17.9 NATIONAL ORGANIZING SECRETARY (NOS)

17.9.1 The National Organizing Secretary is responsible for:

- Mobilizing party members across all levels and ensuring active participation in party affairs.
- Recruitment and retention of members through structured membership drives.
- Ensuring the effective functioning of all party organs.
- Maintaining and developing new relationships with party supporters in the Diaspora to enhance global party engagement.
- Supervising the organization of key party meetings including the NDC, NGC and grassroots meetings.
- Monitoring grassroots disputes and engaging with NEC to resolve conflicts amicably.
- Coordinating strategic outreach programs to enhance party popularity and participation.
- Overseeing training programs for party officials and grassroots leaders to ensure efficiency in execution.
- Engaging with youth, women, and PWD caucuses to ensure their concerns are integrated into party mobilization strategies.
- Ensuring all decisions from NEC regarding party expansion and recruitment are implemented effectively.

17.9.2 Accountability & Reporting

1. The National Organizing Secretary and Deputies shall be accountable to the National Executive Committee (NEC).
2. They shall submit quarterly reports detailing progress in recruitment, mobilization, conflict resolution, and grassroots engagement.
3. The Organizing Secretary and Deputies shall meet at least once every three months to review performance and adjust strategies.
4. A failure to execute functions effectively for two consecutive quarters may lead to disciplinary action by NEC, as per Party regulations.

17.10 DEPUTY NATIONAL ORGANIZING SECRETARY (DNOS)

There shall be two Deputy Organizing Secretaries who shall not be of the same gender.

17.10.1 Deputy Organizing Secretary (Strategy)

- o Manage and resolve internal conflicts within party structures at all levels.
- o Supervise the activities of County, Constituency, and Ward Executive Committees.
- o Ensure that all grassroots leadership operates in compliance with the Party Constitution.
- o Monitor discipline and party loyalty among members.
- o Leads international engagement and external collaborations for the party.
- o Strengthening relationships with the party's Diaspora members and international partners.
- o Coordinating international advocacy and participation in global democracy forums.
- o Ensuring Diaspora members' voices are incorporated into party strategies and policies.

- o Developing programs to integrate external funding and partnerships into party growth initiatives.

17.10.2 Deputy Organizing Secretary (Operations)

Focuses on party membership expansion and:

- o Spearheads recruitment drives at national and county levels.
- o Develops innovative strategies to increase party membership among youth, women, and marginalized groups.
- o Oversees data collection and membership tracking systems.
- o Supervises voter education and awareness campaigns.
- o Works with NEC and other party leaders to implement party strategies.
- o Coordinates the planning of party events, campaigns, and public engagement forums.
- o Monitors and evaluates the effectiveness of party programs and makes recommendations to NEC.
- o Ensures Party messages and policies are clearly communicated at all levels.

18 ARTICLE 18: NATIONAL MANAGEMENT COMMITTEE (NMC)

18.1 Composition of the National Management Committee (NMC):

The NMC shall consist of the following members:

1. Chairperson.
2. Secretary-General
3. National Treasurer
4. National Organizing Secretary

5. National Women's Leader
6. National Youth Leader
7. Whip of the National Assembly Caucus
8. Whip of the Senate Caucus
9. Chairperson of the Governor's Forum.
10. Executive Director (Ex-Officio Member)
11. Any other person(s) invited in writing by NMC for specialized expertise in ex official capacity.

18.2 Powers, Functions, and Duties of the National Management Committee (NMC)

18.2.1 Administrative and Policy Oversight

- Supervises the day-to-day conduct of the party's activities and ensures operational efficiency.
- Ensures that all NMC actions align with NEC directives and party policies.
- Provides administrative and strategic support to the National Executive Committee (NEC).

18.2.2 Party Policy Execution

- Propagates party policies and ensures grassroots implementation.
- Works closely with regional and constituency structures to ensure consistency in party messaging.
- Supervises the National Secretariat's operations and ensures compliance with governance protocols.

18.2.3 Financial Planning and Fundraising

- Oversees budget preparation and financial transparency within the party.
- Coordinates fundraising strategies and donor engagements.
- Ensures proper financial management and the sustainability of party programs.
- Supervises financial transactions and ensures accountability in resource allocation.

18.2.4 Governance and Liaison with NEC

- Formulates meeting agendas for NEC discussions and policy reviews.
- Acts as a bridge between NEC and party operational structures.
- Works with the NGC to implement policy resolutions.
- Advises NEC on party governance and administrative improvements.

18.2.5 Crisis and Emergency Decision-Making

- Acts on behalf of NEC in urgent matters.
- Can recommend temporary policy adjustments in response to urgent situations.

18.2.6 Appointment and Vacancy Handling

- Recommends temporary appointments for vacant NMC positions, subject to NEC approval.
- Establishes a clear succession plan to maintain party stability.
- Reviews performance of appointed officials and recommends necessary actions.
- Ensures smooth transitions in case of leadership changes within the committee.

18.2.7 Stakeholder Engagement and Publicity

- Oversees party publicity and outreach programs.
- Manages public communication strategies to enhance party reputation and branding.
- Develops strategies for media engagement and public relations campaigns.

18.3 NMC Meetings and Decision-Making Processes

1. The NMC shall meet at least once every two months.
2. Emergency meetings may be convened by the National Chairperson or by one-third ($\frac{1}{3}$) of NMC members with one day notice.
3. At least 50% of NMC members shall be present for meetings.
4. Decision-Making Authority:
 - Routine decisions – Simple majority vote.
 - Policy directives – Two-thirds ($\frac{2}{3}$) majority required.
 - Emergency decisions – Executive authority granted to the National Chairperson in consultation with NEC.
5. The National Chairperson shall have final approval of all NMC resolutions before implementation.

18.4 Rights and Duties of NMC Members

- Right to participate
- Right to vote on resolutions except for ex-officio members
- Duty to uphold party constitution
- Duty to execute decisions
- Duty to promote party interests
- Duty to maintain confidentiality.
- Duty to report to NEC
- Duty to foster unity.

19 ARTICLE 19: NATIONAL ELECTIONS BOARD (NEB)

There is hereby established an organ of the Party called the **National Elections Board (NEB)**.

19.1 Composition of NEB

NEB shall be constituted by NEC and it shall consist of nine (9) persons of integrity appointed by NEC. The nine (9) persons shall comprise of:

1. The Chairperson of NEB
2. The Director of Elections who shall be the secretary of NEB
3. The Director Legal Affairs
4. 6 other Members

19.2 Powers and Duties of NEB

- a. NEB may from time to time make rules, regulations, orders or notices for ensuring conduct of regular, free, fair, peaceful and transparent Party elections and nominations.
- b. NEB in consultation with the NMC shall organize, coordinate and supervise all Party Elections and nominations in accordance with the Party Nominations and Elections Rules and Procedures.
- c. NEB, on recommendation of the NMC shall make, amend or alter Party Nominations and Elections Rules and Procedures.
- d. NEB shall appoint appropriate officers to conduct party elections or nominations at the National, Branch, Sub Branch, Ward and polling center levels.
- e. NEB shall vet party nominees for appointment by the requisite party organ to any position that the Party by law nominates to in consultation with the National Management Committee.

- f. Secretary General and National Chairperson of NEB shall sign under seal the certificates of nominations.
- g. NEC shall cause an account to be opened in the name of NEB to collect all funds paid as nomination fees and direct all expenditure on the account.
- h. NEB shall consist of a Chairperson and eight other persons all of whom shall be of good standing and integrity and who shall not be seeking nominations as party candidates in the general elections.
- i. In appointing the NEB Members, NEC shall have regard and ensure at least one third (1/3) representation of either gender in accordance with the party's Constitution.
- j. NEB may establish dispute resolution panels at the Branch, Sub Branch, Ward and Polling Station levels. The panels are ad hoc in nature.
- k. NEB shall be independent and act in accordance with the rules of natural justice, and in consultation with NEC.
- l. Carry out any other functions assigned to it by the NEC, NMC, NGC or NDC.
- n. NEB in consultation with NEC shall collect all funds paid as nomination fees and direct all expenditure or remittance to the party in conjunction with NEC.

20 ARTICLE 20: INSTITUTIONAL STRENGTHENING OF SPECIAL INTEREST GROUPS

20.1 The Special Interest Groups shall include:

- 1. Religious Leaders Caucus
- 2. Women Caucus
- 3. Youth Caucus
- 4. Eminent Persons Council

5. PLWDs Caucus

6. Students Caucus

Beyond leadership roles, structural reforms have been included to solidify religious, youth, women, PLWDs, eminent persons and student's participation.

20.2 The NEC Shall formulate Regulations to guide the structure, operations, and rules of all caucuses.=

20.3 Religious, Youth, Women, PLWDs, Eminent Persons and Student Caucuses as party Organs shall be:

- Recognized as full-fledged organs within the party structure, not just affiliate groups.
- Granted decision-making roles in party affairs, unlike where they serve mainly as mobilization wings.
- Granted authority for their representatives to have voting rights within NEC and NGC, ensuring they can influence policy.

20.4 National, County & Ward-Level Representation

- All Caucuses shall have County, Constituency and Ward Coordinators to ensure party presence at all levels.
- Each County party Leadership Committee shall include religious, youth, women, PLWDs, eminent persons and student representatives.
- Ward-level representation shall ensure grassroots religious, youth, women, PLWDs, eminent persons and students' engagement.

20.5 Enhanced Policy Advocacy

- Creation of all Caucuses policy Committees under NEC to drive party advocacy on key issues.

- o Legislative proposals to be formulated by the Caucuses to presented to parliament through party MPs.
- o Regular forums for engagement with civil society, international bodies, and grassroots movements.

20.6 RELIGIOUS LEADERS CAUCUS

There is established the **Religious Leaders Caucus (RLC)** headed by a **National Religious Caucus Leader**.

The Composition of the Religious Leaders Caucus should reflect diversity, inclusivity, and representation across different religious backgrounds.

The Religious Caucus should include:

1. Members from different faith groups;
2. Youth representatives; and
3. Special Interest Groups.

20.6.1 Roles and Responsibilities of the Religious Leaders Caucus:

a) Policy Influence and Legislative Advocacy

- Lobby for faith-based principles to be integrated into the party’s policies, manifesto, and legislative agenda.
- Work with elected representatives to develop laws that protect religious freedoms, family values, and social justice issues.
- Ensure the political party upholds constitutional provisions on religious rights and ethics in governance.
- Influence internal party policies to ensure inclusivity and non-discrimination based on religious beliefs.

b) Electoral Mobilization and Political Engagement

- Engage religious institutions and communities to encourage voter registration and participation in elections.
- Mobilize faith-based constituencies to support party candidates.

- Work with party structures to ensure religious concerns are included in campaign strategies.
- Support faith-based civic education to help voters make informed political choices.

c) Ethics, Integrity, and Governance Oversight

- Promote accountability among party members by advocating for ethical leadership and moral integrity.
- Provide an internal accountability mechanism to address corruption, misconduct, and moral failings within the party.
- Uphold transparency in the financial contributions and spending related to religious engagements within the party.

d) Mediation and Conflict Resolution within the Party

- Serve as a moral authority in resolving internal party disputes through faith-based mediation.
- Ensure fairness, justice, and peace is applied in dispute resolution.
- Prevent sectarianism within the party by fostering unity among members of different faiths.

e) Representation and Inter-faith Dialogue in Party Affairs

- Represent faith-based interests in key decision-making organs within the party.
- Foster inter-faith dialogue within the party to ensure policies are inclusive and respectful of religious diversity.
- Act as a bridge between the political party and religious organizations to strengthen collaboration on national issues.

f) Training, Capacity Building, and Public Relations

- Organize faith-based political training for party leaders, aspirants, and members.

- Conduct leadership development programs to ensure political aspirants understand faith-driven governance.
- Use media platforms to advocate for faith-based political engagement and respond to party-related religious concerns.
- Maintain active communication between the caucus, party officials, and religious organizations to enhance cooperation.

g) Compliance with Legal and Constitutional Frameworks

- Ensure all religious advocacy within the party complies with the Political Parties Act and the Constitution of Kenya.
- Prevent religious discrimination or sectarian political campaigns.
- Educate party members on legal provisions related to religious freedoms, political rights, and governance ethics.

20.6.2 Rights, Privileges & Limitations

1. RLC Representatives shall have:

- The right to attend NDC meetings.
- The right, through the National Religious Leader, to advise the NEC.
- Access to Party documents, policy drafts, and election strategies for advisory purposes upon payment of requisite fees.

20.6.3 The Religious Leaders Caucus shall appoint a Religious Caucus Leader who shall:

- Oversee the Religious Leaders Caucus and ensures their inclusion in all party structures.
- Represent RLC in the NGC, NEC, and NDC.

20.6.4 The Deputy Religious Caucus Leader shall deputize the Religious Caucus Leader and shall not be of the same gender.

20.7 NATIONAL WOMEN CAUCUS

There is established the **National Women Caucus (NWC)** headed by a **National Women Leader**.

- The National Women Caucus shall be composed of all registered party members who are of the female gender.
- The National Women Caucus shall ensure broad inclusivity to include young women, students, persons with disabilities, and other marginalized women.
- The National Women Caucus shall primarily serves as the voice of women, an engine for grassroots mobilization, a training ground for future leaders, and a vehicle to influence party policy.

20.7.1 Roles and Responsibilities of the Women Caucus

1. Advocacy for Women's Interests

- Represent and champion the interests, rights, and aspirations of women within the party and in national politics.
- Ensure issues concerning women, such as employment, education, and political inclusion, are prioritized in the party's policies and manifestos.

2. Policy Influence and Participation

- Contribute to the development of the party's policies.
- Engage in legislative and policy discussions to ensure representation of women in decision-making structures.

3. Mobilization and Grassroots Engagement

- Recruit, organize, and mobilize young members to support party activities, campaigns, and initiatives.
- Enhance voter education and encourage youth participation in electoral processes.

4. Leadership Development and Capacity Building

- Identify and mentor young leaders within the party to prepare them for future political and leadership roles.
- Organize training programs, workshops, and mentorship forums to build political and governance skills among youth members.

5. Youth Representation in Party Structures

- Ensure active youth representation in the National Executive Committee (NEC) and other party organs.
- Advocate for youth inclusion in the party's nominations, elections, and appointments.

6. Community Engagement and Social Responsibility

- Participate in community service programs, volunteer activities, and social impact initiatives under the party's banner.
- Promote peace, cohesion, and responsible political participation among young people.

7. Use of Digital Platforms and Communication

- Utilize social media, digital tools, and other communication channels to engage young members and promote the party's agenda.
- Develop and maintain online forums to facilitate discussions and feedback from youth members.

8. Resource Mobilization and Sustainability

- Develop fundraising strategies and seek financial support to sustain youth programs within the party.
- Partner with civil society organizations, donors, and stakeholders to support youth engagement initiatives.

9. Ethical Political Participation

- Uphold the principles of peaceful and issue-based politics among youth members.
- Discourage and prevent the exploitation of young people for violence or unethical political practices.

10. Gender and Inclusion in Youth Participation

- Promote the participation of young women, marginalized youth, and persons with disabilities in political leadership.
- Ensure gender equity in youth leadership positions within the party's youth wing.

20.7.2 The National Women Leader shall:

- Lead the Women Caucus, representing women's interests within the party.
- Develop and implement policies promoting gender inclusivity, political empowerment, and leadership roles for women.
- Represent women in NEC, NGC, and NDC, advocating for fair representation in party nominations and elections.
- Oversee grassroots mobilization of women into party structures and electoral processes.
- Collaborate with women's organizations, international bodies, and policymakers to advance women's rights and political participation.
- Serve as the official Party representative for women's affairs at national and international forums.
- Convene the National Women's Conference annually and ensure regular policy discussions on gender-related issues.

- Engage in legislative lobbying for pro-women policies and Party-driven gender reforms.
- Lobby for resources from partners to further gender parity policies

20.7.3 The Deputy National Women Leader shall deputize the National Women Leader.

20.8 NATIONAL YOUTH CAUCUS

There is established the **National Youth Caucus (NYC)** headed by a **National Youth Leader**.

- The National Youth Caucus shall be composed of all registered party members within the youth age bracket (often 18 to 35 years old).
- The National Youth Caucus shall ensure broad inclusivity in youth membership to include young women, students, persons with disabilities, and other marginalized youth.
- The National Youth Caucus shall primarily serves as the voice of young people, an engine for grassroots mobilization, a training ground for future leaders, and a vehicle to influence party policy from a youth perspective.

20.8.1 Roles and Responsibilities of the Youth Caucus

1. Advocacy for Youth Interests

- Represent and champion the interests, rights, and aspirations of young people within the party and in national politics.
- Ensure youth issues, such as employment, education, and political inclusion, are prioritized in the party’s policies and manifestos.

2. Policy Influence and Participation

- Contribute to the development of the party’s policies by proposing youth-centric ideas and reforms.
- Engage in legislative and policy discussions to ensure youth representation in decision-making structures.

3. Mobilization and Grassroots Engagement

- Recruit, organize, and mobilize young members to support party activities, campaigns, and initiatives.
- Enhance voter education and encourage youth participation in electoral processes.

4. Leadership Development and Capacity Building

- Identify and mentor young leaders within the party to prepare them for future political and leadership roles.
- Organize training programs, workshops, and mentorship forums to build political and governance skills among youth members.

5. Youth Representation in Party Structures

- Ensure active youth representation in the National Executive Committee (NEC) and other party organs.
- Advocate for youth inclusion in the party's nominations, elections, and appointments.

6. Community Engagement and Social Responsibility

- Participate in community service programs, volunteer activities, and social impact initiatives under the party's banner.
- Promote peace, cohesion, and responsible political participation among young people.

7. Use of Digital Platforms and Communication

- Utilize social media, digital tools, and other communication channels to engage young members and promote the party's agenda.
- Develop and maintain online forums to facilitate discussions and feedback from youth members.

8. Resource Mobilization and Sustainability

- Develop fundraising strategies and seek financial support to sustain youth programs within the party.
- Partner with civil society organizations, donors, and stakeholders to support youth engagement initiatives.

9. Ethical Political Participation

- Uphold the principles of peaceful and issue-based politics among youth members.
- Discourage and prevent the exploitation of young people for violence or unethical political practices.

10. Gender and Inclusion in Youth Participation

- Promote the participation of young women, marginalized youth, and persons with disabilities in political leadership.
- Ensure gender equity in youth leadership positions within the party's youth wing.

20.8.2 The National Youth Leader shall:

- Lead the NYC, representing young people within the Party.
- Mobilize youth at the grassroots, county, and national levels to actively engage in party affairs.
- Represent youth interests in the National Executive Committee (NEC) and National Governing Council (NGC).
- Collaborate with government agencies, NGOs, and international youth bodies to advocate for youth empowerment initiatives.
- Chair the NYC and oversee its activities within the party.
- Report to the NEC and NDC on the progress of youth-related initiatives.
- Convene the NYC Conference at least once per year, and quarterly meetings for ongoing strategic planning.

20.8.3 Deputy National Youth Leader shall deputize the National Youth Leader.

20.9 STUDENTS CAUCUS

There shall be established a **Students' Caucus** within the Party to represent and advance the interests of students in institutions of higher learning.

The Students' Caucus shall operate as an integral organ of the Party, with autonomy to manage student affairs while aligning with the Party's principles and objectives.

20.9.1 The Students' Caucus shall be composed of:

- Registered Party members who are enrolled in recognized institutions of higher learning (universities, technical colleges, and tertiary institutions).
- Student leaders from various institutions who subscribe to the Party's ideology.
- Student representatives from county and branch levels, ensuring national inclusivity.

20.9.2 Roles and Responsibilities of the Students' Caucus

1. Representation and Advocacy for Students' Interests

- Act as the voice of students within the Party and in national political discussions.
- Advocate for policies that improve access to quality education, student welfare, and career opportunities.

2. Student Mobilization and Political Participation

- Recruit and organize students to support the Party's vision and policies.
- Encourage student involvement in political processes such as voter registration, civic engagement, and campus elections.

3. Policy Development and Legislative Lobbying

- Contribute to the Party's policy formulation, ensuring student concerns are reflected in Party manifestos.
 - Advocate for student-friendly policies such as affordable tuition, scholarships, and fair academic regulations.
- 4. Leadership Development and Capacity Building**
- Provide mentorship and training programs for student leaders on governance, leadership, and political participation.
 - Offer internship and networking opportunities to students interested in public service.
- 5. Digital Engagement and Online Advocacy**
- Utilize social media and digital platforms to engage students, create awareness, and promote the Party's agenda.
 - Develop online forums where students can discuss political, economic, and social issues affecting them.
- 6. Community Engagement and Social Impact**
- Organize student-driven community service initiatives, such as environmental conservation, mentorship programs, and health campaigns.
 - Foster student participation in national development and civic responsibility programs.
- 7. Resource Mobilization and Financial Sustainability**
- Seek partnerships with organizations that support student political engagement.
 - Organize fundraising events to sustain caucus activities and leadership programs.
- 8. Upholding Ethical and Issue-Based Politics**
- Promote peaceful, constructive, and ideology-driven political participation among students.

- Discourage student exploitation in political conflicts and uphold ethical conduct in campus and national politics.

9. Gender and Inclusivity in Student Leadership

- Ensure equitable participation of female students and marginalized groups in political leadership.
- Create safe spaces and support mechanisms for all students to engage in political processes.

20.9.3 The National Students Caucus (NSC) shall be headed by a National Students Leader.

The National Students Leader shall:

- Oversee the Students Caucus and ensuring their inclusion in all party structures.
- Represent NSC in the NGC, NEC, and NDC.

20.9.4 The Deputy National NSC Leader shall deputize the National Students Leader and shall not be of the same gender

20.10 NATIONAL PLWDs CAUCUS

There is established the **National PLWDs Caucus** headed by a **National PLWDs Leader**.

20.10.1 The National PLWDs Leader shall:

- Oversee the PLWDs Caucus, ensuring disability inclusion in all party structures.
- Advocate for the implementation of inclusive policies for persons with disabilities.
- Ensure PLWDs accessibility to party offices, election processes, and leadership opportunities.
- Represent PLWDs in the NGC, NEC, and NDC.

20.10.2 The Deputy National PLWDs Leader shall deputize the National PLWDs Leader and shall not be of the same gender.

20.11 EMINENT PERSONS CAUCUS

There is established the **Eminent Persons Caucus** headed by a **National Eminent Persons Leader**.

20.11.1 Eminent Persons shall be individuals of distinguished service in public governance, politics, academia, law, business, and social justice, whose guidance strengthens the Party's vision, governance, and political strategy.

20.11.2 Eminent Persons Caucus shall be composed of:

- Former Party Leaders, Deputy Leaders, and Chairpersons who served diligently.
- Distinguished professionals in law, governance, economic policy, and international diplomacy.
- Former high-ranking government officials with significant contributions to national development.
- Persons of unquestionable integrity, vetted for compliance with Chapter Six of the Kenyan Constitution.

20.11.3 Roles & Responsibilities

1. Core Resource Mobilization

- The core function of the EPC is to mobilize and rally for resources for the party.

2. Advisory Role:

- Provide strategic political guidance to the Party Leader and NEC.
- Offer expert analysis on governance, economic policies, and legislative affairs.

3. Mentorship & Leadership Development:

- Support leadership succession planning by training young leaders.
- Conduct high-level policy forums to shape Party manifestos.

4. Ethics & Governance Monitoring:

- Ensure compliance with constitutional and ethical leadership standards.
- Provide guidance on Party discipline and internal governance issues.

5. Conflict Mediation:

- Assist in resolving internal Party disputes and coalition negotiations.
- Serve as the final advisory body in leadership conflicts.

5. Cultural & Ethical Guidance:

- Preserve the party's history, traditions, and moral fabric.
- Ensure Party leadership adheres to African and national governance ethics.

6. Grassroots Unity & Mobilization:

- Strengthen Party relationships across different ethnic, religious, and socio-economic groups.
- Represent grassroots perspectives in NEC and NGC.

7. Dispute Resolution & Mediation:

- Serve as the primary mediation body for intra-party conflicts.
- Handle cases before escalation to the NEC.

20.11.4 Rights, Privileges & Limitations

1. EPC members shall have:

- The right to attend NDC meetings as observers and advisors.
- The ability to advise but not vote in NEC decisions.
- Access to Party documents, policy drafts, and election strategies for advisory purposes.

2. They shall NOT:

- Hold elective positions within the party.
- Influence candidate selection or nominations.
- Overrule NEC decisions but may offer recommendations.

20.12 DIASPORA CAUCUS

There is established the **Diaspora Caucus** headed by a **Diaspora Leader**.

20.12.1 The Diaspora Caucus shall consist of Diaspora Chapters in different parts of the world to mobilize support, advance party policies, and represent the interests of Kenyans abroad.

20.12.2 Each Diaspora Chapter shall be:

- Recognized as an official structure of the party.
- Allowed to operate independently while adhering to party Constitution.
- Required to register with the SG for formal recognition.

20.12.3 The functions of the Diaspora Chapters shall include:

1. Promoting the Party's policies among Kenyans abroad.
2. Mobilizing membership recruitment and voter registration for elections.

3. Fundraising to support party activities, including campaigns and operational costs.
4. Advocating for diaspora voting rights and engagement in national governance.
5. Providing policy recommendations to NEC on issues affecting Kenyans abroad.
6. Organizing party activities such as town halls, meetings, and grassroots engagement in foreign countries.

20.12.4 Governance & Leadership Structure of Diaspora Chapters

Each recognized Diaspora Chapter shall establish a governance structure comprising:

- o Chairperson – Oversees operations and liaises with Party leadership.
- o Deputy Chairperson– Supports the chairperson and ensures parity.
- o Secretary-General – Handles documentation and communication.
- o Treasurer – Manages financial contributions and fundraising activities.
- o Organizing Secretary – Mobilizes members and coordinates Party events.

20.12.5 Rights & Duties of Diaspora Members

1. Diaspora members shall have equal rights as local members, including:

- o Voting in party elections.
- o Running for elective positions in the party.
- o Submitting policy proposals to the party.
- o Participating in party discussions and decision-making processes.

2. Duties of diaspora members shall include:

- Promoting the Party's manifesto in their host countries.
- Contributing financially to the party.
- Ensuring compliance with party regulations and guidelines.

20.12.6 Financial Contributions & Fundraising

1. Each registered Diaspora Chapter shall be required to submit an annual financial contribution to the party.
2. The Diaspora Treasurer shall oversee financial accountability and reporting to NEC.
3. Funds raised shall be used to:
 - Support campaign financing.
 - Establish Party offices and activities in diaspora regions.
 - Facilitate travel and participation of diaspora representatives in Party events.

20.12.7 Participation in Party Leadership & Elections

1. Diaspora members shall have representation in:
 - National Delegates Congress (NDC).
 - National Governing Council (NGC).
 - National Executive Committee (NEC).
2. Diaspora representatives shall be eligible to vie for national leadership positions within the party.

21 ARTICLE 21: COMMISSIONS/COMMITTEES

21.1 Composition of Commissions and Committees

The commissions/committees shall be constituted by NEC on need basis.

21.2 Powers and Duties of Commissions / Committees

Their terms of reference shall be determined by the National Executive Committee.

22 ARTICLE 22: THE NATIONAL SECRETARIAT (NS)

22.1 Composition of the National Secretariat (NS)

The National Secretariat shall consist of:

1. Executive Director – The head of the Secretariat and responsible for overall coordination of party operations.
2. Deputy Executive Director
3. Directorates of Key Party Departments that shall be approved by NEC and each headed by a Director.
4. Support staff

22.2 Powers, Functions, and Duties of the National Secretariat (NS)

22.2.1 General Oversight and Coordination

- Serves as the administrative and operational arm of the party, implementing directives from the National Executive Committee (NEC).
- Facilitates coordination of all party organs, ensuring seamless communication and policy execution.
- Acts as the official liaison between the party and external stakeholders, including government agencies and civil society organizations.

22.2.2 Implementation of Party Decisions

- Ensures the implementation of resolutions passed by the National Delegates Convention (NDC), National Governing Council (NGC), and NEC.
- Monitors the performance of party programs and submits quarterly progress reports to NEC.
- Develops and updates the Party's strategic plan and ensures alignment with national political goals.

22.2.3 Electoral Preparedness and Candidate Vetting

- Supports the National Elections Board (NEB) in organizing and overseeing internal elections and nominations.
- Maintains and updates the party's membership and voter outreach database.
- Coordinates voter education and civic engagement strategies ahead of national elections.

22.2.4 Financial Management and Resource Mobilization

- Oversees party budget planning and ensures financial transparency in resource allocation.
- Organizes fundraising campaigns, donor engagement strategies, and financial audits.
- Ensures all party offices at national and county levels maintain financial compliance and proper documentation.

22.2.5 Communication, Media, and Public Engagement

- Manages the party's public relations strategy, branding, and media relations.
- Develops communication materials, including press statements, newsletters, and social media content.
- Oversees the dissemination of party policies to the public and ensures a strong online and offline presence.

22.2.6 Governance and Legal Compliance

- Ensures that all party operations adhere to national laws and the Political Parties Act.
- Works with the Director of Legal Affairs to handle internal disputes and legal matters affecting the party.
- Supervises compliance with electoral commission regulations and other statutory requirements.

22.3 Executive Director: Roles and Responsibilities

The Executive Director is the Chief Executive Officer of the Secretariat and shall:

22.3.1 Provide Strategic Leadership

- Supervise all departments within the Secretariat.
- Ensure effective implementation of party strategies and governance policies.
- Represent the party in high-level political and administrative discussions.

22.3.2 Oversee Secretariat Operations

- Manage the day-to-day administrative functions of the party.
- Ensure staff performance aligns with the party's mission and objectives.
- Supervise adherence to the Party Code of Conduct and Ethics Manual.

22.3.3 Ensure Financial Accountability

- Oversee budgeting, financial planning, and expenditure monitoring.
- Submit quarterly financial reports to NEC and ensure transparency in financial transactions.

22.3.4 Liaise with National and County Leadership

- Work closely with County Coordinating Committees (CCC) to ensure grassroots engagement.
- Coordinate with NEC, NMC, and NGC to ensure the effective flow of information and policy execution.

22.3.5 Crisis and Risk Management

- Implement crisis management strategies to mitigate risks affecting party stability.
- Develop internal contingency plans in cases of political crises or operational disruptions.

22.4 The Deputy Executive Director shall deputize the Executive Director.

22.5 Secretariat Meetings and Reporting Structure

22.5.1 Regular Secretariat Meetings

- The Executive Director shall convene monthly meetings to review Secretariat performance.
- Quarterly reports shall be presented to NEC on Secretariat performance, budget execution, and party activities.

22.5.2 Decision-Making Process

- The Executive Director shall implement key decisions approved by NEC.
- The Deputy Executive Director shall be responsible for executing specific roles as delegated by the Executive Director.

22.5.3 Performance Evaluation

- NEC shall conduct annual performance reviews of the Executive Director and Secretariat functions.

- Any necessary structural adjustments or disciplinary actions shall be recommended based on performance.

23 ARTICLE 23: THE FINANCIAL STRUCTURE AND SYSTEM

- a) The financial transactions of the Party shall be handled by the SG, National Treasurer and the Executive Director.
- b) The designated National officials shall ensure that requirements as provided by law on public funds are strictly adhered to including usage of the funds; annual and statutory audit of the funds.

23.1 Usage of Party Funds

Party funds shall be used for purposes compatible with democracy including:

- a. Promoting the representation in parliament and in the county assemblies of women, persons with disabilities, youth, ethnic and other minorities and marginalized communities.
- b. Promoting active participation by individual citizens in political life,
- c. Covering the election expenses of the political party and the broadcasting of the policies of the political party.
- d. Organization by the political party of civic education in democracy and other electoral processes.
- e. Bringing the political party's influence to bear on the shaping of public opinion.
- f. Administrative and staff expenses of the political party which shall not be more than thirty percent of the monies allocated to the political party.
- g. Party funds shall not be used for any other purposes other than those specified in this Constitution and the political parties act.

- h. The party shall ensure accountability and transparency in its Procurement processes.

23.2 The Annual or Periodic Audit of Accounts

1. The National Governing Council shall appoint reputable auditors annually.
2. All Party accounts, records and documents shall be open for inspection by the auditors at any time. The auditors shall be required to prepare statements of accounts as guided under law for purposes of statutory audits as required under the Political Parties Act, 2011
3. The National Treasurer shall produce and submit audited annual accounts to the National Governing Council.
4. The auditors shall be paid such fees for their duties as may be determined by the National Governing Council.
5. The auditors shall not be office bearers of any Organ of the party.
6. The party shall keep proper books and records of account of the income, expenditure, assets and liabilities of the political party.
7. The party shall, within three months after the end of each financial year submit to the auditor general the accounts in respect of that year.
8. The accounts of the party shall be audited annually by the auditor-general and shall be submitted to the Registrar;
9. Any person shall be entitled to inspect the audited accounts filed by the party and, upon payment of a fee prescribed by the NEC, be issued with copies of the audited accounts.

24 ARTICLE 24: THE DISCIPLINARY MEASURES OF THE PARTY

24.1 Party Discipline

- i. All members of the party shall be treated equally before the law and shall be disciplined in accordance with the provisions of this Constitution.
- ii. Any DCP leader, official or person nominated by the party to hold, or to contest elections for the party or public office shall have passed the leadership and integrity test in line with Chapter Six (6) of the Constitution of Kenya.

24.2 Reasons for disciplinary action to be taken:

- i. A DCP party member shall not engage in activities which are inconsistent or in conflict with the aims, objects, policies and decisions made collectively by the party.
- ii. Party members should not take part in fueling conflicts or creating divisions within ranks of the party or membership and undermining the effectiveness of the party.
- iii. Party members shall not conduct themselves in a disgraceful, disorderly or dishonorable manner which is likely to undermine the party, bring it into disrepute, or expose it to ridicule.
- iv. Failure to attend three (3) consecutive meetings of any organ of the party shall constitute an offence.

24.3 Criteria for filing a disciplinary matter

A complaint by any person alleging that an offence has been committed shall be made in writing to the Sub Branch Secretary/Branch Secretary/National Secretary General who shall forward the same to the SBEC/BEC/NEC respectively.

- i. SBEC/BEC/NEC shall in the first instance handle and determine any complaints.

- ii. SBEC/BEC/NEC may delegate its disciplinary powers to a committee and should the complainant not be satisfied, may appeal.
- iii. Offenses shall be classified as misdemeanors or gross indiscipline.

24.4 Disciplinary Actions

In any case, where a person is found guilty of an offence under this article, SBEC/BEC/NEC may impose any or more of the following disciplinary measures: -

- (i) Reprimand;
- (ii) Demand written apology;
- (iii) Be subjected to a fine;
- (iv) SBEC/BEC to recommend to NEC suspension from the party;
- (v) SBEC/BEC to recommend to NEB exclusion from party elections;
- (vi) SBEC/BEC to recommend to NEC dismissal from office;
- (vii) SBEC/BEC to recommend to NEB revocation of nomination;
- (viii) SBEC/BEC to recommend to NEC recall from any public office;
- (ix) SBEC/BEC to recommend to NEC expulsion from the party; and/or
- (x) Any other disciplinary measure as may be prescribed by NEC.

24.5 Consequences of the disciplinary Action

Where a member or official is found guilty after a conclusive process that is in line with Articles 47 of the Constitution of Kenya on fair administrative action and they have been accorded an opportunity to be heard, the consequence of the disciplinary action will include, but not limited to:

- (i) The holder of office at the national level and branch level may lose office on an action of expulsion;
- (ii) Where a member or official is suspended, it may lead to exclusion from participating in party activities; and

- (iii) Where a member is nominated or elected, a disciplinary proceeding may lead to loss of the elective position.

24.6 Disciplinary Committee

- a. There is hereby established a Disciplinary Committee comprising five party members of good standing, honor and integrity and appointed by the NEC as an ad hoc committee of the NEC at the sub-branch, branch and national level.
- b. The Disciplinary Committee shall make its own rules of procedure which shall be approved by the NEC. The Rules shall comply with written laws of Kenya, the Rule of Law and Rules of Natural Justice.
- c. The members shall be appointed on need basis, within a reasonable time of a complaint being filed.
- d. The Disciplinary Committee as established under this Constitution shall have the power to receive, hear and determine all cases of discipline concerning party members.
- e. Any party member may, by a written and signed complaint, refer to the Committee an issue of discipline at any branch of the party.
- f. A Disciplinary issue shall arise on the ground of gross misconduct and a member shall be liable to the party's disciplinary measures if they engage in any conduct contrary to the rules in the Schedule to this Constitution.
- g. The Disciplinary Committee shall afford a fair hearing to such member complained against, with reasonable opportunity to defend themselves against the charges or allegations made against them in accordance with the rules of natural justice.
- h. The Disciplinary Committee shall, after a determination of facts on a complaint, make recommendations to NEC which shall have the power to take disciplinary action against a member.

25 ARTICLE 25: THE AUTHORIZED OFFICIALS SIGNATORIES

- a.** Correspondences to the office of the Registrar and any other office on all matters of the party shall be done by the SG.
- b.** The signatories to the accounts of the party shall be the Chairperson, Secretary General, Treasurer and the Executive Director.
- c.** The signatories to the party membership register shall be Secretary General.
- d.** The Chairperson NEB and the SG shall be signatories to the Nomination Certificates for any nomination of a member of the party.
- e.** The Secretary General and Treasurer shall be signatories to the financial reports of the political party.
- f.** Annual reports or any other report or document required under the law shall be signed by the Secretary General and/or the National Chairperson.

26 ARTICLE 26: THE POLICY DOCUMENTS

26.1 Policy Documents

- a.** The Human Resource Management Policy
- b.** Finance and administration policy

26.2 Policy reporting Documents

- a.** The Manifesto
- b.** The strategic plan

26.3 Policy Documents Management

- i) The documents shall be developed by a committee of NEC every five years and shall be printed and publicized through distribution to members.
- ii) The NEC shall determine the committee to be mandated to develop the policies and policy reporting documents. However, prior to the party registration, the founding members shall develop draft copies of these documents which shall be in use on the interim.
- iii) The committees mandated shall enlist the support of technical personnel of the party with expertise on the areas needed.
- iv) The NEC shall review and approve for use these documents after the recommendation by the NMC.
- v) NEC shall ensure that the various departments under the secretariat implement and disseminate the policies.
- vi) The National secretariat under the guidance of the Executive Director shall sensitize party members during the NDC for approval by NEC and launched at a public forum. The documents shall be developed once in five (5) years.

27 ARTICLE 27: THE POLITICAL PARTY NOMINATION RULES AND REGULATIONS

- 1). There shall be a handbook on nominations, elections and preparation of party lists. The Nominations and Election Rules and Procedures shall be approved by NEC for implementation by NEB.
- 2). NEB may propose amendments to the rules for approval by NEC. No amendments shall be valid three (3) months to any election or nomination or preparation of party lists.
- 3). Consideration for inclusion in the party list shall entail the following: -
 - a. A fully paid-up member
 - b. Actively involved in party activities

- c. Involved in recruitment of members
- d. Involved in identifying and introducing candidates for election
- e. Involved in resource mobilization

28 ARTICLE 28: AMENDMENT OF THE NAME, CONSTITUTION, COLOUR, LOGO AND RULES .

i. Amendments to the Name of the Party

This name of the Party may be amended by the National Executive Committee (NEC) upon a proposal submitted by any Sub-Branch Executive Committee, Branch Executive Committee, or the NEC itself. Any proposed amendment shall require the approval of at least two-thirds (2/3) of the NEC members present and voting.

ii. Amendments to the Constitution

This Constitution may be amended by the National Executive Committee (NEC) upon a proposal submitted by any Sub-Branch Executive Committee, Branch Executive Committee, or the NEC itself. Any proposed amendment shall require the approval of at least two-thirds (2/3) of the NEC members present and voting.

iii. Amendments to the Rules of the Party.

Changes may be made to the rules upon a proposal by NEC supported by two-thirds (2/3) of the members attending provided the changes are not done three months to the elections and those changes be communicated at least one month to the election dates.

iv. Amendments to change of office

Any change of office shall be made by NEC and such a change shall require the support of a simple majority of members of NEC at that sitting provided

that the procedure for that sitting as provided for in this Constitution was followed.

v. Amendments to change of colour and logo

Changes to the party colour and logo may be made if a member of NEC proposes and is supported by two-thirds (2/3) of NEC members.

29 ARTICLE 29: PROVISIONS FOR MERGERS & COALITIONS.

29.1 The Party shall embrace mergers that will only promote the objects of the Party as provided in this Constitution.

Circumstances and criteria for mergers/coalitions

- a. Agreement in part or in whole with the objects of the parties to merge
- b. Negotiations must have been on going between the NEC or Committee of NEC of DCP and the other party (ies)
- c. Signatories to the new bank account must be agreed upon.
- d. Any other criteria the parties may agree to include the requirements under the Political Parties Act, 2011.

29.2 Procedure

1. A decision to merge shall be in writing
2. NEC by 2/3 majority of members present shall approve the merger
3. The Party leader and SG shall be the authorized persons to execute the decision on behalf of the party.
4. The merger agreement shall include a new Constitution, Rules, Regulations and principles of the envisaged new Political Party.

5. Merger agreement shall be deposited with the Registrar within twenty-one (21) days of the signing of the agreement.
6. The party stands dissolved upon registration of new political party.
9. Any other rule that NEC may wish to apply in order to safeguard the interests of the existing political party.

29.3 COALITIONS

- a. The party may form coalitions with other likeminded political parties.
- b. The decision to form such alliances and coalitions shall be determined by two-thirds of NEC.
- c. Instruments of such coalition and alliances shall be executed by the Party Leader, the Secretary General and the National Chairperson and deposited with the Registrar of Political Parties. The Secretary General shall keep custody of all such instruments.
- d. The procedure for entering into the coalitions shall be similar to the procedure of mergers in terms of the organs to authorize, and quorum of such meeting.
- e. The political party shall ensure compliance with the political parties Act, 2011, regulations thereto and all other laws.

30 ARTICLE 30: PROVISION ON DISSOLUTION OF THE PARTY OR ANY OF ITS BRANCHES

1. The National Chairperson may recommend dissolution of any branch to NEC in an emergency arising out of internal conflict, on gross violation of the Constitution of the Party or in any other exceptional circumstances.
2. NEC of a majority of 2/3 present by voting may approve recommendation to dissolve the branch.

3. NEC shall then mandate an ad hoc committee which shall constitute itself as an election board to oversee the elections within a period of 90 days or as within such a time as it is practical in the opinion of the ad hoc committee so constituted.
4. The ad hoc committee for purposes of clarity shall consist of members of NEC, a mixture or otherwise. They shall not be more than five (5) members in the team
5. Secretary to the ad hoc committee shall be the Director of elections

30.1 Dissolution of the Political Party

- a. Decision to dissolve the party must be done in writing
- b. Decision shall be approved by NEC
- c. The decision shall be supported by 2/3 majority of members of NDC present at the sitting
- d. Once approved, party stands dissolved
- e. Decision to dissolve the party to be communicated to the Registrar as soon as it is practically possible

30.2 Disposal of property

In the event of a dissolution of a party branch, all property shall be handed over to the Party Leader who shall transact matters of funds, assets and liabilities, if any, in consultation with the treasurer.

For the National Party,

- a. At the point where the NEC approves the resolution of dissolution by transmitting the same to the NDC, the party auditors must provide an audited report.
- b. The SG shall give an account of the property in the custody of the Party Leader.
- c. At the point of NDC, the audit report and SG's report must be made public.

- d. Resolution to dissolve shall be accompanied by resolution to the Registrar to declare the property of the party. The property shall be distributed as determined by NEC.

30.3 Asset Management Policies & Procedure

1. NEC shall have full control over all monies, funds, property, investments and securities of whatever kind and description belonging to the party.
2. NEC shall have the power to borrow money on behalf of the party, where it is necessary to do so in order to finance the party's activities.
3. A Financial Scheme shall set out how the party will regulate its financial affairs for the purpose of compliance with current legislation.
4. The financial affairs of all bodies mentioned in this Constitution must comply with the Financial Scheme.
5. Nobody within the party shall enter into commercial borrowing on behalf of the party.
6. If a body within the party ceases to exist or is dissolved, all assets, shall become property of the party
7. In the event of a dissolution of a party branch, all property shall be handed over to the SG who shall transact matters of funds in consultation with the treasurer
8. Upon election of a new team, the SG shall then hand over the custody to the new Secretary of the branch

31 ARTICLE 31: INTERNAL PARTY DISPUTE RESOLUTION MECHANISM

The National Executive Council shall:

- i. Establish a National Appeals and Dispute Resolution Panel which shall finally determine all and any matters and disputes between party members arising from nominations;

- ii. The National Appeals and Dispute's resolution panel shall be appointed on ad hoc basis to deal with appeals and/or all disputes that may from the nomination process;
- iii. The Appeals and Dispute Resolution Panel shall have a chairperson who shall be a person of high personal and moral integrity and who and whose immediate relatives shall not be a contestant or contestants on the nomination;
- iv. The Appeals and Dispute Resolution Panel shall have four (4) other members at least one of whom shall be a lawyer of not less than five years standing. Two of neither the panel members shall be of either gender and shall be persons of high moral and personal integrity and shall have experience in public affairs and shall not nor their immediate relatives be contestants in the nomination;
- v. Any person aggrieved by the decision of the Election Board, may after the declaration of the winner lodge an appeal/or complaint within 72 hours, in writing setting grounds and attaching evidence in support of the appeal/complaint.
- vi. A person preferring an appeal to the National Appeals and Dispute Resolution Panel shall pay such fees as may be prescribed by the panel from time to time;
- vii. Any person who presents a petition to challenge Party nomination process shall deposit a non-refundable fee as may be determined by NEB.
- viii. After lodging the appeal and fulfilling the requirements, the person preferring the appeal shall be entitled to be heard by the Panel and may be allowed to call any witnesses in support of his case;
- ix. All appeals filed for determination shall be determined within 72 hours;
- x. The decision of the Appeals and Dispute Resolution Panel shall be final.

32 ARTICLE 32: DEMOCRATIC PRACTICES THAT COVER GENDER, AFFIRMATIVE ACTION FOR MINORITIES AND MARGINALIZED GROUPS

The party structures and positions of leadership shall be by a team that shall reflect gender, affirmative action, representation of minorities and marginalized groups.

33 ARTICLE 33: DEMOCRATIC PRACTICES COVERING HUMAN RIGHTS AND GENDER

The party in the spirit and letter of the Constitution of Kenya and this Constitution shall implement democratic principles covering human rights and gender.

34 ARTICLE 34: THE MANNER OF IMPLEMENTING NATIONAL VALUES AND PRINCIPLES OF GOVERNANCE .

The party in observing its objects shall implement the national values and principles of governance as provided in this Constitution.

35 ARTICLE 35: TRANSITIONAL AND CONSEQUENTIAL PROVISIONS

- a.** The persons occupying party positions at all levels i.e. NEC, NGC, BEC, SBEC, WEC, PCEC immediately before the effective date shall continue to serve in those positions until the first party elections held under this Constitution, unless they vacate office in terms of the former party Constitution.

- b. Any person who immediately before the effective date, held or was acting in an office established by the former Constitution shall on the effective date continue to hold or act in that office under this Constitution for the unexpired period, if any, of the term of the person.
- c. The 1st National Party election under this Constitution shall be held on as may be determined by NEC through a resolution.

36 ARTICLE 36: COMMON SEAL

There shall be a common seal of the party, which shall be in the custody of the Party Leader.

37 ARTICLE 37: OATH OF OFFICE

Any person elected or appointed into any office of the party shall subscribe to the Oath of Office as provided in Schedule I to this Constitution, in the language that he or she understands and before a commissioner for Oaths or Notary Public.

38 ARTICLE 38: INTERPRETATION

Any question as to the meaning of any section of this constitution or the Schedule hereto shall be referred to the National Executive Committee whose interpretation of the same shall be final.

In this constitution:

- (a) "**Funds**" include valuable properties;
- (b) "**Party**" means DEMOCRACY FOR THE CITIZENS PARTY.
- (c) "**Month**" means calendar month;
- (d) where computation of any figure in this Constitution results in a fraction, the figure obtained shall be approximated to the nearest whole number;
- (e) "**Youth**" means a member between the ages of 18 and 34 years.

- (f) **"Congress"** - a large formal meeting or series of meetings where representatives from different party levels discuss ideas, make decisions, pass resolutions and conduct elections.
- (g) **"National Delegates Convention"** - The largest meeting of DCP at National level which is the highest authority of the party where decisions are ratified and Presidential candidates and National Officers are elected.
- (h) **"Delegates"** - Are elected or nominated representatives of the party at any level of the structure of the party.
- (m) **"Ward"** - This refers to the area delineation of the Local Government Area by the Independent National Electoral and Boundaries Commission.

SCHEDULE 1: OATH OF ALLEGIANCE

I,

do solemnly swear/affirm that I will be faithful and bear true allegiance to the DEMOCRACY FOR THE CITIZENS PARTY and the Republic of Kenya and that I will preserve, protect and defend the constitutions of the DEMOCRACY FOR THE CITIZENS PARTY and of the Republic of Kenya.

So, help me God.

SCHEDULES II: OATH OF OFFICE

I,

do solemnly swear/affirm that I shall be faithful and bear true allegiance to the DEMOCRACY FOR THE CITIZENS PARTY, I shall discharge my duties to the best of my ability, faithfully and in accordance with the constitution of the party and always in the interest of the integrity, solidarity, advancement, well-being and prosperity of the party and the Republic of Kenya; that I will strive to pursue, enhance and achieve the aims and objectives of the party as contained in its Constitution and Manifesto; that

I shall not allow my personal interest to influence my official decision; that in all circumstances I shall do right to all the members of the party and to all manner of people, according to law without fear or favor, affection or ill-will; that I shall not directly or indirectly communicate or reveal to any person any manner which shall be brought to my attention or which shall become known to me as an officer of the party, except as may be required for the due discharge of my duties and that I shall devote myself to the service and well-being of the people of Kenya.

So, help me God.

SCHEDULE III: PARTY LOGO



SCHEDULES IV: MEMBERSHIP FEES

Membership Subscription Fee

CATEGORY	REGISTRATION FEE	ANNUAL SUBSCRIPTION
Life	100,000/=	10,000/=
Ordinary	100/=	50/=
Gold	600,000/=	100,000/=
Youth & PLWDs	50/=	50/=

This constitution envisages the caucuses at the National and County level as per article 16. There shall be caucuses as follows:

1. Party Parliamentary Group (PPG)

- a. There shall be established the Party Parliamentary Group comprising the following:
 - (i) Party Leader
 - (ii) Deputy Party Leaders
 - (iii) DCP elected and nominated Senators, Members of National Assembly and EALA members
- b. 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.
- c. 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.

2. Party County Assembly (PCAG)

There shall be a Party County Assembly Group consisting of: -

- a. Governor, & the Deputy Governor

- b.** all the DCP elected and nominated members of the County assembly
- c.** The duties shall include but not limited to, propagating the Party's agenda within their respective County Assembly.
- d.** The leader of the Party County assembly shall head the respective County Assembly Group in which they are members.
- e.** The 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.