

RULE 1: PREAMBLE

- I. These Rules shall be cited as the **LIBERTY NATIONAL DEMOCRATIC ALLIANCE (LINDA)**, Nomination and Election Rules.
- II. These Rules shall come into effect immediately after the party is given the right to operate.
- III. Whenever a General or by-election is called, party candidates shall be nominated. This process must be done under these Rules, read together with the Party Constitution, the *Political Parties Act*, the *Elections Act*, the Constitution of Kenya 2010, and all other applicable laws.

RULE 2: INTERPRETATION

In these Rules, unless the context otherwise admits:

“**Agent**” means a person duly appointed by a candidate to act as their agent for an election or nomination under these Rules;

“**Ballot box**” means a transparent container with a slot on the top sufficient to accept a ballot paper in an election or a referendum, but prevents access to the votes until the closing of the voting period.

“**Ballot paper**” means a paper used to record the choice made by a voter and shall include an electronic version of a ballot paper or its equivalent for electronic voting.

“**Board**” means the LIBERTY NATIONAL DEMOCRATIC ALLIANCE Elections on (LINDA) Nomination Board.

“**Candidate**” means a person contesting for an elective or nominative post.

“**Constituency**” means one of the constituencies into which Kenya is divided under Rule 89 of the Constitution.

“**County**” means the counties into which Kenya is divided under Rule 6 (1) of the Constitution and specified in the Second Schedule of the Constitution.

“**County assembly**” means a county assembly constituted under Rule 177 of the Constitution.

“**Disability**” has the meaning assigned to it in Rule 260 of the Constitution.

“**Election material**” means ballot boxes, ballot papers, counterfoils, envelopes, packet statements, and other documents used in connection with voting in an election, and includes information technology equipment for voting, the voting compartments, instruments, seals, and other materials and things required for conducting an election.

“Election offense” means an offense under the Election Offenses Act and these Rules.

“Election results” means the declared outcome of the casting of votes by voters at an election.

“Nomination” means the submission to the Commission of the name of a candidate under the Constitution and this Act.

“Party list” means a party list prepared by the party and submitted to the Commission under and in accordance with Rule 90 of the Constitution and these Rules.

“Parliamentary election” means the election of one or more members of Parliament.

“Petition” means an application to the election court under the Constitution or under this Act.

“Political party” has the meaning assigned to it in Rule 260 of the Constitution.

“Polling station” means any room, place, vehicle, or vessel set apart and equipped for the casting of votes by voters at an election.

“Presidential election” means an election of a President under Rule 136,139(1) (b) and 146(2) (b) of the Constitution.

“Ward” means an electoral area within a county delimited under Rule 89 of the Constitution.

"Returning Officer" means a person appointed or designated under these Rules to conduct nominations in his respective electoral area and includes a Deputy Returning Officer.

"Party Lists Nomination Days" means the day or days scheduled by the relevant authority of The Party pursuant to and in accordance with these Rules for any election or selection of applicants or candidates who have applied or indicated their candidature to contest or be considered to be nominated by The Party to be included in any Party List.

"Presiding Officer" means a person appointed or designated under these Rules to preside over a polling Centre, and includes a Deputy Presiding Officer.

"Register" means a roll of delegates or the LIBERTY NATIONAL DEMOCRATIC ALLIANCE membership register prepared under the Party Constitution.

"Voter" for the purposes of Presidential, County, Parliamentary, and County Assembly nominations means a LIBERTY NATIONAL DEMOCRATIC ALLIANCE member who is a holder of a National Identity Card and is registered as a voter in that particular electoral area.

"Women" shall have the meaning ascribed to it by the definition contained in the Constitution of Kenya.

"Youth" shall have the meaning ascribed to it by the definition contained in the Constitution of Kenya

RULE 3: ELECTION OF PARTY OFFICIALS

- i. Election of Party officials shall be conducted in line with Article 7 (1) of the Party Constitution.
- ii. The stipulated election of party officials outlined below is uniformly applicable across all levels of the LIBERTY NATIONAL DEMOCRATIC ALLIANCE (LINDA), ranging from the highest election, the national level, to the lowest tier within the party's organizational structure.
- iii. All the Party Officials shall be elected by the delegates of the party to serve for a five-year term, which is renewable upon re-election.
- iv. Party officials at different levels include;
 - a. National officials: shall be elected by the national delegates.
 - b. County Officials: Shall be elected by delegates representing their respective regions during county congresses.
 - c. Branch Officials: Shall be elected by delegates representing their respective constituencies during constituency congresses.
 - d. Sub-branch Officials: Shall be elected by delegates representing their respective wards during ward congresses.
 - e. Polling station Officials: Shall be elected by delegates representing their respective polling stations during congresses.
- v. In electing all the party officials across the election, the delegates congress shall ensure that not more than one-third of the membership is of the same gender.
- vi. Elections shall be through secret ballot or any other method of voting acceptable to the delegates in session, and, where an office is contested by more than one candidate, the vote shall be decided by a simple majority.
- vii. Where only one candidate is nominated to an office at the close of the nominations, that candidate shall be declared duly elected to the office for which he/she was nominated.
- viii. The Board, in liaison with the NEC, shall provide the election materials as may be directed by the Delegates.

RULE 3.1. NATIONAL PARTY OFFICIALS:

- i. A National Official may attend any meeting(s) organized by a Branch as an ex-officio member.
- ii. National Party elections shall be conducted for the following offices of the Party:
 - a) The Party Leader;
 - b) Deputy Party Leader;
 - c) Party National Chairperson;
 - d) Party Deputy Chairperson;
 - e) Secretary General;
 - f) Deputy Secretary General;
 - g) National Treasurer;
 - h) National Deputy Treasurer;
 - i) National Organizing Secretary;
 - j) National Deputy Organizing Secretary;
 - k) Secretary for Public Policy & Economic Affairs;
 - l) Secretary for Legal and Constitutional Affairs;
 - m) Secretary for Publicity & Information;
 - n) Secretary for International & Foreign Affairs;
 - o) Secretary for Women's Affairs and Gender;
 - p) Secretary for Youth Affairs;
 - q) Secretary for Disability Affairs;
 - r) Secretary for Science & Technology;
 - s) Secretary for Environment;
 - t) Secretary for Special Programs & Social Welfare;
 - u) Secretary for Resource Mobilization;
 - v) Deputy Secretary for resource mobilization.
- iii. The LIBERTY NATIONAL DEMOCRATIC ALLIANCE (LINDA) constitution unambiguously delineates the functions, rights, procedures, and duties of party officials at all levels, ranging from the national level to the smallest organizational units, including the women's and youth leagues. The constitution provides comprehensive guidance and clarity regarding the roles and responsibilities of individuals holding various party positions, ensuring a consistent and transparent framework for effective governance and decision-making within the party's hierarchy.
- iv. In addition, the Board shall conduct elections to fill vacancies in the following Party organs: