

# DEMOCRATIC DEVELOPMENT PARTY OF KENYA (DEK)



## CONSTITUTION

As adopted by:  
The founding members  
Held on 14<sup>th</sup> MAY 2025, at:  
KITENGELA  
Nairobi



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## CHAPTER 1: PREAMBLE:

We, the founding members of the Democratic Development Party of Kenya (DEK):

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

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

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

**BELIEVING** in the self-evident truth that unity is an essential ingredient for the attainment of a happy and prosperous society;

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

**AWARE** of the tremendous burden borne by the ordinary Kenyan each day to support both national and devolved systems of governance in our journey toward a developed nation;

**COMMITTED** to the principle of gender equality as a prerequisite for social and economic development;

**EXERCISING** our sovereign and inalienable right to determine the form of governance of our party, having participated fully in the making of this Constitution;

**ADOPT, ENACT**, and give this Constitution to ourselves as the founding members of the Democratic Development Party of Kenya, and to our future national delegates and generations.



**CHAPTER 2:****Article 1 Preliminary**

This Constitution shall be cited as the **Democratic Development Party of Kenya (DEK)** Constitution. It shall come into operation on such day as it is approved by the founding members and the executive committee.

In this Constitution, unless the context otherwise requires,

**"Party"** means the Democratic Development Party of Kenya.

**"Registrar"** means the registrar of political parties designated as such under Sections 2 and 33 of the Political Parties Act (PPA) 2011, Cap 6D.

**"DEK"** means Democratic Development Party of Kenya.

**"Political Party"** means any association or organization of persons which has for its objects or purposes proposing or supporting candidates for National or local authority elections.

**"Polling Station"** means polling station as defined by IEBC at the last General Election

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

**"Corporate"** means a registered political party that is a member of the Democratic Development Party or *vice versa*.





**"Group Member"** means a registered organization, e.g., Trade Unions, Professional Associations, Students' Unions, etc.

### CHAPTER 3: IDENTITY, VISION, AND MISSION

#### Article 2: Establishment

There is hereby established a Political Party known as the democratic development party of Kenya (DEK) (hereinafter referred to as "the Party" or "DEK" in this Constitution). This Constitution shall be the supreme organ of the Party.

#### Article 3: Party Emblem, Flag, Slogan, and Colors

i. **Emblem:**

The Party Symbol is one shining diamond, as is illustrated more in Schedule I hereto.

ii. **Party Flag:**

The Party's flag is a shining diamond embossed at the center with the word **"Diamond"** interspersed by a streak of green, white and blue conspicuously inscribed thereto in blue and shining white colors in the mid-section of the diamond and the word *"diamond"* fully borne out at the bottom of the diamond, as is more particularly described in Schedule II hereto.

iii. **Party Slogan:**

The Party's slogans are *"all generations equal rights"* - that means Gen Z, including the other generations, will be included in party leadership.



iv. **Party Colors:** The Party colors are green, white, and blue.

#### **Article 4: Party Vision and Mission Statement**

**Vision:** Establish a prosperous, industrialized country as the party creates more jobs for youths in a modern nation, in which all citizens enjoy social, economic, and democratic rights, and live in dignity.

**Mission:** Serve the citizens with commitment, honesty, and diligence; secure a unified, happy, and peaceful society founded on the principles of justice, equity, sustainable management of resources, employment, and inclusivity in governance.

#### **Article 5: Party Headquarters and contacts**

The National Headquarters will be in Kitengela, Hotel Senator's building, within Nairobi Metropolitan in Kajiado County.

The postal address of the Party shall be P.O. Box 24586 – 00100, RUARAKA, NAIROBI

The Official Website is: <https://dekpartyofkenya.co.ke/>

### **CHAPTER 4: AIMS / OBJECTIVES AND VALUES**

#### **Article 6.0: Objectives**

**The Democratic Development Party of Kenya's objectives are as follows:**

- 6.0.1 To establish democratic and constitutional national and county governments in Kenya within the framework of devolved and good governance, founded on the principles of Unity, Justice, Liberty, Equality, Transparency, and Accountability;





- 6.0.2 To pursue, protect, and promote basic human rights, including civil, political, economic, religious, social, and cultural rights and freedoms of individuals in Kenya;
- 6.0.3 To engage in and provide quality, just, fair, and accountable leadership to the Kenyan public in matters of political, economic, and social governance, devoid of corruption, nepotism, and all forms of discrimination;
- 6.0.4 To protect and promote the rule of law and the separation of the powers between the three arms of Government, namely: The Legislature, Executive, and Judiciary;
- 6.0.5 To respect and preserve our national heritage, history, cultural diversity, national monuments, historical sites and archives for the good and enjoyment of posterity and enhance the cultural life of Kenyans in all spheres of national development;
- 6.0.6 To protect all public lands, utilities, natural resources, enhance sustainable management and conservation of the environment, and utilize all natural resources, for the betterment of the lives of all Kenyans and future generations;
- 6.0.7 To promote the creation of a conducive environment for the operation of the co-operative movement, trade unions, professional organizations, welfare associations, and non-governmental organizations, and involve them in



Party activities to garner their support for the Party and build a strong foundation for a democratic system of governance in Kenya;

- 6.0.8 To work for and ensure the repeal and /or amendment of all unjust and oppressive laws and to promote law reform.
- 6.0.9 To work towards the independence of the civil service by de-linking the same from any political party.
- 6.0.10 To pursue the provision and improvement of affordable and accessible health, education, and welfare services to raise the living standards and quality of life of all the people of Kenya;
- 6.0.11 To establish and put into practice systems of political governance aimed at the total eradication of all forms of tribalism, discrimination, sectionalism, racism, oppression, and exploitation;
- 6.0.12 To formulate and pursue sound national and county population policies to improve the quality of life of all Kenyans;
- 6.0.13 To educate and create awareness among Kenyans of all public matters, issues, and policies to enhance and maintain a just, open, and democratic society;
- 6.0.14 To promote Kenya's participation in international political, economic, and social affairs and to support and advance regional and global cooperation and integration and world peace;





- 6.0.15 To advocate and promote equality of all persons and to fight against all forms of discrimination against children, youth, women, and persons living with disabilities, and to support affirmative action programs aimed at ensuring gender equality;
- 6.0.16 To promote gender equality and equity;
- 6.0.17 To pursue, promote, and protect the rights of workers in their demands for just salaries, commensurate with their labour contribution, the cost of living, their right to negotiate freely with the employers, and to take industrial actions where necessary;
- 6.0.18 To promote African unity, regional and sub-regional co-operation and integration;
- 6.0.19 To promote the enjoyment of human rights as defined in the Constitution of Kenya, the United Nations International Bill of Rights, the African Charter on Human and Peoples' Rights, and other internationally recognized human rights instruments;
- 6.0.20 To nominate Party candidates in respect of the Presidential, National Assembly, Senate, Governor, and Ward Representatives to the County Assembly and other political electoral-related appointments;
- 6.0.21 To establish, enhance, and entrench sound economic institutions and fiscal policies to ensure sustainable human, economic, and physical development;



accountable, free, and fair usage of public resources and total elimination of corruption, nepotism, and mediocrity;

- 6.0.22 To encourage and promote coalition among parties pursuing similar objectives in Kenya;
- 6.0.23 To improve the quality of life for all Kenyans through promoting the eradication of ignorance, poverty, and disease;
- 6.0.24 To develop or device schemes of awards, recognition or distinction of merit or honour, and/or confer awards or marks of distinction to any person, institution or Organization that has rendered exemplary service to the Party, or otherwise contributed to the advancement of the Party's interests, objectives and aims in a manner deserving award or recognition;
- 6.0.25 To collaborate and work with any local, national, regional or international organisation, whether governmental or non-governmental, in the promotion of the Party's interests, aims and objectives;
- 6.0.26 To respect and promote the national values, principles, and goals enshrined in the Constitution of Kenya and any acts of Parliament.
- 6.0.27 To mobilise financial resources for the Party by means, including but not limited to, borrowing, pledging, mortgaging or charging Party property to secure loans, investing any of its monies in securities or ventures approved





by the Board of trustees, or engaging in any commercial activity or undertaking;

- 6.0.28 To ensure the strengthening of Parliamentary institutions, including the National Assembly and the Senate, Parliamentary/Senate Committees, and the County Assembly Committees, for the effective operation of a representative democratic government;
- 6.0.29 To pursue and promote the full participation of Women and Youth in the management of public affairs and the development of Kenya;
- 6.0.30 To establish Women Congresses from wards through constituencies, counties, to the national level;
- 6.0.31 To establish Young Democrats Congresses from wards through constituencies, counties, to the national level;
- 6.0.32 To establish the DEK Persons with disabilities league.
- 6.0.33 To form branches countrywide and recruit members to the Party.

#### Article 6.1 Values

The Democratic Development Party of Kenya's core values include, but are not limited to:

- (i) Supremacy of Party members;
- (ii) Social and Economic justice;



- (iii) Respect for constitutionalism and the rule of law;
- (iv) Respect for individual and people's rights and freedoms;
- (v) Democratic governance and people's participation;
- (vi) Freedom with responsibility;
- (vii) Empowerment of the marginalised groups or sections of society;
- (viii) Sustainable use of the environment;
- (ix) Positive and mutually beneficial international relations;
- (x) Avail equal opportunity irrespective of gender, race, tribe, religion, physical abilities, etc.

## CHAPTER 5: MEMBERSHIP, RIGHTS, AND DUTIES

### Article 7.0: Membership

7.0.1 Membership of the Party shall be open to all Kenyan citizens in possession of a valid National Identification card or Passport.

7.0.2 The National Executive Committee may, in appropriate cases, refuse an application from any person who has been convicted of any offence of theft, dishonesty, corruption, drug trafficking, or other economic crimes, or whose conduct is deemed to be unworthy as a member of the Democratic Development Party of Kenya.





- 7.0.3 Any person who, upon application to the National Executive Committee, is a citizen of the Republic of Kenya though not ordinarily resident in Kenya and has manifested a clear identification with the Democratic Development Party of Kenya, its principles, objects, policies, programs, directives and discipline. Such a member temporarily residing abroad for a continuous period of more than twelve months may retain his/her membership, but shall notify Party Headquarters of his/her forwarding address.
- 7.0.4 Those eligible and desiring membership of the Party may apply either verbally or in writing to any authorized official or agent of the Party for enrolment. On enrolment, each member shall be issued with a membership card.
- 7.0.5 All members shall, before a Certificate of Membership is conferred on him/her, sign and subscribe to the Party's Code of Conduct and a Pledge of Commitment.
- 7.0.6 Each member of the Party shall, on enrolment, pay an admission fee as determined by the Party from time to time
- 7.0.7 Details of Membership shall be kept in the Party register, including identification details, region, gender, ethnicity, disability, and county.
- 7.0.8 The Members register will continuously be updated from time to time and ensuring that any change in membership is adjusted accordingly.



**Article 7.1: Categories of Membership**

7.1.1 Subject to the approval of the founding members, the Executive Committee shall have the power to create or abolish any category of membership for the advancement of the Party's interest as the circumstances may permit. Until such a time when the National Delegate Conference shall be called.

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

- i. Ordinary Membership.
- ii. Bronze Membership. (PWD).
- iii. Silver Membership. (Contenders for civic seats)
- iv. Gold Membership. (Contenders as members of parliament)
- v. Platinum Membership. (Contenders for gubernatorial seats)
- vi. Life Membership

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

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





**Article 7.2: Rights of Party Member**

7.2.1 A member of the Democratic Development Party of Kenya shall have the right to:

- a) Participate in Party activities;
- b) Take a full and active part in the discussion, formulation, and implementation of Party policies;
- c) Receive copies of Party documents, including the Constitution, Members' Guide, Election and Nomination Rules, Party manifesto, and available information about their local branch upon request;
- d) Receive and impart information on all aspects of Party policies and activities save where such right has been lawfully restricted;
- e) Offer constructive criticism of any member, official, policy, programme or activity within the Party and its structures;
- f) Submit proposals or statements to the Branch, Region, or National Executive Committee, provided that such proposals are submitted through appropriate Party structures;
- g) Take part in elections through voting and be eligible for Party and National Elections at all levels upon nomination.

**Article 7.3: Duties of Party Member**

7.3.1 A member of the Democratic Development Party of Kenya shall:



- a) Take all necessary steps to understand and implement the objectives, policies, and programs of DEK.
- b) Explain the objects, policies, and programmes of the Party to others;
- c) Combat propaganda detrimental to the interests of the Party and defend the objectives, policies, and programmes of the Party;
- d) Popularize the Party;
- e) Observe discipline, the Party Code of Conduct, and obey lawful decisions made by regular Party organs;
- f) Refrain from publishing and or distributing through the media any information deemed confidential, or any other view purporting the same to be the view of the Party without proper authority or mandate of a regular organ of the Party;
- g) Ensure that he or she is registered as a voter within any of the constituencies in the country and take all steps to vote during Party and national elections;
- h) If a member holds an elective office in any sphere of governance at the National, Branch, or local level, be a member of the appropriate Party caucus and function within its articles, abiding by all lawful decisions under the general provisions of this Constitution and the structures of the Party;
- i) Be liable to pay such fees as shall be prescribed by the Party;





- j) Support the Party financially and materially when called upon to do so for a good cause.

**Article 7.4: Termination of Membership**

7.4.1 A member of the Party shall cease to be one:

- a) Upon written resignation to the relevant Branch. Membership shall terminate with effect from the date of receipt thereof, provided that the termination shall not absolve the member from performing any outstanding obligations owed to the Party or other members qua members.
- b) By a resolution passed by the National Executive Council and ratified by the National Governing Council;
- c) By accepting an office, subscribing to or promoting activities of a Political Party or Organization whose aims and objectives are in competition with or in conflict with those of DEK;
- d) Upon death;
- e) By an operation of any prescribed law.

7.4.2 A person who has terminated his or her membership:

- a) shall not be entitled to a refund of fees or subscriptions made by him or her to the Party before termination, and all rights, privileges and responsibilities or facilities granted to or enjoyed by him or her under his membership shall automatically terminate



with effect from the date of receipt of written resignation from the Party;

- b) Shall return all party property within him or her custody, possession or control, failure to which the Party shall have a right to lay claims against such person for any money due or owing to the Party or for any damage or loss occasioned to Party property which was in his or her custody, possession or control before termination of membership;
- c) Shall have his or her name struck off from the register of Party members.

## CHAPTER 6: NATIONAL OFFICIALS

### Article 8.0: National Officials to constitute NEC

8.0.1 The Party shall have the following elected National Officials: -

1. Party Leader
2. Deputy Party Leader
3. National Chairperson
4. National Deputy Chairperson
5. Secretary General
6. Deputy Secretary General
7. National Treasurer



8. Deputy National Treasurer
9. National Organizing Secretary
10. Deputy National Organizing Secretary
11. Secretary for Public Policy and Economic Affairs
12. Secretary for Legal and Constitutional Affairs
13. Secretary for Publicity and Information
14. Secretary for International Affairs
15. Secretary for Women Affairs / (DEK Women League Leader)
16. Secretary for Youth Affairs / (DEK Youth League Leader)
17. Secretary for Special Interest Groups
18. Secretary for Environment
19. Secretary for Parliamentary Affairs / (Whip) National Assembly
20. Secretary for Parliamentary Affairs / (Whip) Senate
21. Secretary for Devolved Government
22. Secretary for Science and Technology
23. Secretary for Labour and Human Resource Development
24. Secretary for National Security
25. Secretary for Humanitarian and Disaster Management Affairs





26. Secretary for Persons with Disability (PWD)
27. Secretary for Special programmes and social welfare
28. Secretary for Political Affairs
29. Director of Campaigns
30. Deputy Director of Campaigns
31. Director of Elections
32. Deputy Director of Elections
33. Executive Director (Ex-Officio)

**Article 8.1: Election of National Officials**

8.1.1 The Election of National Officials shall be conducted on the guiding principle that at least one third shall be of either gender.

8.1.2 All National Officials other than the Secretary for Parliamentary Affairs, the Secretary for Women Affairs, the Secretary for Youth Affairs, the Secretary of PWD Affairs, and the Executive Director shall be elected by the National Delegates Conference. All National Officials shall hold office for a term of five years.

- a) The Party Leader shall remain in office until the next election of National Officials.
- b) If the Party Leader is unable to discharge his or her duties because of mental infirmity, death, resignation, or where he or she ceases to be a Party member, a



Special Session of the National Delegates Conference shall be convened to elect a new Party Leader.

- c) If the Deputy Party Leader is unable to discharge his/her duties because of mental infirmity, death or resignation, or where he or she ceases 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) The Secretary for Parliamentary Affairs shall be the Party's Parliamentary Whip elected by the Party's Parliamentary Group immediately after a General Election. He or she shall hold office for a term of five years or the residue of his/her Parliamentary term as may be current on his/her election, whichever is shorter.
- e) Elections shall be through secret ballot or any other method of voting acceptable to the delegates in session, and, where an office is contested by more than one candidate, the vote shall be decided by a simple majority. Where only one candidate is nominated to an office at the close of the nominations, that candidate shall be declared duly elected to the office for which he/she was nominated. Nomination of all candidates shall be in the prescribed form.
- f) Nomination to the Office of Party Leader shall be by a written application to the National Elections Board in the prescribed form.
- g) Any National Official may attend any meeting(s) organized by the Branch as an ex-officio member.



**Article 8.2: Duties and Responsibilities of National Officials**

All office bearers shall perform their functions within the spirit and provisions of this Constitution and shall ensure that they are guided by the objectives and values of the Party. Subject to any other duty expressly provided for by this Constitution, the main duties of elected National Officials shall be:

**1) The Party Leader shall:**

- i. Provide leadership and vision to the Party.
- ii. Promote national cohesion and wholesome integration of all Party members in national development.
- iii. Articulate the Party's aspirations and charter a clear course or strategy for the achievement of such aspirations or implementation of the Party's objectives.
- iv. Champion the Party's campaign to form the next Government.
- v. 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 circumstances.
- vi. Provide wise counsel and judicious directives to National Officials specifically or to Party members in general on any matter in dispute or under controversy within any Party organ or amongst Party members.
- vii. Confer honors of recognition, merit, distinction, commendation, or accolade to a member of the Party or any other person who, in the considered opinion of the National Executive Committee, has made an





outstanding contribution to the Party in the achievement of its objects, policies or programmes or furtherance of the same.

**2) The Deputy Party Leader shall:**

- i. Assist the Party Leader and carry out the duties of the Party Leader in his /her absence.
- ii. Deputise the Party Leader and shall perform such duties and functions as might be expressly delegated to him/her by the Party Leader.
- iii. Assist the Party Leader in developing policy formulation processes and development.
- iv. Assist the Party Leader in formulating the Party's Strategic Plan.

**3) National Chairperson**

The duties and responsibilities of the National Chairperson shall include:

- i. To provide leadership and oversee the overall management and running of the Party affairs.
- ii. To articulate and defend Party policies.
- iii. To instill in members a sense of loyalty and patriotism to the objects, policies, and programmes of the Party.
- iv. To ensure discipline and proper order within the Party per the Party's Constitution.
- v. To impart to Party membership the need to adhere to Party objects, policies, programmes, and laws made under this Constitution.



- vi. To forge a strong sense of unity within Party organs *inter se* and amongst Party rank and file and to ensure a pleasant working relationship between Party officers and members.
- vii. To convene and preside over National Executive Committee meetings.
- viii. To preside over the National Delegates Conference and any other meetings requiring his attendance.
- ix. To ensure order at all meetings of the Party organs.
- x. To consult and take counsel from the Party Leader on any matter in dispute or under controversy within any Party organ or amongst Party members.

#### 4) National Deputy Chairperson

The National Deputy Chairpersons shall, under the direction of the National Chairperson:

- i. Chair Meetings in the absence of the Chairman
- ii. Assist the National Chairperson in matters relating to coordination and liaison with other political parties;
- iii. Collect political intelligence and advice on strategies to popularize the party at the grassroots;
- iv. Assist the National Chairperson in matters relating to general Party administration, Party policies and programmes;



- v. Oversee and coordinate standing, *ad hoc*, and specialized national committees of the Party;
- vi. Assist the National Chairperson in all matters on logistics and operations;
- vii. Oversee administrative operations of Branches, DEK Women League, DEK Youth League, Persons with disabilities league.
- viii. Perform such other specific assignments as might be delegated to him/her by the National Chairman from time to time.
- ix. Assist with matters relating to the coordination of local strategic review, organizing strategic groups at the regional level to ensure that the party adopts such strategies that take cognizance of the local sensitivities and concerns.
- x. Maintain liaison with branches and established think-tanks to facilitate a feedback mechanism to the center that culminates in a coherent national strategic party planning and action.
- xi. Streamline and encourage strategic discourse and activities at the grassroots level that facilitate a timely response to regional needs of the party;
- xii. Perform any other duties as might be delegated to him/her by the National Chairperson from time to time.

#### 5) Secretary General

He or she shall be the Party Spokesperson and be responsible for the management of the National Secretariat and remain the principal custodian of





Party records from grassroots to the national level. His/her responsibilities shall include:

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



- vi. Any other duties conferred upon him or her by this Constitution or the National Executive Committee.

#### 6) Deputy Secretary General

Shall, under the direction of the Secretary General,

- i. Be in charge of Party protocol.
- ii. Act as liaison officer with local and international organizations and agencies, play host to visiting delegations and guests of the Party
- iii. Liaise with Party Parliamentary Group through the Secretary for Parliamentary Affairs, & Secretary for International Affairs, & be in charge of the implementation of the Party's strategies, policies, and programs.
- iv. Oversee the development and revision of the Party manifesto.
- v. Coordinate Party meetings and Conferences.
- vi. Ensuring that returns are filed as required by law, and perform such other specific assignments as might be delegated to him/her by the Secretary General from time to time.
- vii. Shall, under the direction of the Secretary General, assist with matters relating to the coordination of local strategic plans, development, and review.
- viii. He/she will assist in organizing strategic groups at the regional level to ensure that the party adopts such a strategy that addresses both local and national concerns.



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

## 7) National Treasurer

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

- i. Receive and bank all monies on behalf of the National Executive Committee and operate a banking account together with such other signatories as may be specified by the National Executive Committee;
- ii. Keep such books of account as may be necessary to record the financial position of the Party;
- iii. Prepare Annual Party Budgets or Estimates and overall fiscal planning;
- iv. Monitor financial allocations and expenditure according to departmental votes as may be approved by the National Executive Committee;
- v. Ensure the execution of prudent stewardship standards and best financial practices to protect the Party's finances;





- vi. Prepare and submit to the National Executive Committee a Financial Statement every quarter of the year and ensure that copies of duly audited Annual Accounts are circulated to all delegates at the same time the notice convening the National Delegates Conference is sent out;
- vii. Be responsible, in conjunction with the Party's Finance and Resource Mobilization Committee, for the formulation and execution of resource mobilization plans and strategies.

#### 8) Deputy National Treasurer

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

- i. Assist the National Treasurer in matters of Budget and Planning;
- ii. Assist the National Treasurer in matters pertaining to Resource mobilization planning, execution, and maintain contact with those who support the party with resources.
- iii. Shall perform such other specific assignments as might be delegated to him/her by the National Treasurer from time to time.

#### 9) National Organizing Secretary

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

- i. Organize public meetings, functions, and meet the people tours;
- ii. Be responsible for promoting and mobilizing for party activities, including the recruitment of Party members at the branch level;



- iii. Coordinate the effective functioning of all branches and ensure they hold meetings per the requirements of this Constitution;
- iv. Maintaining and developing new relationships with party supporters in the Diaspora;
- v. In consultation with the Secretary General and the NEC, supervise the organization of the National Delegates Conference, National Governing Council, and thereafter report on the progress in the holding of such meetings.

#### 10) Deputy National Organizing Secretaries

The Deputy National Organizing Secretary shall work under the direction of the National Organizing Secretary and;

- i. Assist him/her in all duties pertaining to that office.
- ii. He/She will work closely with the Secretary of International Affairs, and focus attention on maintaining and developing new relationships with party supporters in the Diaspora, and perform all such assignments as he shall be assigned from time to time by the National Organizing Secretary.
- iii. Shall work under the direction of the National Organizing Secretary, and assist him/her in all matters relating to the organization of public meetings, functions, and meet-the-people tours.
- iv. He/she shall be responsible for dispute resolution, and engendering activities to popularize the party at the grassroots level, taking into account the overall strategic aims of the party.



- v. Develop activities that focus on maintaining popular interest in the party.
- vi. He/she shall also perform such assignments as he/she shall be assigned from time to time by the National Organizing Secretary.
- vii. He/she shall focus attention on continuing recruitment of party membership while also performing all such assignments, as he/she shall be assigned from time to time by the National Organizing Secretary.

#### **11) Secretary for Public Policy and Economic Affairs**

The Secretary for Public Policy and Economic Affairs shall;

- i. Be responsible for the development of policy on any matter as the Party may in its wisdom choose to focus attention on and to upraise the Party on merits and demerits of the same;
- ii. Be required to defend such policy so adopted whenever called upon by the party leadership in the public domain; iii) Perform such other related duties as may be directed by the National Executive Committee.

#### **12) Secretary for Legal and Constitutional Affairs**

The Secretary for Legal Affairs shall;

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

#### **13) Secretary for Publicity and Information**

The Secretary for Publicity and Information shall:





- i. Be responsible for the dissemination of information and public relations;
- ii. Perform such other related duties as may be directed by the National Executive Committee.

#### **14) Secretary for International Affairs**

The Secretary for International Affairs shall:

- i. Be responsible for matters of foreign policy, contact with foreign organizations, and creation of mutually beneficial links with foreign organizations and states;
- ii. Perform such other related duties as may be directed by the National Executive Committee.

#### **15) Secretary for Women's Affairs (DEK Women League Leader)**

The Secretary for Women's Affairs (DEK Women League Leader) shall:

- i. Be the National Chairperson of the DEK Women's League;
- ii. Coordinate the activities of the DEK Women's League;
- iii. Generally, promote and mobilise Party activities and policies among the women of Kenya under the direction of the National Executive Committee.

#### **16) Secretary for Youth Affairs (DEK Youth League Leader)**

The Secretary for Youth Affairs shall:

- i. Be a youth aged not more than 35 years at the time of elections;
- ii. Be the National Chairperson of the DEK Youth League;



- iii. Generally, promote and mobilize Party activities and policies among the youth of Kenya under the direction of the National Executive Committee.

**17) Secretary for Special Interest Groups**

Shall be responsible for:

- i. Promoting the interest of special interest groups within the Party mainstream, in terms of representation and participation in Party structures and activities;
- ii. The identification and mobilization of special interest groups and ensuring that special interest groups have a national presence and profile within the Party;
- iii. Perform such other related duties as may be directed by the National Executive Committee.

**18) Secretary for Environment**

The Secretary for Environment shall:

- i. Be responsible for ensuring that sound environmental conservation and management policies are articulated in the Party manifesto and propagated in Party programmes; promoting sustainable management of natural resources at the national level;
- ii. Perform such related other duties as may be directed by the National Executive Committee.

**19) Secretary for Parliamentary Affairs (Whip) National Assembly**



The Party Whip shall be responsible for:

- i. Galvanizing support of all Members of Parliament of the Democratic Development Party of Kenya and other Members of Parliament of different persuasions for motions and bills proposed or supported by the Party;
- ii. Be responsible for calling and recording the proceedings of the meetings of the Parliamentary Group and briefing other organs of the Party on the activities of the Parliamentary Group.

#### **20) Secretary for Parliamentary Affairs (Whip) Senate**

The Party Whip shall be responsible for:

- i. Ensuring members of the party attend parliamentary sittings, particularly during important votes, and adhere to the party's position on various issues.
- ii. Serving as a liaison between the party leadership and the Senate, conveying information, and ensuring smooth communication flow.
- iii. Selecting party members to serve on various committees within the Senate, ensuring representation aligned with the party's priorities.
- iv. Monitoring the implementation of policies and legislation to ensure they align with the party's goals and the national agenda.

#### **21) Secretary for Devolved Government**

The Secretary for Devolved Government shall be responsible for:





- i. Promoting policies for equitable distribution of resources among the regions and monitoring devolved governments to ensure it is accountable.
- ii. Perform any other related duties as may be directed by the National Executive Committee.

## 22) Secretary for Science and Technology

The Secretary for Science and Technology shall be responsible for;

- i. The promotion of the use of Information and Communication Technology (ICT) within the Party;
- ii. Building the capacity for Party members to utilize ICT;
- iii. Promoting education policies that meet current technological needs, and promoting innovation in technological development to create self-sufficiency for the party and the country;
- iv. Performing any other related duties as may be directed by the National Executive Committee.

## 23) Secretary for Labour and Human Resources Development

The Secretary for Labour and Human Resource Development shall be responsible for:

- i. Developing policies that promote reform;
- ii. The enactment of labour laws that enhance equity in labour relations and match skills to industry needs;
- iii. Liaising with trade and employers' unions.



**24) Secretary for National Security**

The Secretary for Security shall be responsible for the development of Party policy on matters of internal security and public order.

**25) Secretary for Humanitarian and Disaster Management Affairs**

The Secretary for Humanitarian and Disaster Management Affairs shall be responsible for the development of the party's strategic plan for humanitarian and disaster mitigation, management, evaluation and coordination of response to disaster.

**26) Secretary for Persons with Disability (PWD)**

The Secretary for Persons with Disability shall be responsible for:

- i. The promotion and advocacy of the rights of persons with disability in the Party;
- ii. To advise the Party on all matters that pertain to disability and public policy.

**27) Secretary for Special Programmes, Security and Social Welfare**

The Secretary for Special Programmes, Security and Social Welfare will be responsible for:

- i. The management of all special programmes of the party;
- ii. Internal and public order



- iii. The development of the party's strategic plan for such activities and their mitigation, management, evaluation, and coordination of responses.

## 28) Secretary for Political Affairs

The Secretary for Political Affairs will deal with all matters political, including but not limited to:

- i. Coordination and liaison with other political parties;
- ii. Collection of political intelligence and advice on strategies to popularize the party at the grassroots;
- iii. Perform any other duties as may be assigned by the National Executive Committee.

## 29) Director of Campaigns

The Director of Campaigns shall be in charge of all party campaign affairs, and in particular:

- i. Shall be the convener and in charge of the party-political campaigns;
- ii. Mobilize and direct campaign resources.
- iii. Formulate and implement party strategies on voter registration and mobilization;
- iv. Be the national coordinator of party campaigns and timely respond to all queries relating to the same;
- v. Devise and implement party political campaign strategies;





- vi. Advise the Central Committee on National Campaign matters and prepare briefs on behalf of the party;
- vii. Consulting and liaising with NEB on strategic approaches to elections.
- viii. perform any other function that may be assigned by NEC.

### 30) Deputy Director/s of Campaigns

The Deputy Director/s of Campaigns shall be under the direction of the Director of Campaigns and assist the Director of Campaigns in the formulation and implementation of the Party's campaign policies and programmes and any other specific assignments as might be delegated to him/her by the Director of Campaigns.

### 31) Director of Elections

The Director of Elections shall

- i. Supervise all DEK elections and nominations;
- ii. Originate electoral rules and regulations for approval by the NGC;
- iii. Appoint appropriate officers to conduct DEK elections or nominations at the Branch, Sub-branch, Ward, and Polling Station levels;
- iv. Generally, ensure that Party elections are successful.

### 32) Deputy Director of Elections

The Deputy Director of Elections shall deputize the Director of Elections and perform any duties of the Director of Elections in his/her absence.

### 33) Executive Director (Ex-Officio)

The Executive Director shall act as the chief operating officer of the DEK party; he/she will be responsible for translating the party's vision into actionable



strategies and ensuring its effective functioning within the Kenyan political landscape.

**i. Strategic Leadership and Planning**

- Developing and implementing the party's strategic plan.
- Overseeing the implementation of policies, procedures, and guidelines.
- Identifying and pursuing opportunities for party growth and development.
- Ensuring the party's activities align with its stated objectives and the law.

**ii. Financial Management:**

- Overseeing the party's financial resources and ensuring proper accounting.
- Developing and managing the party's budget.
- Ensuring compliance with financial regulations and reporting requirements.
- Mobilizing resources and diversifying funding sources.

**iii. Human Resources Management:**

- Managing staff recruitment, training, and development.
- Overseeing performance management and disciplinary procedures.
- Ensuring a positive and productive work environment.
- Implementing human resource policies and procedures.
- Ensuring the terms of employment for all Party staff shall serve on such terms as may be approved by the National Working Committee upon recommendation by the Committee on Finance and Administration.

**iv. Party Operations and Administration:**

- Ensuring the smooth functioning of the party's day-to-day operations.
- Maintaining accurate records of party members, finances, and property.



- Overseeing the party's communication and public relations activities.
- Representing the party in various forums and engagements.

**v. Compliance and Governance:**

- Ensuring the party complies with the Political Parties Act and other relevant laws.
- Interpreting the party's constitution and ensuring adherence to its principles.
- Promoting democratic principles and good governance within the party.
- Overseeing the party's compliance with financial regulations and reporting requirements.

**vi. Stakeholder Engagement:**

- Building and maintaining relationships with party members, donors, and other stakeholders.
- Facilitating communication and engagement with the public.
- Representing the party in meetings, conferences, and other events.

## CHAPTER 7: PARTY ORGANS

### Article 9.0: List of Party Organs

There is hereby established the following Party organs:

- a. National Delegates Convention (NDC)
- b. National Governing Council (NGC)
- c. National Executive Committee (NEC)
- d. Central Committee (CC)
- e. National Secretariat (NS)





- f. Party Parliamentary Group (PPG)
- g. Party County Assembly Group (PCAG)
- h. DEK Women League (DWL)
- i. DEK Youth League (DYL)
- j. DEK persons with Disabilities league (DPWD)
- k. National Elections Board (NEB)
- l. Regional Delegates Conference (RDC)
- m. County Delegates Conference (CDC)
- n. Branch Executive Committee (BEC) (Constituency)
- o. Sub-Branch Executive Committee (SBEC) (Ward)
- p. Polling Station Steering Committee (PSSC) (Polling Stn)
- q. Council of Governors (COG)

#### **Article 9.1: National Delegates Conference**

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

9.1.2 The National Delegates Convention shall be composed of the following members:

1. All members of the National Executive Committee



2. All members of the Party Parliamentary Group
3. All Members of the Council of Governors & the Deputy Governors
4. All Chairpersons of the Branch Executive Committees
5. All Chairpersons of the County Coordinating Committees
6. All members of the Regional Coordinating Committees
7. Minority OR Majority leaders in each County Assembly
8. All National Officials of the DEK Youth League
9. All National Officials of the DEK Women's League
10. All national officials of the DEK, PWD league
11. One marginalized person drawn from each county
12. One person nominated by BEC, where the Member of the National Assembly is an elected member of the Party.
13. One lady nominated by the BEC, where the County Women Representative is an elected member of the party.
14. One person nominated by the BEC, where the Senator is an elected member of the Party.
15. One person nominated by the BEC, where the Governor is an elected member of the party.
16. Members of the Party's Standing Committees specially nominated by the NEC to attend the Conference as delegates.
17. At least one member from each registered Overseas Branch specially nominated by the NEC to attend the Conference as delegates.



18. Top up Delegates from branches to be determined by NEC, through the formula set out in schedule (vii) herein.

19. The maximum number of Delegates present at any NDC shall not exceed 3000 Delegates.

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

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

- a) To review party policies and programmes and give directions regarding the organization of the Party.
- b) To consider, modify, amend, and, if it thinks fit, ratify the Manifesto, Constitution, Rules and Regulations of the Party and those governing its subsidiary organizations and their operations.
- c) To establish and/or revise the by-laws, if required for the proper regulation of the affairs of the Party.
- d) To receive, examine, and approve the Annual Financial Statement and Audited Accounts presented by the National Treasurer for the period since the previous





ordinary session of the National Delegates Conference, and review annual dues payable by the Party members.

- e) To receive and discuss reports of the National Governing Council and the National Executive Committee.
- f) To appoint Party Auditor and fix his/her honorarium.
- g) To elect, from among eligible Party members, the National Officials of the Party who shall constitute the National Executive Committee for a term of five years as set out in this constitution.
- h) To delegate or confer any of its powers or duties to the National Governing Council and the National Executive Committee in addition to its functions.
- i) To elect or appoint any other Standing Committee and assign specific tasks and duties to such a committee.
- j) To nominate the Party's Presidential candidate for the election of the President of the Republic of Kenya.
- k) To initiate all such activities to further the aims and objects of the Party.
- l) To perform any other duties and functions as the National Delegates Conference may deem fit.

#### 9.1.5 Procedure of Meeting at National Delegates Conference

##### i. Ordinary Session:

An Ordinary Session of the National Delegates Conference shall be convened by a resolution of the National Executive Committee ratified by the National Governing Council, and held once every five years but not later than 31<sup>st</sup> December of the fifth



year, at a place, time, and date to be determined by the National Executive Committee.

The notice and agenda convening the meeting shall be sent out by the Secretary General, failing which, any other Party official specially appointed for that purpose by the National Executive Committee at least twenty-one days before such date and published in a daily English newspaper with the greatest circulation, and carried in a leading Swahili radio broadcast.

Only agenda items as approved by the National Governing Council shall be discussed at the Ordinary Session of the National Delegates Conference.

**ii. Special Session:**

A Special Session of the National Delegates Conference shall be summoned by the National Chairperson upon the decision of the National Executive Committee or upon a requisition in writing signed by at least one-third of the delegates eligible to attend an Ordinary Session of the National Delegates Conference.

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

Where a Special Session of the National Delegates Conference is requisitioned by delegates, a notice calling upon the National Chairperson to summon the Conference including the agenda and date desired for the Conference shall be





served upon the Secretary General not later than sixty-five working days before the date proposed; but where the National Chairperson fails to summon the Conference within twenty one working days after due service of the notice, the Conference shall, subject only to Article 17.3.6 here-under, stand duly summoned and properly convened on the date, place and time contained on the notice.

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

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

The National Chairperson or, in his absence, any of his deputies, but failing which a delegate specially elected by delegates in attendance, shall preside at a Special Session of the National Delegates Conference requisitioned by delegates. Similarly, the Secretary General or, in his absence of his deputy, but failing which a delegate specially elected by delegates in attendance, shall be the Secretary of such Conference.





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

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

#### Article 9.2: The National Governing Council (NGC)

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

- a) All members of the National Executive Committee;
- b) All Chairpersons of County Coordinating Committees
- c) All Chairpersons of the Branch Executive Committees;
- d) All members of the Party's Parliamentary Group;
- e) All members of the Council of Governors & the Deputy Governors;
- f) All members of the National Elections Board;
- g) All Majority or Minority leaders of County Assemblies
- h) All Chairmen of Party's Standing Committees;
- i) All DEK Women League National Officials;
- j) All DEK persons with disabilities league National Officials
- k) All DEK Youth League National Officials.

9.2.2 The National Governing Council shall have the following functions:

- a) To review and/or formulate policies of the Party for approval by the National Delegates Conference;



- b) To act as the broader executive body of the National Delegates Conference and to ensure that all recommendations by the National Delegates Conference are duly carried out by the Party and the National Secretariat;
- c) To receive reports from the National Executive Committee on the operations of the Party;
- d) To monitor general activities of the Party on behalf of the National Delegates Conference and to provide direction for such activities;
- e) To establish specialized committees and other advisory bodies as are necessary to carry out aims and objects of the Party;
- f) To run the party and make decisions in between the National Delegates Congress;
- g) To review and develop political agenda for the Party's Civic and Parliamentary Groups;
- h) To review and recommend the reports of the National Executive Committee to National Delegates Conference;
- i) To approve the agenda for the National Delegates Congress as may be prepared and presented by the National Executive Committee or as may be notified by any Party member. A notice to include any other agenda item to the National Delegates Conference by a member shall be sent to reach the Secretary General not later than twenty-one working days before the session of the National Governing Council;
- j) To make policy and administrative decisions on behalf of the National



Delegates Conference if it is the considered opinion of the National Executive Committee that such decision cannot await the next National Delegates Conference but thereafter present such decisions for ratification at the Ordinary Session of the National Delegates Conference immediately following;

k) To initiate all such activities as might further the aims and objects of the Party.

9.2.3 The National Governing Council shall be convened by a resolution of the National Executive Committee and shall meet at least once every twelve (12) months.

#### **Article 9.3: The National Executive Committee (NEC)**

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

- a) All the National Officials;
- b) The Party's Executive Director, who shall be an *ex-officio* member.

9.3.2 The National Executive Committee shall be constituted by the National Delegates Conference to hold office for a term of five years, save for the Secretary of Parliamentary Affairs, who shall be elected by the Parliamentary Group and ratified by the National Delegates Conference.

The election to NEC will be a preserve of fully paid up members with good standing.





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

- a) To act as the executive body and carry out the decisions of the National Governing Council and the National Delegates Congress:
- b) To supervise the National Secretariat of the Party and to take such measure as it deems necessary to enforce the decisions and programmes of the Party as laid down by the National Governing Council and the National Delegates Conference.
- c) To issue and send directives and instructions to and receive reports from the Branches.
- d) To convene the meetings of and prepare the agenda for and reports to the National Governing Council and National Delegates Conference.
- e) To oversee the operations of the DEK Women League, DEK Youth League, Party Parliamentary Group and the County Assembly Group
- f) Set up committees as it deems necessary from time to time for specified tasks and to determine their terms of reference.
- g) To operate and determine the manner in which the Party accounts and finances shall be prudently managed.
- h) To appoint and fix the Terms and Conditions of Service of the Executive Director and other members of staff in the employment of the Party.



- i) To receive reports, supervise the work of, and delegate such functions to the National Secretariat and National Elections Board as it considers necessary.
- j) To recommend to the Party Leader names of any member of the Party or any other person who has made an outstanding contribution to the Party in the achievement or furtherance of its objects, policies or programmes for the conferment of honors of recognition, merit, distinction, commendation or accolade in accordance with the Party's Reward and Merits Scheme as it may deem appropriate.
- k) To initiate, prepare or cause to be prepared the necessary quarterly, semi-annual or annual financial statements for approval by National Governing Council and the National Delegates Conference.
- l) To nominate and present a Party List to the IEBC in accordance with the provisions of the Law.
- m) To receive, consider, approve and implement reports and recommendations from the various standing, *ad hoc* and specialized committees or individuals
- n) To liaise with the Party National Election Board in order to ensure the coordination of elections of Party Officials at all levels and Party nominations for Presidential, Parliamentary and Civic elections.
- o) To make Elections and Nomination Rules and lay them before the National Governing Council for approval.
- p) To appoint various schemes aimed at stimulating Party activities.



- q) To make Elections and Nomination Rules and/or Regulations as may be prescribed under this Constitution and lay them before the National Governing Council for ratification.
- r) To initiate all such activities as might further the aims and objects of the Party.
- s) To determine the multiplier to be used in the delegate's top-up formula.
- t) To determine the maximum number of delegates to attend any National Delegates Convention.
- u) To grant such honoraria, out-of-pocket expenses, to any National Official to reasonably facilitate his or her attendance at meetings or to ameliorate his or her just and fair expenses, subject to the availability of funds, and in its discretion.

9.3.4 The National Executive Committee shall meet at least once in every three months, except for emergency meetings which may be convened by the Secretary General according to exigencies of time in consultation with the National Chairperson or by a written request made by 25% of the members thereof.

9.3.5 Any vacancy occurring in the National Executive Committee during the term before the next National Delegates Conference may be filled through nomination by the National Executive Committee from amongst members of





the National Delegates Conference until the vacancy is substantially filled at the next Delegates Conference.

#### **Article 9.4 The Central Committee**

9.4.1 There shall be a Central Committee of the National Executive Committee of DEK.

The Central Committee shall consist of;

- a. The Party leader,
- b. The Deputy party leaders,
- c. The National Chairperson,
- d. The Secretary General,
- e. The National Treasurer,
- f. The Organizing Secretary,
- g. The Director of Campaigns,
- h. The DEK Women Leader,
- i. The DEK Youth Leader,
- j. The DEK PWD leader,
- k. The Executive Director (Ex-Officio),
- l. & three members specially nominated by the Party leader

9.4.2 The functions of the Central Committee shall be to:

- i. Formulate policy for consideration by NEC;
- ii. Supervise the conduct of the organization's activities;



- iii. Nominate officials of the National Secretariat from amongst members of DEK for appointment by NEC;
- iv. Propagate the DEK ideology and policies;
- v. Advise the Party Leader and the National Executive Committee in the performance of their functions under this Constitution;
- vi. Implement the decisions of the National Executive Committee;
- vii. Ensure that all organs of DEK function properly and implement the policies of DEK;
- viii. Mediation on internal disputes affecting the Party;
- ix. Prescribe rules and regulations for the functioning and operation of special organs and Caucuses;
- x. Perform any other function that may be assigned to it by NEC.

#### Article 9.5: The National Secretariat (NS)

- 9.5.1 There is hereby established a National Secretariat which shall be headed by an Executive Director, assisted by a Deputy Executive Director. The National Executive Committee shall determine the number and designation of the departments within the National Secretariat.
- 9.5.2 The Executive Director shall be appointed by the National Executive Committee. He/she shall be responsible for the overall coordination of Party activities, budget, and resources, and programme management.
- 9.5.3 The main duties of the National Secretariat shall be:



- a) Management of Party operations.
- b) Implementation of Party decisions.
- c) Processing the clearance of persons to be appointed by the National Executive Committee as the Party's nominees to the County Assembly or Parliament.
- d) Voter outreach and membership recruitment.
- e) Registration, mobilization, and maintenance of the voters' or members' register.
- f) Coordination, facilitation, and synchronization of Party activities and events.
- g) Public relations, communication, and media outreach.
- h) Fundraising and resource mobilization.
- i) Campaign strategies.
- j) Operations and logistics.
- k) Party policy and research.
- l) Regional coordination.
- m) Liaison with all Party structures.
- n) Any other duties as may be assigned by the National Executive Committee.

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





- 9.5.5 The Secretariat shall be responsible for implementing decisions and programmes of the Party under the guidance of the Secretary General, National Executive Committee, and in liaison with other National Officials.
- 9.5.6 The National Secretariat shall service the operations of subsidiary organizations of the Party.
- 9.5.7 The National Secretariat shall function directly under the office of the Secretary General.

**Article 9.6: Party Parliamentary Group (PPG)**

- 9.6.1 There shall be established the Party Parliamentary Group comprising the following:
- a) Party Leader.
  - b) Deputy Party Leaders
  - c) All Members of the Council of Governors & the Deputy Governors
  - d) All DEK Members of Parliament (The Senate, National Assembly, and EALA).
- 9.6.2 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.



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

**Article 9.7: Party County Assembly (PCAG)**

- 9.7.1 There shall be a Party County Assembly Group consisting of the Governor, & the Deputy Governor, all the DEK elected and nominated members of the County assembly to propagate the Party's agenda within their respective County Assembly. The leader of the Party County assembly shall head the respective County Assembly Group in which they are members. Each Party County Assembly Group shall make its own rules and regulations to govern the conduct of its meetings and deliberations provided that such rules shall be laid before the National Executive Committee for approval.

**Article 9.8: DEK Women League (DWL)**

- 9.8.1 There shall be a Women's League known as the Women's League membership of which shall be open to all women who are members of the Party. The DEK Women League shall be an integral part of the Party and shall be subject to the general direction of the National Executive Committee and the Party's general control and discipline at all levels.
- 9.8.2 There shall be DEK Women League Executive Committees at National, Branch, Sub-Branch, & Polling Station level consisting of Chair, Deputy Chair, Secretary, Deputy Secretary, Treasurer, Deputy Treasurer, Organizing Secretary, Deputy Organizing Secretary, and twelve Committee Members.



- 9.8.3 The officials of the DEK Women League Executive Committees at National, Branch, Sub-Branch, and Polling station shall be elected simultaneously and in the same manner as their counterparts, Party Officials. The officials shall hold office for a term of five years and are eligible for re-election upon expiry of their term, subject to a maximum of two consecutive terms.
- 9.8.4 Membership application shall be made verbally or in writing to the Polling Station DEK Women League Committee or the nearest Party office.

#### Article 9.9: DEK Youth League (DYL)

- 9.9.1 There shall be a Youth League known as the DEK Youth League, membership of which shall be open to all Party members aged between eighteen and thirty-five years. The DEK Youth League shall be an integral part of the Party and shall be subject to the general direction of the National Executive Committee and the Party's general control and discipline at all levels.
- 9.9.2 There shall be DEK Youth League Executive Committees at the National, Branch, Sub-Branch, and Polling station level, consisting of Chair, Deputy-Chair, Secretary, Deputy Secretary, Treasurer, Deputy Treasurer, Organizing Secretary, Deputy Organizing Secretary, and twelve committee members.
- 9.9.3 The officials of the DEK Youth League Executive Committees at National, Branch, Sub-Branch, and Polling station shall be elected simultaneously and in the same manner as their counterparts, Party Officials. The officials shall





hold office for a term of 5 years, and are eligible for re-election upon expiry of their term, subject to a maximum of two consecutive terms.

9.9.4 Membership application shall be made verbally or in writing to the Polling Station DEK Youth League Committee or the nearest Party office.

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

#### Article 9.10: Persons With Disability League

9.10.1 There shall be a Persons with Disability League known as the DEK PWD.

9.10.2 The PWD League shall act as a bridge, connecting the political party with the disability community and ensuring that the party's policies and practices are responsive to the needs and rights of people with disabilities (PWDs).

9.10.3 The league shall provide support to people with disabilities (PWDs) who wish to run for political office within the party, including assistance with nomination fees and other resources.

9.10.4 The league shall conduct training, education, and awareness campaigns to address the specific needs and concerns of PWDs, promoting a better understanding of disability issues within the party and the wider community.



- 9.10.5 It shall develop and promote policies, strategies, and practices that support the inclusion of PWDs, including reviewing party documents (constitutions, manifestos, nomination rules) to ensure they are disability-inclusive.

**Article 9.11: National Elections Board (NEB)**

- 9.11.1 There is hereby established the Democratic Development Party of Kenya National Elections Board whose mandate is to plan, organize, direct, conduct, supervise and or coordinate all Party elections and nominations of candidates.
- 9.11.2 The National Elections Board will be appointed by the National Executive Committee upon a resolution made by two-thirds of members and will comprise five respected and knowledgeable persons of high integrity who do not hold any elective Party position and at least one-third shall be either of gender.
- 9.11.3 The National Elections Board shall appoint a County Election Committee and a Constituency Election Panel in each County. The County Elections Committee shall be supervised by the National Elections Board, and will comprise of three persons of high integrity to supervise the Party elections in the counties. The Constituency Elections Panel shall be supervised by the National Elections Board, and will comprise of five persons of high integrity.
- 9.11.4 The National Elections Board shall appoint a County Appeals Board in each County. The County Appeals Board shall be independent, and shall communicate its resolutions to the National Elections Board.



- 9.11.5 The National Elections Board shall make its own rules of procedure for its meetings.
- 9.11.6 The National Secretariat shall provide secretarial support services to the Board.
- 9.11.7 The members of the National Elections Board may serve for a term of five years and are eligible for re-appointment at the expiry of their term, subject to a maximum of two consecutive terms.

#### Article 9.12 Regional Delegates Conference (RDC)

- 9.12.1 There is established the Party Regional Delegates Conference in each of the following regions: Nairobi, Lower Eastern, Upper Eastern, Coast, Western, Nyanza, Central, South Rift Valley, North Eastern, & North Rift Valley
- 9.12.2 The Regional Delegates Conference shall:
- a. Be held at least once every year and more often if requested by at least one-third of all counties in the region.
  - b. Carry out the decisions of the National Delegates Conference, & the NEC.
  - c. Receive and consider reports by the County Coordinating Committees.
  - d. Manage, harmonise, & coordinate regional affairs of the Party.
  - e. Elect the members of the Regional Conference Committee who will hold office for 5 years.





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

- a) Twenty mainstream officials from each branch
- b) Branch Executive officials of DEK Women's League and DEK Youth League
- c) Governors & Deputy Governors
- d) All Members of Parliament
- e) Members of the County Assembly

9.12.4 The Regional Conference Committee shall consist of;

- a) The Regional Conference Chairman
- b) The Regional Deputy Conference Chairman
- c) The Regional Conference Secretary
- d) The Regional Organizing Secretary
- e) The Regional Conference Treasurer
- f) The Regional DEK Women's League Representative
- g) The Regional DEK Youth League Representative
- h) The Regional Special Interest Representative

#### Article 9.13 County Delegates Conference (CDC)

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

9.13.2 The County Delegates Conference shall:



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

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

- a) Twenty mainstream officials from each branch
- b) Branch Executive officials of DEK Women's League and DEK Youth League
- c) Governors & Deputy Governors
- d) All Members of Parliament
- e) Members of the County Assembly

9.13.4 The County Conference Committee shall consist of;

- a) The County Conference Chairman
- b) The County Deputy Conference Chairman
- c) The County Conference Secretary



- d) The County Organizing Secretary
- e) The County Conference Treasurer
- f) The County DEK Women's League Representative
- g) The County DEK Youth League Representative
- h) The County Special Interest Representative
- i) And Twelve Committee Members

**Article 9.14: Branch Executive Committees (BEC)**

- 9.14.1 The Party shall establish Branches in each Constituency in Kenya. A Branch shall be responsible to the National Executive Committee.
- 9.14.2 Each Branch shall be managed by a Branch Executive Committee consisting of the Branch Chairperson, Deputy Chairperson, Secretary, Deputy Secretary, Organizing Secretary, Deputy Organizing Secretary, Treasurer, Deputy Treasurer, Secretary for Women Affairs (DEK Women League Leader), Secretary for Youth Affairs (DEK Youth League Leader), and a special interest representative, persons with disability representative and eight Committee Members, all of whom shall be elected at the Branch Electoral College and the Branch Executive Coordinator, appointed by the Branch Executive Committee in consultation with the National Secretariat, who shall be in an *ex officio* member.
- 9.14.3 The duties of the office bearers of the National, Branch, Sub-Branch, and Polling Station Executive Committee shall be as follows:





a) **The Chairperson**

He/she shall convene and preside over all meetings.

b) **The Deputy Chairperson**

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

c) **The Secretary**

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

d) **The Deputy Secretary**

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

e) **The Treasurer**

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

f) **Deputy Treasurer**



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

**g) The Organizing Secretary**

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

**h) The Deputy Organizing Secretary**

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

**i) The Branch Executive Coordinator**

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

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



property, books of accounts, minute books, membership register, and all the records of the party at the Branch.

He/she shall be an employee of the National Secretariat.

**j) The duties of the Branch Executive Committee shall be to:**

- i. Promote party policies and activities among the people in the Constituency to realize the Party's objectives, policies, and programs.
- ii. Recruit members to the Party.
- iii. Represent the views and interests of the Branch members at the National Governing Council and the National Delegates Conference.
- iv. Ensure discipline and adherence to Party policies and programmes among individual Party members and the DEK Women and DEK Youth League.
- v. Investigate any allegations of misconduct of any member and make recommendations to the National Executive Committee.
- vi. Promote political and general civic and voter education amongst the people for the benefit of the Party.
- vii. The Branch Executive Committee shall meet at least once every three months.





**Article 9.15: The Sub-Branch Executive Committee (SBEC)**

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

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

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

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



**Article 9.16: Polling Station Steering Committee (PSSC)**

9.16.1 There is hereby established a Party Polling Station Steering Committee.

9.16.2 The PSSC shall consist of: -

- a. Chairperson
- b. Vice chairperson
- c. Secretary
- d. Assistant Secretary
- e. Treasurer
- f. Assistant Treasurer
- g. Organizing Secretary
- h. Assistant Organizing Secretary
- i. Chairlady, DEK Women Congress
- j. Chairperson, DEK Youth Congress
- k. Special / Marginalized representative
- l. Persons with disability representative
- m. Eight (8) committee members

The functions of the PSSC shall be: -

- i. To organize and manage membership at the polling stations.
- ii. To mobilize for membership recruitment, collection of membership dues, propagation of the Party policies at the grassroots, and the management of all the Party affairs at the lowest grassroots levels.



- iii. To carry out organizational and publicity work amongst the people within the jurisdiction of the polling station to mobilize support of the general public for the Party policies, programmes or actions or any particular position which may be taken by the Party from time to time.
- iv. To carry out civic education amongst the membership and the general public.
- v. To convey to the grassroots membership the decisions, programmes and policies of the NDC, NGC, NEC and CEC, and conversely to inform the Party through the WSC, CMC, the CEC, the NEC, NGC and NDC of their recommendations.
- vi. To help scrutinize and vet the names of persons aspiring to stand for County and Parliamentary elections on the Party ticket and make appropriate recommendations.
- vii. To popularize and support party candidates during an election.
- viii. To ensure that the PSSC elections shall include all registered members of the Party in the area.
- ix. To ensure that the PSSC shall meet at least once every four months, provided that the AGM shall be held once every year by all registered and paid-up members of the Party within the polling station.

#### **Article 9.17: Council of Governors**

9.17.1 There is established the Party Council of Governors comprising the following:

- a. Party Leader.
- b. Deputy Party Leaders.
- c. All DEK Governors and Deputy Governors.





9.17.2 The duties of the Party Council of Governors shall include espousing, advancing, and defending Party policies and programmes in the respective county governments.

9.17.3 The Party Council of Governors shall make its own rules and regulations to govern the conduct of its meetings and deliberations, provided that such rules shall be laid before the National Executive Committee for approval.

#### **Article 9.18: Branch Offices**

9.18.1 The National Secretariat shall establish Branch Offices in each Constituency, which shall be managed by a Branch Executive Coordinator under the direction of the Branch Executive Committee.

He/she shall maintain accurate and permanent records regarding membership registers, particulars of any contributions made, inventory of Party assets, and an inventory showing Party stock and materials in store.

#### **Article 9.19: Procedure at Branch Meetings**

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

9.19.2 There shall be two classes of meetings as follows:

- a) Ordinary meetings shall be convened by a written notice of twenty-one days.



b) Special meetings shall require a notice of fourteen days and shall be requisitioned for a specific purpose only by order in writing to the Branch Secretary. No other matter shall be discussed other than that stated in the requisition.

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

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

9.19.5 Resolutions, unless otherwise stated in the constitution, shall be decided by a simple majority by secret ballot or any other method of voting acceptable to the delegates. Decision as to what method of voting to employ shall first be put to members to choose unanimously by consensus.

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

#### **Article 9.20: Overseas Branches**

9.20.1 The National Executive Committee shall approve and register overseas branches, provided that there shall not be more than one branch in any given country, except the United States of America, which shall have three branches.



9.20.2 An overseas branch shall consist of at least 50 members, provided that there shall not be more than one branch in any given city.

9.20.3 A branch so formed shall apply to the Party Headquarters for registration and, upon approval, be furnished with a Certificate to that effect. Other provisions applying to branches in this Constitution shall apply *mutatis mutandis*.

#### Article 9.21: Resignation

9.21.1 Any Party Member holding a County or Branch Party office and wants to seek election at Parliamentary or County Assembly General Elections shall be required to resign from office by a written notification to the National Executive Committee at least one month before the scheduled date of party nominations provided that this provision shall not apply in the event of an abrupt dissolution of Parliament or the County Assembly or by- elections.

### CHAPTER 8: COMMITTEES

#### Article 10.0: Strategic Planning Committee

10.0.1 The National Executive Committee shall appoint a Strategic Planning Committee as a Standing Committee consisting of seven Members, provided one-third shall be of either gender.

10.0.2 Members of this Committee shall serve for a term of 5 years and are eligible for reappointment.





10.0.3 The Strategic Planning Committee shall be responsible for proposing Party Policy, conducting research, and overall Organization, Planning, and Strategy.

10.0.4 The Strategic Planning Committee shall meet at least once every three months.

#### **Article 10.1 Finance and Resource Mobilization Committee**

10.1.1 The National Executive Committee shall appoint the Finance and Resource Mobilization Committee as a Standing Committee consisting of nine members, including the National Treasurer and the Deputy National Treasurers.

10.1.2 The appointed members shall elect the Chairperson and Secretary among themselves. Provided that one-third shall be of either gender

The Finance and Resource Mobilization Committee shall be responsible for:

- a) Developing strategies for and realizing financial resource mobilization and any other support to the Party.
- b) Ensuring that the books of the Party are audited by the appointed auditor.
- c) Developing principles of stewardship, financial discipline, ethics, and best practices to guide the Party in matters of fiscal planning and management.



10.1.3 The members shall be in office for five years and shall be eligible for reappointment at the expiry of their term, subject to a maximum of two consecutive terms.

10.1.4 The Committee shall work closely with the National Executive Committee and will report at least twice a year on the finances and budget of the party.

#### **Article 10.2: Legal Committee**

10.2.1 There is hereby established a Legal Committee as a Standing Committee of the Party consisting of the Secretary for Legal Affairs and nine other legal experts who are Party members.

The Committee shall be appointed by the National Executive Committee and shall advise the Party on all legal matters.

The appointed members shall elect the Chairperson, who shall be an Advocate of the High Court of Kenya of not less than ten years standing, and a Secretary among them, provided one third of their membership shall be of either gender.

10.2.2 The members shall be in office for five years and are eligible for reappointment at the expiry of their term.

#### **Article 10.3: Disciplinary Committee**

10.3.1 There is hereby established a Disciplinary Committee comprising five Party members of good standing, honour and integrity and appointed by the



National Executive Committee. The Chairperson, who shall be an Advocate of the High Court of Kenya of not less than ten years standing, shall be appointed by the National Executive Committee.

10.3.2 The Disciplinary Committee shall make its own rules of procedure, which shall be approved by the National Executive Committee. The Rules shall comply with the written laws of Kenya, the Rule of Law, and the Rules of Natural Justice.

10.3.3 The members shall be in office for five years and are eligible for reappointment at the expiry of their term.

10.3.4 The Disciplinary Committee, as established under this Constitution, shall have the power to receive, hear, and determine all cases of discipline concerning Party members. Any Party member may, by a written and signed complaint, refer to the Committee an issue of discipline.

A Disciplinary issue shall arise on the ground of gross misconduct, and a member shall be liable to the Party's disciplinary measures if he/she engages in any conduct proscribed as shall be provided by the rules in the Schedule of this Constitution.

10.3.5 The Disciplinary Committee shall afford a fair hearing to such member complained against with reasonable opportunity to defend him/herself against the charges or allegations made against him/her under the Rules of Natural Justice.





- 10.3.6 The Disciplinary Committee shall, after a determination of facts on a complaint, make a recommendation to the National Executive Committee, which shall have the power to pass a penalty including, but not limited to, Reprimand, Censure, Sanction, and Suspension for a period definite, or Expulsion.

A Decision to suspend or expel shall be ratified by two-thirds of the National Governing Council, whose decision shall be final. Vacancies thus or otherwise created shall be filled in the same manner as they were originally filled.

- 10.3.7 The Party Branch, Sub-Branch, or Polling Station shall have no power to suspend or expel a member of the Party.

Where an issue of discipline is referred to the Party Branch, Sub-Branch, or Polling Station, it shall constitute a Special Branch Disciplinary Committee to deliberate on the issue.

Where the Committee is of the view that the misconduct is so serious as to invite suspension or expulsion, the Committee shall refer the matter to the Standing Disciplinary Committee at the Party Headquarters, which shall summarily review the facts and make an appropriate recommendation to the National Executive Committee. Provided, however, the Branch/Sub-Branch/Ward or Polling Station shall have the power to censure or reprimand.



- 10.3.8 Any Party member under a disciplinary process shall be entitled to represent him/herself in person or by an authorized representative or next friend.

## CHAPTER 9: STEWARDSHIP

### Article 11.0: Funds

11.0.1 The National Executive Committee shall establish rules governing the collection, management, and expenditure of funds. All withdrawals shall be against expenditures in the approved budgets or by resolutions of the National Executive Committee.

11.0.2 The source of funds for the Party shall include the following:

- a) Funding by the Exchequer.
- b) Membership Fees.
- c) Fundraising and Contributions.
- d) Voluntary Contributions.
- e) Donations, Contracts, bequests, and grants from any other source not being a foreign government, inter-governmental, or non-governmental organization.
- f) Proceeds of any investment, project, or undertaking in which the party has an interest.
- g) Net income from Publications and Consultancies.
- h) Nomination fees.
- i) Contributions from Party Members of Parliament, Governors, and County Assembly Representatives.



- 11.0.3 The Party shall operate Account(s) with local Bank(s) according to modalities laid down by the National Executive Committee.
- 11.0.4 The signatories to the Bank Account(s) shall be as approved by a resolution of the National Executive Committee.
- 11.0.5 Party funds shall be used only for purposes of furthering the objectives of the party in accordance with the approved budgets.
- 11.0.6 Distribution of party funds amongst members and/or officials of the party is strictly prohibited.

**Article 11.1: Auditor**

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





**Article 11.2: Inspection of Accounts and Membership Registers**

- 11.2.1 The books of accounts and all documents relating thereto and the list of members of the Party shall be available for inspection at the registered office of the Party by any officer, member of the public or member of the Party by giving not less than fourteen days' notice in writing.

**Article 11.3: Liability**

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

**Article 11.4: Contractual liability**

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

**Article 11.5: Party Seal**

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



specifically mandated to do so by the National Executive Committee by a resolution in writing.

#### **Article 11.6: The Press and Publication**

11.6.1 The Party may own and/or operate a Printing Press, Radio, and/or Television Station, as well as have an interest or shares in any existing entities.

11.6.2 The Party may publish its Literature, newspapers, Periodical magazines, Pamphlets, and Books, among others.

### **CHAPTER 10: MERGERS, AMENDMENTS, AND DISPUTE SETTLEMENT**

#### **Article 12.0: Affiliations, Alliances, and Coalitions**

12.0.1 The Party may form alliances and coalitions with other like-minded political parties. The decision to form such alliances and coalitions shall be determined by two-thirds of the National Executive Committee.

12.0.2 If adopted by NEC, the National Chairperson shall, within sixty (60) days, convene a meeting of a Special National Delegates Convention at which the merger motion shall be tabled as the only agenda of the day.

12.0.2 Instruments of such coalition, affiliations, and alliances shall be executed and deposited with the Registrar of Political Parties. The Secretary General shall keep custody of all such Instruments.



**Article 13.0: Amendments**

- 13.0.1 National Executive Committee may propose or receive proposals from any member of the Party for amendments or review of the Party name, Symbol, party colours, Constitution, and rules, which proposals shall be presented for approval by at least two-thirds of members present at the National Delegates Conference.
- 13.0.2 The quorum for any meeting at which the amendment is proposed shall be two-thirds of the delegates eligible to attend and vote.
- 13.0.3 A resolution to amend shall be supported by at least two-thirds of the delegates eligible to attend and vote.

**Article 14.0: Dispute Resolution**

- 14.0.1 Any dispute that Party organs cannot resolve shall be adjudicated through arbitration.
- 14.0.2 The aggrieved party(ies) shall agree on three arbitrators. The recommendations of the arbitrators shall be communicated to the National Governing Council in writing.
- 14.0.3 The National Governing Council will make its decision and communicate in writing to the National Delegates Conference for ratification.





## CHAPTER 11: DISSOLUTION

### Article 15.0: Dissolution

15.0.1 The Party may be dissolved by a resolution passed by a two-thirds majority of registered members of the Party at a Special National Delegates Conference called expressly for dissolution.

15.0.2 In such dissolution, all properties and funds of the Party less liability shall be distributed in a manner as shall be determined by the Special National Delegates Conference at which the resolution in favour of the dissolution is passed.

Such assets shall be granted to one or more organizations in Kenya whose objectives conform to those of the Party.

15.0.3 The quorum for any meeting at which the dissolution of the Party is proposed shall be two-thirds of the delegates eligible to attend an Ordinary Session of the National Delegates Conference.

15.0.4 A resolution to dissolve the Party shall be supported by at least two-thirds of the delegates eligible to attend and vote

15.0.5 Voting shall be by Secret Ballot only.



**CHAPTER 12: GENERAL****Article 16.0: Gender and Affirmative Action**

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

**Article 16.1: Repeal and Replacement**

- 16.1.1 The Democratic Development Party of Kenya Constitution dated 14<sup>th</sup> May 2025, hereby repealed and replaced with this Constitution.

**Article 16.2: Transition**

- 16.2.1 Pending the holding of first elections under this Constitution, an interim National Executive Council, Political Council, and Branch Executive Committees shall be nominated by the first registered interim officials of the Party.



- 16.2.2 The Interim officials shall hold office for five years from the date of full registration of the party before elections are held.
- 16.2.3 Provided that if a vacancy arises in any of the interim organs of the Party, the interim National Executive Council shall nominate a member to fill that vacancy.
- 16.2.4 The provisions of this Article shall expire upon the holding of the first elections under this Constitution.

**Article 16.3: Miscellaneous**

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

**Article 16.4 Authorized Signatories**

- 1) The authorized officials of the party that shall sign on behalf of the party the any amendment documents presented to the Registrar of Political Parties are:
- i. The party leader or the deputy party leader;
  - ii. The National Chairperson
  - iii. The secretary general or the deputy secretary general;
  - iv. The treasurer or the deputy treasurer.
- 2) The authorized officials of the party that shall sign on behalf of the party the accounts of the political party are:
- i. The Party Leader
  - ii. The National Chairperson
  - iii. The Secretary General
  - iv. The treasurer or the deputy treasurer;





3) The authorized officials of the party that shall sign on behalf of the party the annual reports of the party are:

- i. The party leader or the deputy party leader;
- ii. The secretary general or the deputy secretary general.

4) The authorized officials of the party that shall sign on behalf of the party the financial reports of the party are:

- i. The treasurer or the deputy treasurer;
- ii. The auditor appointed by the party.

5) The authorized officials of the party that shall sign on behalf of the party any report, nomination certificate of any election or document of the political party required under this act or any other written law are:

- i. The party leader or the deputy party leader;
- ii. The secretary general or the deputy secretary general;
- iii. The treasurer or the deputy treasurer;
- iv. Any other official authorized by the National Executive Committee.

#### **Article 16.5 Asset management policies and procedures**

- i. The party shall establish and implement sound asset management policies and procedures that ensure the proper custody, utilization, maintenance and disposal of its funds and property.
- ii. The party shall designate the treasurer or the deputy treasurer as the custodian of its funds and property, subject to the oversight and approval of the National Executive Committee.
- iii. The party shall invest its funds in accordance with the law and in a manner that maximises returns and minimizes risks.
- iv. The party shall maintain an inventory of its assets and liabilities and update it regularly.
- v. The party shall dispose of its assets only for a lawful purpose and in a transparent and accountable manner.



- vi. The party shall comply with any reporting and auditing requirements relating to its asset management as prescribed by this constitution or the Political Parties Act, 2011.



## APPENDIX I

## CODE OF CONDUCT FOR LEADERS

All Party Leaders and candidates shall subscribe to the following code of conduct in their public affairs.

- a. All Party leaders and candidates shall conduct themselves with the highest standard of personal integrity and honor and shall not involve themselves in dishonorable conduct, which includes, without limitation to the following: -
  - i. Corruption;
  - ii. Discrimination on grounds of race, ethnicity, place of origin, sex, or religion;
  - iii. Practice of nepotism, tribalism, clannism, or favoritism in the management of public affairs;
  - iv. Crimes against humanity, which include genocide;
  - v. Economic crime and
  - vi. Other acts which may bring the Party into hatred, ridicule, or contempt.
- b. All Party leaders and candidates shall uphold and protect human worth and dignity, respect human rights, equality of all persons, the fundamental principles of freedom, democracy, and justice.
- c. To ensure a clean Party leadership as indicated in (a) and (b) above, all Party leaders and candidates shall bind themselves by signing the Pledge of Commitment, which appears as Appendix II.





## APPENDIX II

## PLEDGE OF COMMITMENT

I..... of P. O. Box ..... In the Republic of Kenya, wishing to be nominated as a Party Candidate in the ..... elections, do hereby solemnly swear and pledge as follows: -

1. That I shall respect, defend, and safeguard the Constitution of Kenya and the Party Constitution and pledge allegiance to both Constitutions;
2. That I shall be loyal to my Country, Kenya, and my Party, DEK;
3. That I shall abide by the Party's motto of "All generations equal rights";
4. That I shall support the Party Manifesto and Programmes and undertake to work for their realization;
5. That I shall work to promote the Legislative supremacy of Parliament, the independence of the Judiciary, the Rule of Law, and the establishment of democratic institutions and processes;
6. That I shall never conduct, or participate in the torture, murder, harm, or the political suppression of another human being, and shall fully support the repeal and abrogation of all oppressive laws;
7. That I shall always defend the respect and protection of human rights and democratic freedoms;
8. That I shall accommodate criticism and observe the principles of transparency, accountability, and good governance;



9. That I shall support free and fair elections within the Party and in Kenya and the region.
10. That I shall oppose and never practice nepotism, clannism, sexism, or tribalism, and I shall ensure that the allocation of jobs and services is based on merit;
11. That I shall oppose and never practice corruption;
12. That I shall be transparent in all my business transactions and never allow my interest to prevail over the public interest;
13. That I shall always defend and protect public property and expose any misuse of public property, assets, and investments, irrespective of whoever is involved in the misuse;
14. That I shall never practice discrimination against anyone based on race, tribe, color, gender, or religion;
15. I swear this pledge on the understanding that I may be disqualified or required to resign from leadership if I contravene this Pledge of Commitment, the Code of Conduct for Leaders, or any part thereof.
16. I hereby irrevocably agree that this pledge of commitment constitutes a binding legal contract between me and the Party and that I shall obey any notice from NEC requiring me to resign and vacate any Party or other public office to which the Party nominated me on the ground that I have contravened the Code of Conduct or this Pledge of Commitment.

Signed this day..... of .....20.....



Name: .....ID: .....Signature: .....

In the presence of:

Name: .....ID: .....Signature: .....

Name: .....ID: .....Signature: .....

Name: .....ID: .....Signature: .....

### APPENDIX III

#### DEMOCRATIC DEVELOPMENT PARTY OF KENYA (DEK) ELECTION RULES NOMINATING PARTY CANDIDATES

(a) Any paid-up and qualified Party member under the Laws of Kenya and this constitution shall have the right to offer himself or herself to be nominated as a candidate for: -

- i. President and Deputy President in respect of Presidential Elections in which case the member shall be required to pay nomination fee as may be determined by the National Executive Committee and present





a nomination form in triplicate to the Party Electoral Commission duly signed by not less than two thousand paid up Party Members in at least 24 Counties.

- ii. The National Assembly, the Senate, the Governor and deputy governor, and the County Assembly upon payment of nomination fees in the amount determined by the National Executive Committee and present a nomination form in triplicate to the Party Electoral Commission, duly signed by the numbers of Party members prescribed by the Elections Act.
- iii. Ward representatives in respect of County Assembly Elections, upon payment of nomination fees in the amount prescribed by the National Executive Committee and present a nomination form in triplicate to the Party Electoral Commission, duly signed by the number of Party members prescribed by the Elections Act.
- iv. In all cases, the County Executive Committee may prescribe nomination fees over and above the limit set by NEC to facilitate successful Party nominations.

(b) Members of the Party shall cast their votes through a secret ballot for any of the candidates to be nominated for: -

- i. President and Deputy President in respect of Presidential and Deputy Presidential Elections:
- ii. Members of the National Assembly, Senate, and the Governor in respect of their respective elections and



iii. Ward Representatives in respect of County Assembly Elections.

(c) Where only one person is nominated without opposition as a candidate for: -

- i. President and Deputy President in respect of the Presidential Election.
- ii. Member of Parliament/Senate/County Assembly, Governor in respective elections, such persons shall be declared the Party Candidate.

(d) Party candidates in all elections shall be nominated in the manner prescribed in this Constitution.

## ELECTION RULES

1. These Rules may be cited as Elections Rules and are made pursuant to the Constitution of the Democratic Development Party of Kenya (DEK) and are intended to apply to elections and the governance of matters connected thereto.

2. In these Rules, unless the context otherwise provides or requires:

"AGM" means the Annual General Meeting.

"Constitution" means the Constitution of the Democratic Development Party of Kenya.

"CEC" means County Executive Committee.

"CMC" means Constituency Management Committee.

"COE" Means Council of Elders.

"Majority" means the greatest number of votes cast in any voting.

"Members" means members of the Democratic Development Party of Kenya.

"NDC" means the National Delegates Convention.



"NGC" means the National Governing Council.

"NEC" means the National Executive Committee.

"Party" means the Democratic Development Party of Kenya.

"PEC" means the Party Elections Commission.

## REGISTER OF MEMBERS

1. Every County Executive Committee shall compile a register of members which shall group members by Ward and Constituency in alphabetical order in triplicate as in Form 1 in the Schedule to these Rules and shall show the membership and the national identity card number. Such register shall be certified by the Chairman, Secretary, and Organizing Secretary of the County Executive Committee.
2. The County Executive Committee shall retain a copy of the Register and submit the other copies to the National Secretariat. The Constituency Management Committee shall ensure that a copy of the constituency register is available for members at the constituency level.
3. The said register shall also be opened for inspection at the County Executive Committee office by any member who desires to do so after giving seven days' notice in writing and on payment of a fee of Kenya Shillings five hundred (Kshs. 500) or as may be determined by the National Executive Committee from time to time.
4. Any person who considers that his/her name has been wrongly or unlawfully omitted from the said Register shall have the right to petition the Constituency





Management Committee. Any rectification of the said Register shall be communicated to the National Secretariat.

## NOMINATIONS AND ELECTIONS

1. The NEC, in consultation with the PEC, shall appoint or declare a day for elections to be held: -
  - a) At the Polling Station/Ward level, at which all members will participate in electing the Polling Station Mobilization and Ward Steering Committee office bearers pursuant to Article 9.16 of the Constitution;
  - b) At the Polling Station//Ward level to elect committee members of the Women's Congress pursuant to Article 9.16 (i) of this Constitution;
  - c) At the Polling Station//Ward level to elect the Congress of Young Democrats pursuant to Article 9.16 (j) of this Constitution;
  - d) At the Ward level to elect office bearers of the Ward Steering Committee pursuant to Article 9.15 of this Constitution.
2. Any member has a right to be nominated as a candidate for any office in the Ward Steering Committee and the Constituency Management Committee as provided in Article 9.13.4 of this Constitution.
3. Any member who is qualified in terms of Article 9.13.4 above has a right to be nominated as a candidate for any of the DEK national offices specified in Article 8 of this Constitution and shall pay a nomination fee as may be determined by the National Executive Committee



4. An application Form shall be presented by each candidate containing the following details: -
- a. Name of candidate
  - b. Party membership number;
  - c. National identity card number;
  - d. Postal and physical address;
  - e. Nomination fees receipt number;
  - f. Names of proposer and seconder who must be fully paid-up Party members;
  - g. A detailed curriculum vitae in respect of Constituency, County, and National Offices
  - h. A duly executed Pledge of Commitment.
5. The date and time of presentation of application forms/nomination papers shall be as follows: -
- a) In respect of Polling Station/Ward elections, the time shall be between the hours of seven (7.00 a.m.) and eleven (11.00 a.m.) on the day of elections;
  - b) In respect of Constituency elections, the period shall not be less than forty-eight (48) hours before polling;
  - c) In respect of County elections, the period shall not be less than 48 hours before polling, and
  - e) In respect of National Offices, the period shall be not less than two (2) weeks before the polling date.



6. The Party Election Commission shall appoint the following election officials: -
- i. Polling Station/Ward elections shall have one Presiding Officer and clerks.
  - ii. Constituency elections shall have one Returning Officer, a Presiding Officer, and clerks;
  - iii. County elections shall have one Returning Officer, a Presiding Officer, and clerks.
  - iv. National Party elections shall have one Returning Officer, two Assistant Returning Officers, and clerks.

#### POLLING STATIONS

1. PEC shall, in consultation with the Constituency Management Committee, appoint the place in the Ward, and as the case may be, at which the Polling Stations shall be established and shall assign to each polling station a distinguishing mark and/or number and distribute the list to all electoral areas.
  - i. Polling Stations shall be established by identifying a suitable venue as near as possible to the polling station;
  - ii. Ward and Constituency elections shall be held at administrative centres or other convenient locations. In all cases, each polling station should be clearly marked to ensure all voters can easily identify it, and shall have been made known to them at least 48 hours before polling commences.
2. Each Polling Station shall be presided over by a Presiding Officer and at least two clerks.





3. Young Dek officials shall assist the Presiding Officers to ensure smooth and efficient voting at the polling stations. They shall exclude all other persons except the candidates and their agents and/or persons necessarily assisting blind or incapacitated persons.
4. Each candidate may appoint not more than two agents per polling station, with letters of appointment addressed to the Presiding Officer.
5. No person shall vote in an area other than in respect of which he/she is entitled to vote as a registered Party member.
6. Voting shall be by secret ballot.
7. At the close of voting at each polling station the Presiding Officer shall in the presence of candidates or their agents count the votes cast for each candidate and enter the result in Election Return Forms 2, 3, and 4 in the Schedule to these Rules, which shall be certified by him/her and by the candidates or by their agents.
8. The Presiding Officer shall announce the results of the elections at the polling station.
9. The Presiding Officer shall retain the copies of Elections Return Forms 2, 3, and 4 and submit the originals thereof to the Returning Officer, after announcing the results of the elections.
10. Any applicant or candidate aggrieved by the decision of the Returning Officer or the respective Party committee may appeal to the Chairman of the Party Electoral Committee within 48 hours. If the appellant is not satisfied with the



latter's decision, he/she (the appellant) may appeal to NEC within 24 hours. The decision of NEC shall be final.



## SCHEDULE

**Schedule I: Party Symbol**

THE DEK Symbol is one shining diamond

**Schedule II: Party Flag**

The DEK flag is circular with green, white, and blue colors.

**Schedule III: Party Slogan**

The party slogan is "*all generations equal rights.*"

**Schedule V: Membership fees**

CATEGORY/MEMBERSHIP	AMOUNT	SIG RATES
<i>Ordinary</i>	100/=	50/=
<i>Life</i>	300,000/=	150,000/=
<i>Bronze</i>	30,000/=	15,000/=
<i>Silver</i>	50,000/=	25,000/=
<i>Gold</i>	150,0000/=	75,000/=
<i>Platinum</i>	500,000/=	250,000/=



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

**Schedule VI: Counties**

1. Mombasa
2. Kwale
3. Kilifi
4. Tana River
5. Lamu
6. Taita/Taveta
7. Garissa
8. Wajir
9. Mandera
10. Marsabit
11. Isiolo
12. Meru
13. Tharaka-Nithi
14. Embu
15. Kitui
16. Machakos
17. Makueni
18. Nyandarua
19. Nyeri



20. Kirinyaga
21. Murang'a
22. Kiambu
23. Turkana
24. West Pokot
25. Samburu
26. Trans Nzoia
27. Uasin Gishu
28. Elgeyo/Marakwet
29. Nandi
30. Baringo
31. Laikipia
32. Nakuru
33. Narok
34. Kajiado
35. Kericho
36. Bomet
37. Kakamega
38. Vihiga
39. Bungoma
40. Busia
41. Siaya
42. Kisumu



- 43. Homa Bay
- 44. Migori
- 45. Kisii
- 46. Nyamira
- 47. Nairobi City.

**Schedule VII: Delegates**

The number of delegates is 20 per county at the national delegates' conference.

